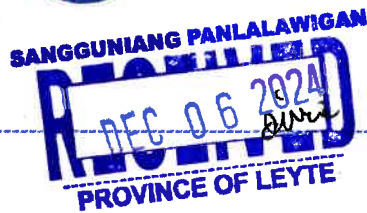


Item No.: 07
Date: 11 2024 DEC



Republic of the Philippines
PROVINCE OF LEYTE
Provincial Capitol
Tacloban City

Province of Leyte
Legal Office
Released: [Signature]
Time: [Signature]
Date: 12-5-24



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PROVINCIAL LEGAL OFFICE

2nd INDORSEMENT
November 11, 2024

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through SP Secretary, the attached Ordinance No. 09 series of 2024 of the Sangguniang Bayan of Dagami, Leyte.

Issues/concerns for review/recommendation/legal opinion is/are as follows:

- Ordinance No. 09 series of 2024 entitled: "An Ordinance establishing and maintaining the Migrant Advisory and Information Network (MAIN) desk in the Municipality of Dagami, Leyte."

REVIEW/RECOMMENDATION/LEGAL OPINION:

This office is of the opinion that the subject Ordinance is generally in accordance with its power under Section 447(a)¹ of the Local Government Code of 1991 (R.A 7160) in consonance with Republic Act no. 11862². However, it is noted that in the 1st whereas it says that RA 9208 was enacted in 2023 when the same law was enacted in 2003. Likewise in the 6th whereas, it should indicate that the relevant provision is section 114(f). Hence, this office recommends further review and revision of said ordinance.

We hope to have assisted you with this request. Please note that the opinion rendered by this Office are based on the facts available and may vary or change when additional facts and documents are presented or changed. This opinion is likewise without prejudice to the opinions rendered by higher and competent authorities and/or the courts.

ATTY. JOSE RAYMUND A. ACOL
Asst. Provincial Legal Officer [Signature]

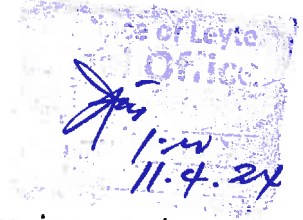
¹(a) The sangguniang bayan, as the legislative body of the municipality, shall enact ordinances, approve resolutions and appropriate funds for the general welfare of the municipality and its inhabitants pursuant to Section 16 of this Code and in the proper exercise of the corporate powers of the municipality as provided for under Section 22 of this Code

²" Expanded Anti-Trafficking in Persons Act of 2022. "

Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
31 October 2024



The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Ordinance No. 09, series of 2024** of the **Municipality of Dagami, Leyte**, entitled: **An Ordinance establishing and maintaining the Migrant Advisory and Information Network (MAIN) Desk in the Municipality of Dagami, Leyte.**


ANDRE S. SANICO
Prov'l. Govt. Asst. Dept. Head



Republic of the Philippines
Province of Leyte
Municipality of Dagami

*



Office of the Sangguniang Bayan

The Hon. Leonardo "Sandy" Javier
Vice-Governor/Presiding Chairman and
The Honorable Members of the Sangguniang Panlalawigan
Province of Leyte.



Through: Ms. Florinda Jill S. Uyvico
Secretary to the Sangguniang Panlalawigan
Province of Leyte.

The Sangguniang Bayan of the Municipality of Dagami, Leyte, respectfully submits 17 copies of **Municipal Ordinance No. 09, Series of 2024, entitled "An Ordinance Establishing and Maintaining the Migrant Advisory and Information Network (MAIN) Desk in the Municipality of Dagami, Leyte"**.

We request approval from the Sangguniang Panlalawigan to ensure the proper implementation of the ordinance in our municipality.

Thank you and may God bless.

Very Truly Yours,

FLOR G. YAP
Sangguniang Bayan Secretary
Dagami, Leyte.

original



Republic of the Philippines
Province of Leyte
MUNICIPALITY OF DAGAMI
*

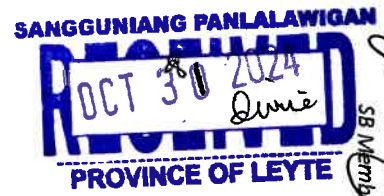


Office of the Sangguniang Bayan

EXCERPT FROM THE MINUTES OF THE 34TH REGULAR SESSION OF THE SANGGUNIANG BAYAN OF DAGAMI, LEYTE, HELD AT THE MUNICIPAL SESSION HALL ON 14 OCTOBER, 2024 AT 10:00 O'CLOCK IN THE MORNING.

Present:

- | | |
|---------------------------------|-------------------------------------|
| Hon. Homobono U. Bardillon | - Mun. Vice-Mayor/Presiding Officer |
| Hon. Judy M. Dumduma, Jr. | - Sangguniang Bayan Member |
| Hon. Rolando A. Bud-oy | - do- |
| Hon. Andres Bryan M. Bayona | - do- |
| Hon. Jose Jingle N. Sudario | - do- |
| Hon. Caridad B. Cabidog | - do- |
| Hon. Jetromus Jose S. Bardillon | - do- |
| Hon. Susan O. Mendoza | - do- |
| Hon. Reynaldo O. Treceñe | - do- |
| Hon. Arvin M. Delusa | - ABC President/Ex-Officio Member |
| Hon. Jameson C. Madalina | - SK Fed. Pres./Ex-Officio Member |



Absent:

NONE

MUNICIPAL ORDINANCE NO. 09
Series of 2024

AN ORDINANCE ESTABLISHING AND MAINTAINING THE MIGRANT ADVISORY AND INFORMATION NETWORK (MAIN) DESK IN THE MUNICIPALITY OF DAGAMI, LEYTE.

WHEREAS, Republic Act No. 9208 otherwise known as the Anti-Trafficking in Persons Act enacted in 2023 declared that the State values the dignity of every human person and guarantees the respect of individual rights.

WHEREAS, in the same law, it was also declared that the State recognizes that equal rights and inherent human dignity of women and men as enshrined in the United Nations Universal Declaration on Human Rights, United Nations Convention on the Rights of the child, United Nations Convention on the Protection of Migrant Workers and their Families, United Nations Convention Against Transnational Organized Crime including its protocol to Prevent, Suppress and Punish Trafficking in Persons, especially Women and Children and all other relevant and universally accepted human rights instruments and other international conventions;

WHEREAS, the Department of the Interior and Local Government (DILG) issued Memorandum Circular No. 2005-26, dated March 14, 2005 on the strict implementation of Republic Act No. 9208 to all levels of local governments, DILG Field Offices, and other concerned offices;

WHEREAS, Memorandum Circular No. 2006-172 dated December 12, 2006 was also issued to further strengthen LGU's efforts against human trafficking;

WHEREAS, the Circular mandates the LGUs, among others, to sustain the Migrant Advisory and Information Network (MAIN) Desk;

WHEREAS, Section 144 of the IRR of RA 11862 otherwise known as the Expanded Anti-Trafficking in Persons Act of 2022, mandates LGUs to undertake an information campaign against trafficking in persons through the establishment of the MAIN Desk in municipalities or provinces in coordination with the DILG, PIA, CFO, NGOs and other concerned agencies.

HON. HOMOBONO U. BARDILLON
Mun. Vice-Mayor/Presiding Officer

FLOR G. YAP
SB Secretary

HON. JUDY M. DUMDUMA, JR.
SB Member

HON. ROLANDO A. BUD-OY
SB Member

HON. ANDRES BRYAN M. BAYONA
SB Member

HON. JOSE JINGLE N. SUDARIO
SB Member

HON. CARIDAD B. CABIDOG
SB Member

HON. JETROMUS JOSE S. BARDILLON
SB Member

HON. SUSAN O. MENDOZA
SB Member

HON. REYNALDO O. TRECEÑE
SB Member

HON. ARVIN M. DELUSA
ABC Pres./Ex-Officio Member

HON. JAMESON C. MADALINA
SK Fed. Pres./Ex-Officio Member

(Cont. Ordinance No. 2024-09 of SB Regular Session, held on October 14, 2024, etc.)

NOW THEREFORE, on motion by **HON. ANDRES BRYAN M. BAYONA**, Chairman Committee on Peace & Order & Public Safety, duly seconded by all the members present, be it:

BE IT ENACTED, by the Sangguniang Bayan of Dagami in session assembled, that:

SECTION 1. SHORT TITLE. – This Ordinance shall be known as "An Ordinance Establishing and Maintaining the Migrant Advisory and Information Network (MAIN) Desk in the City/Municipality of Dagami, Leyte:"

SECTION 2. ORGANIZATION. The Migrant Advisory and Information Network Desk (MAIN) is hereby lodged with the Office of the Local Chief Executive. An Executive Order shall be issued by the Local Chief Executive to identify specific personnel who will serve as the MAIN Desk Officer of the LGU.

SECTION 3. FUNCTIONS. To ensure an integrated and concerted effort, the MAIN Desk in addition to its functions of generating, maintaining, and providing information related to human trafficking (based on DILG Memorandum Circular No. 2005-26), in coordination with concerned local offices, undertake the following related activities:

1. Preparation of referrals of Mail Order Bride cases;
2. Documentations of cases of trafficking and illegal recruitment;
3. Establishment and partnership with Local Public Employment Service Office (PESO) in generating information of illegal recruiter with the Municipal Social Welfare and Development Office on the provision of data on victims/affected family for livelihood assistance;
4. Develop a system for accreditation among NGOs for purposes of establishing centers and programs for intervention in various levels of the community;
5. Render regular periodic report on the accomplishments, issues and concerns during quarterly meetings of the Local Committee on Anti- Trafficking and Violence Against Women and their Children (LCAT-VAWC);
6. Establishment of MAIN Social Media Page and interconnected with concerned agencies and non-government organizations;
7. Development and dissemination of IEC materials on cases of trafficked persons/children;
8. Intensity information dissemination among schools and barangays of the LGU; and
9. Maintaining partnership with the local media and other partner organizations on campaign against human trafficking.

SECTION 4. FUNDING. Funds necessary to operationalize and fund projects, programs, activities, and services related to the MAIN shall be charged against the LGU's budget and to be reflected in its Annual Operations Plan & Budget.

SECTION 5. REPEALING CLAUSE. All ordinances, rules and regulations or parts thereof in conflict with this Ordinance are hereby repeated or modified accordingly.

SECTION 6. SEPARABILITY CLAUSE. If any provision or part hereof is held invalid or declared unconstitutional, the other provisions which are not affected thereby shall continue to be in full force and effect.


HON. JODY M. DUMDUMA, JR.
SB Member


HON. ROLANDO A. BUD-OY
SB Member


HON. ANDRES BRYAN M. BAYONA
SB Member


HON. JOSE JINGLE N. SUDARIO
SB Member

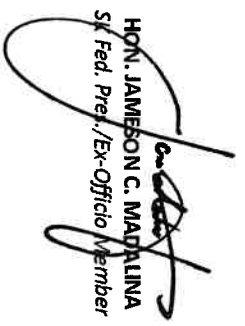

HON. CARIDAD B. CABIDOG
SB Member


HON. JETRO M. SESE
SB Member



HON. SUSAN O. MIRANDA
SB Member


HON. RENALDO O. TRECEÑA
SB Member


HON. ARMIN M. DELUSA
ABC Pres./Ex-Officio Member


HON. JAMISON C. MARALUNA
St. Fed. Pres./Ex-Officio Member


HON. HOMOBONO U. BARDILLON
Mun. Vice-Mayor/Presiding Officer


FLOR G. YAP
SB Secretary


(Cont. Ordinance No. 2024-09 of SB Regular Session, held on October 14, 2024, etc.)


SECTION 7. EFFECTIVITY. This Ordinance shall take effect ten (10) days following its posting in at least two conspicuous places in the city/municipality and likewise in the official social media platforms and website of the LGU of Dagami, Leyte.

ENACTED this 14th day of October, 2024 at the Sangguniang Bayan Session Hall at Dagami, Leyte.


APPROVED.


I HEREBY CERTIFY the correctness of the foregoing ordinance.



FLOR G. YAP
SB Secretary


ATTESTED: 
HON. HOMOBONO U. BARDILLON
Mun. Vice-Mayor/Presiding Officer


HON. JUDY M. DUMDUMA, JR.
SB Member



HON. ANDRES BRYAN M. BAYONA
SB Member



HON. CARIDAD B. CABIDOG
SB Member



HON. SUSAN O. MENDOZA
SB Member



HON. ARVIN M. DELUSA
ABC President/Ex-Officio Member


HON. ROLANDO A. BUD-OY
SB Member


HON. JOSE LINGLE N. SUDARIO
SB Member


HON. JETROMUS JOSE S. BARDILLON
SB Member


HON. REYNALDO O. TRECEÑE
SB Member


HON. JAMESON C. MADALINA
SK Fed. Pres./Ex-Officio Member

APPROVED:


HON. ANGELITA M. DELUSA
Municipal Mayor