

Item No.: 17

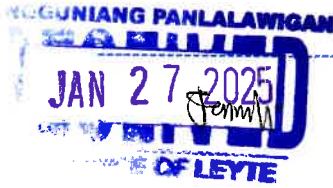
Date: 11 2025 FEB



Republic of the Philippines
PROVINCE OF LEYTE
Provincial Capitol
Tacloban City

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PROVINCIAL LEGAL OFFICE



2nd INDORSEMENT
January 9, 2025

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 2024-34 of the Sangguniang Bayan of Calubian, Leyte.

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

- Ordinance No. 2024-34 entitled: **“An Ordinance establishing the institutional mechanisms for trafficking in persons, etc.”**

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)¹ of the Local Government Code of 1991 (R.A 7160) in consonance with RA No. 10364². Hence, we recommend for the declaration of its validity.

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
Provincial Legal Officer 

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, and shall:

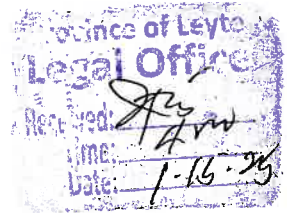
(1) Approve ordinances and pass resolutions necessary for an efficient and effective municipal government,

² “Expanded Anti-Trafficking in Persons Act of 2012”


Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
15 January 2025



The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Ordinance No. 2024-34** of the **Municipality of Calubian, Leyte**, entitled: **An Ordinance establishing the institutional mechanisms for trafficking in persons, protection and support of trafficked persons in the Municipality of Calubian, Leyte, pursuant to the provisions of Republic Act No. 9208, otherwise known as the "Anti-Trafficking in Persons Act of 2003", as amended by Republic Act No. 10364 or the "Expanded Anti-Trafficking in Persons Act of 2012", and for other purposes.**


FLORINDA JILI S. UYVICO
Provl Govt. Asst. Dept. Head



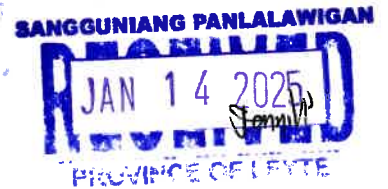
Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Calubian



OFFICE OF THE SANGGUNIANG BAYAN

January 14, 2025
October 4, 2024

HON. LEONARDO M. JAVIER, JR.
Provincial Vice Governor, Presiding Officer; and
The Honorable Members of the Sangguniang Panlalawigan
Province of Leyte
New Leyte Provincial Capitol
Palo, Leyte



THRU: MS. FLORINDA JILL S. UYVICO
Provincial Government Department Head
Secretary to the Sanggunian
Province of Leyte

Dear Honorable Ladies/ Gentlemen:

Good day!

We are respectfully forwarding *fifteen (15) copies* of the following Municipal Ordinances and its supporting attachments for favorable review and approval of the Honorable Sangguniang Panlalawigan of Leyte, to wit:

1. **Municipal Ordinance No. No. 2024-30**, entitled: "AN ORDINANCE CREATING THE OFFICE OF THE MUNICIPAL AGRICULTURAL AND BIOSYSTEMS ENGINEERS FOR THE MUNICIPALITY OF CALUBIAN, LEYTE AS A MANDATORY OFFICE PER JOINT MEMORANDUM CIRCULAR NO. 07, SERIES OF 2020 OF THE DEPARTMENT OF AGRICULTURE, DEPARTMENT OF BUDGET AND MANAGEMENT, CIVIL SERVICE COMMISSION, AND DEPARTMENT OF INTERIOR AND LOCAL GOVERNMENT"
2. **Municipal Ordinance No. 2024-31**, entitled: "AN ORDINANCE CREATING THE POSITIONS OF ENGINEERING ASSISTANT, SG-8, AND ENGINEER I, SG-12, UNDER THE OFFICE OF THE MUNICIPAL AGRICULTURAL AND BIOSYSTEMS ENGINEERS FOR THE MUNICIPALITY OF CALUBIAN, LEYTE."
3. **Municipal Ordinance No. 2024-33**, entitled: "AN ORDINANCE INSTITUTING AND IMPLEMENTING THE REGISTRATION OF OWNERSHIP OF AGRICULTURAL AND FISHERIES MACHINES AND EQUIPMENT IN ACCORDANCE WITH THE JOINT MEMORANDUM CIRCULAR NO. 2018-02 BY THE DEPARTMENT OF AGRICULTURE AND THE DEPARTMENT OF INTERIOR AND LOCAL GOVERNMENT RELATIVE TO THE NATIONAL GUIDELINES FOR THE REGISTRATION OF OWNERSHIP OF AGRICULTURAL AND FISHERIES MACHINES AND EQUIPMENT WITHIN THE TERRITORIAL JURISDICTION OF THE MUNICIPALITY OF CALUBIAN, LEYTE"
4. **Municipal Ordinance No. 2024-34**, entitled: "AN ORDINANCE ESTABLISHING THE INSTITUTIONAL MECHANISMS FOR TRAFFICKING IN PERSONS, PROTECTION AND SUPPORT OF TRAFFICKED PERSONS IN THE MUNICIPALITY OF CALUBIAN LEYTE, PURSUANT TO THE PROVISIONS OF REPUBLIC ACT NO. 9208, OTHERWISE KNOWN AS THE "ANTI-TRAFFICKING IN PERSONS ACT OF 2003," AS AMENDED BY REPUBLIC ACT

NO. 10364, OR THE "EXPANDED ANTI-TRAFFICKING IN PERSONS ACT OF 2012," AND FOR OTHER PURPOSES."

5. ***Municipal Ordinance No. 2024-35***, entitled: "AN ORDINANCE AMENDING SECTION 3 OF MUN. ORDINANCE NO. 2024-11, ENTITLED "AN ORDINANCE ESTABLISHING A VIOLENCE AGAINST WOMEN AND THEIR CHILDREN (VAWC) DESK IN EVERY BARANGAY OF THE MUNICIPALITY OF CALUBIAN, LEYTE"
6. ***Municipal Ordinance No. 2024-36***, entitled: "AN ORDINANCE AMENDING SECTION 7 OF MUNICIPAL ORDINANCE NO. 2024-12, ENTITLED "AN ORDINANCE ESTABLISHING THE OFFICE OF SENIOR CITIZEN AFFAIR (OSCA) OF THE MUNICIPALITY OF CALUBIAN, LEYTE."

For your perusal. Please acknowledge receipt hereof.

Thank you.

Very truly yours,


ATTY. KEISHA YNA VINEE V. RAMIREZ
MGDHI (Secretary to the Sanggunian)



Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Calubian
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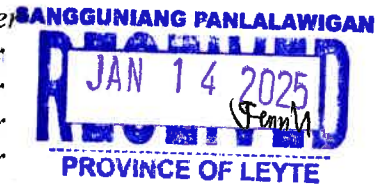


OFFICE OF THE SANGGUNIANG BAYAN

MINUTES OF THE ONE HUNDRED SEVENTH (107TH) REGULAR SESSION OF THE SANGGUNIANG BAYAN OF CALUBIAN, LEYTE HELD ON DECEMBER 16, 2024 AT THE SB SESSION HALL, LEGISLATIVE BUILDING.

PRESENT:

Vice Mayor Anna Love Veloso – Laurente - Presiding Officer
SB Member Noel G. Eamiguel - Member
SB Member Eugenio A. Ching, Jr. - Member
SB Member Jullian Marc A. Batiancela - Member
SB Member Ester P. Lubiano - Member
SB Member Benjamin A. Calbitaza - Member
Liga ng mga Barangay Pres. Alfredo M. Casas - Member
SB Member Julia E. Halichic - Member
SB Member Alyza F. Nierras - Member
SK Fed. Pres. Carl Ernest D. Ponce - Member



FORCED LEAVE:

SB Member Lucita A. Palconit - Member

ORDINANCE NO. 2024-34

AN ORDINANCE ESTABLISHING THE INSTITUTIONAL MECHANISMS FOR TRAFFICKING IN PERSONS, PROTECTION AND SUPPORT OF TRAFFICKED PERSONS IN THE MUNICIPALITY OF CALUBIAN LEYTE, PURSUANT TO THE PROVISIONS OF REPUBLIC ACT NO. 9208, OTHERWISE KNOWN AS THE "ANTI-TRAFFICKING IN PERSONS ACT OF 2003," AS AMENDED BY REPUBLIC ACT NO. 10364, OR THE "EXPANDED ANTI-TRAFFICKING IN PERSONS ACT OF 2012," AND FOR OTHER PURPOSES.

INTRODUCED BY: COMMITTEE ON TOURISM DEVELOPMENT, SOCIAL AND CULTURAL DEVELOPMENT

HON. JULIA E. HALICHIC
HON. ESTER P. LUBIANO
HON. JULLIAN MARC A. BATIANCELA
HON. ALYZA F. NIERRAS

WHEREAS, the State values the dignity of every human person and guarantees the respect of individual rights;

WHEREAS, Congress enacted Republic Act (R.A.) No. 9208, otherwise known as the Anti-Trafficking in Persons Act of 2003, with the sole objective of eliminating trafficking in persons and ensuring the victim's recovery, rehabilitation, and reintegration into the mainstream of society, thereby promoting the dignity of every human being;

WHEREAS, under Section 144 Paragraph 2 of Rules and Regulations implementing R.A. No. 9208, the Local Government Unit is mandated to enact ordinances or issuances aimed at providing protection and support to trafficked persons and their families;

WHEREAS, Section 16 (j) of Republic Act No. 9208 mandates local government units to monitor and document cases of trafficking in persons in their areas of jurisdiction, effect the cancellation of licenses of establishments which violate its provisions and ensure effective prosecution of such cases;

WHEREAS, the Philippine Government declared its full support to the worldwide campaign to fight TIP when in Congress passed the amendments to Republic Act No. 9208 under Republic Act No.

Noel G. Eamiguel
 NOEL G. EAMIGUEL
 SB Member

Jullian Marc A. Batiancela
 JULLIAN MARC A. BATIANCELA
 SB Member

Ester P. Lubiano
 ESTER P. LUBIANO
 SB Member

Eugenio A. Ching, Jr.
 EUGENIO A. CHING, JR.
 SB Member

Benjamin A. Calbitaza
 BENJAMIN A. CALBITAZA
 SB Member

Julia E. Halichic
 JULIA E. HALICHIC
 SB Member

Carl Ernest D. Ponce
 CARL ERNEST D. PONCE
 SK Federation President

Alfredo M. Casas
 ALFREDO M. CASAS
 Liga ng mga Barangay Pres.

10364, also known as the "Expanded Anti-Trafficking in Persons Act of 2012" which was formally signed into law by the President on February 6, 2013;

WHEREAS, the Republic Act No. 10364 widened the definition of trafficking in persons and created an inter-agency council against trafficking and instituted policies to eliminate Trafficking in Persons (TIP), especially women and children, establishing the necessary institutional mechanisms for the protection and support of trafficked persons, providing penalties for its violations and other purposes;

WHEREAS, pursuant to Section 19 of the Rules and Regulations Implementing Republic Act No. 9208 (as amended), the local government units (LGUs) shall enact ordinances aimed at providing protection and support to trafficked persons and their families;

WHEREAS, in line with the objective of the current administration to make the Municipality of Calubian, Leyte a safe Municipality for all its residents, it is imperative that this concern be directly and effectively addressed by the Municipal Government of Calubian, Leyte, in order to prevent the Municipality from becoming a source, transit point or destination of trafficking victims.

NOW THEREFORE, on motion of SB Member Julia E. Halichic, duly seconded by SB Member Benjamin A. Calbitaza, and the Majority of the SB Members present;

BE IT ORDAINED, AS IT IS HEREBY ORDAINED, by the Sangguniang Bayan of Calubian, Leyte in session assembled, that:

Section 1. Title. – This Ordinance shall be known as the “Anti-Trafficking in Persons of the Municipality of Calubian, Leyte.”

Section 2. Declaration of Policy. – It is hereby declared that it is the policy of the to value the dignity of every human person and guarantees the respect of individual rights. In pursuit of this policy, the Municipality shall give highest priority to the enactment of measures and development of programs that will promote human dignity, protect the people from any threat of violence and exploitation, eliminate trafficking in persons, and mitigate pressures for involuntary migration and servitude of persons, not only to support trafficked persons but more importantly, to ensure their recovery, rehabilitation and reintegration into the mainstream of society.

It shall be a policy of the Municipality to recognize the 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 to which the Philippines is a signatory.

The Municipal Government of Calubian, Leyte shall address the problem of trafficking in persons, especially women and children, at the local level by instituting policies and programs to prevent, protect and rehabilitate trafficked persons.

Section 3. Definition Of Terms. – The following definitions of terms are hereby adopted from Article 2 Section 5 of Republic Act No. 9208 as amended by Republic Act No. 10364:

(a) **Accessories** – whoever has the knowledge of the commission of the crime and without having participated therein, either as principal or accomplice, take part in its commission in any of the following manners:

- a.1. Profiting themselves on assisting the offender to profit by effect of the crime;
- a.2. Concealing or destroying the body of the crime or effects or instruments in order to prevent its discovery;
- a.3. Harboring, concealing, or assisting in the escape of the principal of the crime, provided the accessory acts with the abuse of his or her public functions or is known to be habitually guilty of some other crime.

(b) **Child** – refers to a person below eighteen (18) years of age or one who is over 18 but is unable to fully take care or protect himself or herself from abuse, neglect, cruelty, exploitation or discrimination because of a physical or mental disability or condition.

(c) **Council** – shall mean the Inter-Agency Council Against Trafficking created under Section 6 of R.A. No. 9208 as amended by R.A. No. 10364.

CARL ERNEST D. PONCE
SK Federation President

JULIAN MARCA BATIANCELA
SB Member

EUGENIO A. CHING, JR.
SB Member

BENJAMIN A. CALBITAZA
SB Member

JULIA E. HALICHIC
SB Member

NOEL G. EAMIGUEL
SB Member

ESPER P. LUBIANO
SB Member

ALFREDO M. CASAS
Liga ng mga Barangay Pres.

(d) **Debt Bondage** – refers to the pledging by the debtor of his/her personal services or labor or those of a person under his/her control as security or payment for a debt, when the length and nature of services is not clearly defined or when the value of the services as reasonably assessed is not applied toward the liquidation of the debt.

(e) **Forced Labor** – refers to the extraction of work or services from any person by means of enticement, violence, intimidation or threat, use of force or coercion, including deprivation of freedom, abuse of authority or moral ascendancy, debt bondage or deception including any work or service extracted from any person under the menace of penalty.

(f) **Involuntary Servitude** – refers to a condition of enforced and compulsory service induced by means of any scheme, plan or pattern, intended to cause a person to believe that if he or she did not enter into or continue in such condition, he or she or another person would suffer serious harm or other forms of abuse or physical restraint, or threat of abuse or harm, or coercion including depriving access to travel documents and withholding salaries, or the abuse or threatened abuse of legal process.

(g) **Sexual Exploitation** – refers to participation by a person in prostitution, pornography or the production of pornography, in exchange for money, profit or any other considerations or where the participation is caused or facilitated by any means of intimidation or threat, use of force, or other forms of coercion, abduction, fraud, deception, debt bondage, abuse of power or position of legal process, taking advantage of vulnerabilities of the person, or giving, or receiving of payments or benefits to achieve the consent of a person having control over another person; or facilitated by any means as provided in these acts.

(h) **Slavery** – refers to the status or condition of a person over whom any or all of the powers attaching to the right ownership are exercised.

(i) **Trafficking in Persons** – refers to the recruitment, obtaining, hiring, providing, offering, transportation, transfer, maintaining, harboring, or receipt of persons with or without the victims' consent or knowledge, within or across national borders by means of threat or use of force, or other forms of coercion, abduction, fraud, deception, abuse of power or position, taking advantage of the vulnerability of the person, or the giving or receiving of payments or benefits to achieve the consent of a person having control over another person for the purpose of exploitation which includes at a minimum, the exploitation or the prostitution of other or other forms of sexual exploitation, forced labor or services, slavery, servitude or the removal or sale of organs.

The recruitment, transportation, transfer, harboring, adoption, or receipt of a child for the purpose of exploitation or when the adoption is induced by any form of consideration for the purpose of exploitation shall also be considered as Trafficking in Persons even if it does not involve any means set forth in the preceding paragraph, pursuant to R.A. No. 10364.

The use, procuring or offering of a child for the production and trafficking of drugs.

The use, procuring or offering of a child for illegal activities or work, which by nature or the circumstances it is carried out, is likely to harm their health, safety and morals.

(j) **Pornography** – refers to any representation, through publication, exhibition, cinematography, indecent shows, information technology, or by whatever means of a person engage in real or simulated explicit sexual activities or any representation of the sexual parts of a person for primarily sexual purposes.

(k) **Prostitution** – refers to any act, transaction, scheme, or design involving the use of person by another, for sexual intercourse or lascivious conduct in exchange for money, profit or any other consideration.

(l) **Recovery and Reintegration Programs for TIP** – DSWD/ MSWD comprehensive program that ensures adequate recovery and reintegration services provided to trafficked persons.

(m) **Victim Processing Center** – a discrete, secure and dignified space of victims for a stay of at least 3 days to allow immediate/initial processing of the survivor's reaction after rescue, completion of key post-operation support activities and gather victim testimonies to be submitted in legal proceedings against their perpetrators.

CARL ERNEST D. PONCE
SK Federation President

JULIA E. HALICHIC
SB Member

ALFREDO M. CASAS
Liga ng mga Barangay Pres.

BENJAMIN A. CALBITAZA
SB Member

EUGENIO A. CHING, JR.
SB Member

ESPER P. LUBIANO
SB Member

JULLIAN MARCA BATIANCELA
SB Member

NOEL S. ENMIGUEL
SB Member

(n) **Sex Tourism** – refers to a program organized by travel and tourism-related establishments and individuals which consists of tourism packages or activities, utilizing and offering escort and sexual services as enticements for tourists.

(o) **Local IACT** – refers to the Local Inter-Agency Council Against Trafficking.

(p) **GAD** – refers to Gender and Development.

(q) **GFPS** – refers to GAD Focal Point System.

(r) **GPB** – refers to Gender and Development Plan and Budget.

(s) **BCPC** – refers to Barangay Council for the Protection of Children.


Section 4. Presumption of Child Trafficking. – Adults who are traveling with minors not their relatives by consanguinity or affinity, who fail to present appropriate documents, are deemed to have committed acts constituting child trafficking.

Section 5. Local Inter-Agency Council Against Trafficking. – There is hereby established in the Municipality of Calubian, Leyte a Local Inter-Agency Council Against Trafficking, to be composed of the Municipal Mayor as Chairperson, and shall have the following as members:

- a) Municipal Social Welfare and Development Officer
- b) Municipal Health Officer
- c) Public Employment Services Officer
- d) Chairperson, SB Committee on Tourism Development, Social and Cultural Development
- e) Chairperson, SB Committee on Health, Disaster and Risks Reduction Management
- f) Chairperson, SB Committee on Barangay Affairs and Development
- g) Chairperson, SB Committee on Youth and Sports Development
- h) Chairperson, SVB Committee on Law Enforcement and Peace and Order
- i) Chief of Police, PNP Calubian, Leyte
- j) Prosecutor - Calubian
- k) Representative, Public Attorney's Office - Calubian
- l) Representative, Philippine Coast Guard – Calubian
- m) Schools Division Superintendent or his representative/s, Department of Education
- n) Representative, TESDA
- o) Three (3) representatives from NGOs, who shall be composed of one (1) representative each from among the sectors representing women, overseas Filipino workers (OFWs) and children. These representatives shall be nominated by the government agency representatives of the Council, for appointment by the Municipal Mayor for a term of three (3) years.

Section 6. Functions of the Council. – The Local IACT shall have the following powers and functions:

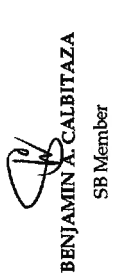
- A. Oversee the implementation of the provisions of Republic Act No. 9208 and its implementing rules and regulations, which includes the following:
 1. Formulate a comprehensive and integrated program to prevent and suppress the trafficking in persons;
 2. Monitor and oversee the strict implementation of the Municipality's program on prevention and suppression of trafficking in persons;
 3. Coordinate the programs and projects of the various member agencies to effectively address the issues and problems attendant to trafficking in persons;
 4. Coordinate the conduct of massive information dissemination and campaign on the existence of the law and the various issues and problems attendant to trafficking through the concerned offices, agencies, and/or NGOs;
 5. Direct other agencies to immediately respond to the problems brought to their attention and report to the Council on action taken;
 6. Assist in filing of cases against individuals, agencies, institutions, or establishments that violate the provisions of the law;
 7. Formulate a program for the reintegration of trafficked persons in cooperation with DOLE, DSWD, Technical Education and Skills Development Authority (TESDA), Commission on Higher Education (CHED), and NGOs;
 8. Secure from any department, bureau, office, agency, or instrumentality of the government or from NGOs and other civic organizations such assistance as may be needed to effectively implement the provisions of the law;

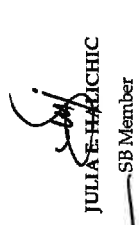

NOEL C. FAMIGUEL
SB Member


JULETAN MARC A. BATIANCELA
SB Member


ESPER P. LUBIANO
SB Member


EUGENIO A. CHING, JR.
SB Member


BENJAMIN A. CALBITAZA
SB Member


JULIA E. HACHICH
SB Member


CARL ERNEST D. PONCE
SK Federation President


ALFREDO M. CASAS
Liga ng mga Barangay Pres.

9. Develop the mechanism to ensure the timely, coordinated, and effective response to cases of trafficking in persons;
10. Coordinate with the Department of Transportation and Communications (DOTC), Department of Trade and Industry (DTI), and other NGOs in monitoring the promotion of advertisement of trafficking in the internet;
11. Adopt measures and policies to protect the rights and needs of trafficked persons who are foreign nationals in the Municipality;
12. Initiate training programs in identifying and providing the necessary intervention or assistance to trafficked persons; and
13. Exercise all the powers and perform such other functions necessary to attain the purposes and objectives of Republic Act No. 9208.

Section 7. Secretariat to the Council. – The Municipal Social Welfare and Development Officer shall act as the Secretariat for the Council.

Section 8. Meetings And Quorum. — The Local IACT shall meet quarterly in a year. Special meetings may be called upon by the Chairperson or upon the request of the majority of the Committee members.

Section 9. Anti-Trafficking In Persons Database. — The Municipal Government of Calubian, Leyte, through the Municipal Social Welfare and Development (MSWD) Officer, shall monitor and document cases of trafficking in persons within its territorial jurisdiction.

The MSWD, is hereby tasked to ensure the harmonization and standardization of databases, including minimum data requirements, definitions, reporting formats, data collection systems, and data verification systems. Such databases shall have, at the minimum, the following information:

- i. The number of cases of TIP, sorted according to status of cases, including the number of cases being investigated, submitted for prosecution, dropped, and filed and/or pending before the courts and the number of convictions and acquittals;
- ii. The demographic profile/information on each case (sex and age disaggregated);

Section 10. Provision Of Financial Assistance To Victim And Survivors Of Trafficking. — The Municipal Government of Calubian, Leyte shall provide financial assistance for victims/survivors of TIP and other forms of Sexual Exploitation. These assistances shall be used for medical, hospital, legal, and educational needs of the victims/survivors. It can also be used for counseling and social intervention. The MSWD shall oversee assessment and recommendation of assistance of the victims/survivors of TIP and other forms of Sexual Exploitation.


Section 11. Information Campaign On Anti-Trafficking. — The Municipal Government of Calubian, Leyte shall utilize the Migrant Advisory and Information Network (MAIN) Desk established under Municipal Ordinance No. 2024-09.

- i. Barangays are hereby encouraged to put their own MAIN Desks as part of their programs on Anti-Trafficking, to undertake information dissemination campaigns on trafficking in persons.
- ii. The Municipal Government shall produce and publish information education and communication materials about trafficking in persons such as, but shall not be limited to, primers, flyers, brochures, posters, stickers, television/radio/print advertisements, and websites, which shall be made available in bus and jeepney terminals, and other similar places where acts of trafficking may be committed and/or facilitated.
- iii. In addition, the Municipal Government of Calubian, Leyte shall conduct information dissemination activities at the barangay level and coordinate such activities with GAD Focal Point System, and DILG as provided for under Section 16 of R.A. No. 9208, as amended by R.A. No. 10364.

Section 12. Cancellation Of Licenses Of Establishments Engaged In Trafficking Activities. — The Office of the Mayor, through the Business Permits and Licensing Office (BPLO), shall, after due notice and hearing, effect the cancellation of business permits and licenses of establishments on the following grounds:

- (a) Upon lawful order of the court;
- (b) Upon issuance of permanent closure order by the Department of Labor and Employment for violation of R.A. No. 9231 (An Act Providing the Elimination of the Worst Forms of Child Labor and Affording Stronger Protection for the Working Child) in relation to R.A. No. 10364;
- (c) When the establishment or its owner or any of its staff violates the provisions of R.A. No. 10364.


NOELLE E. AMIGUEL
SB Member


JULIAN MARC A. BATIANCELA
SB Member


ESTER P. LUBIANO
SB Member


EUGENIO A. CHING, JR.
SB Member


BENJAMIN X. CALBITAZA
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ALFREDO M. CASAS
Liga ng mga Barangay Pres.


ALFREDO M. CASAS
Liga ng mga Barangay Pres.

The proceedings arising from this Section shall be summary in nature.

Upon receipt of the Order of the Court (Sec 15.a), order of the DOLE (Sec. 15.b) or information or report that an establishment or its personnel had violated any provisions of R.A. No. 10364 the Office of the Mayor or through the Head of the BPLO, shall send a Show Cause Order to the registered owner of the concerned establishment requiring the latter to submit evidence why the cancellation of the business is not an appropriate remedy.

The concerned business establishment shall have a period of three (3) days to submit countervailing evidence upon receipt of the order. No motion or request for extension shall be entertained, and such motion shall be taken as a waiver on the part of the establishment to contest the findings and recommendations of the Office of the Mayor. Upon receipt of the reply, the Office of the Mayor shall forthwith resolve the issue within the period of not more than ten (10) days.

The Order canceling the business permit shall take effect immediately upon signing of the Mayor. No motion for reconsideration shall be entertained.

Section 13. Appropriation. — Funds shall be allocated for the expenses for the implementation of this Ordinance. The annual budget of the Local IACT for purposes of implementing this Ordinance shall be drawn from the Office of the Mayor to be included in the Gender and Development (GAD) Fund of the LGU.

The annual appropriation of the Office of the Mayor shall not limit other departments or offices from including in their proposed annual budget, programs, projects and activities on Anti-Trafficking.

Section 14. Repealing Clause. — All ordinances, resolutions, executive issuances, or rules and regulations, or parts thereof, which are inconsistent with or contrary to the provisions of this Ordinance, are hereby deemed repealed, amended, or modified accordingly.

Section 15. Applicability Clause. — The provisions of existing ordinances, resolutions, or executive orders dealing with related subject matter such as protection against child labor and exploitation, anti-violence against women and children, and the like which are not contradictory with this Ordinance, are hereby adopted as an integral part of this Ordinance.

Section 16. Separability Clause. — If for any reason, any section, or provisions of this Ordinance is held unconstitutional or invalid, the other sections or provisions hereof shall not be affected thereby.

Section 17. Effectivity Clause. — This Ordinance shall take effect immediately upon approval of the Municipal Mayor, unless otherwise provided by the Honorable Sangguniang Panlalawigan of Leyte.

Approved.

Ordinance No. 2024-34

APPROVED, this 16th day of December, 2024 at Calubian, Leyte.

I HEREBY CERTIFY to the correctness of the foregoing Ordinance.

ATTY. KEISHA YAVINEE V. RAMIREZ
MGDHI (Secretary to the Sanggunian)

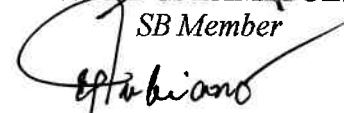
ATTESTED BY:


ANNA LOVE VELOSO-LAURENTE
Presiding Officer


JULLIAN MARC A. BATIANCELA
SB Member


EUGENIO A. CHING, JR.
SB Member



NOEL G. CAMIGUEL
SB Member


ESTER P. LUBIANO
SB Member


JULIA E. HALICHIC
SB Member

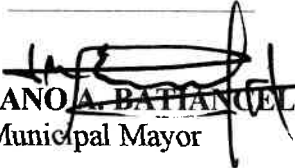

BENJAMIN A. CALBITAZA
SB Member


CARL ERNEST D. PONCE
SK Federation President


ALYAN F. NIERRAS
SB Member


ALFREDO M. CASAS
Liga ng mga Barangay Pres.

APPROVED:
Date: 13 JAN 2025


HON. MARCIANO A. BATHANCELA, JR.
Municipal Mayor



Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Calubian

OFFICE OF THE SECRETARY
TO THE SANGGUNIANG BAYAN
sbsec0813.mgocalubian@gmail.com



CERTIFICATE OF POSTING


TO WHOM THIS MAY CONCERN:

THIS IS TO CERTIFY THAT the Municipal Ordinance No. 2024-34, entitled: "AN ORDINANCE ESTABLISHING THE INSTITUTIONAL MECHANISMS FOR TRAFFICKING IN PERSONS, PROTECTION AND SUPPORT OF TRAFFICKED PERSONS IN THE MUNICIPALITY OF CALUBIAN LEYTE, PURSUANT TO THE PROVISIONS OF REPUBLIC ACT NO. 9208, OTHERWISE KNOWN AS THE "ANTI-TRAFFICKING IN PERSONS ACT OF 2003," AS AMENDED BY REPUBLIC ACT NO. 10364, OR THE "EXPANDED ANTI-TRAFFICKING IN PERSONS ACT OF 2012," AND FOR OTHER PURPOSES." was posted on the Bulletin Board of the Sangguniang Bayan on January 13, 2025 and other conspicuous places in the Municipality of Calubian, Leyte, and it will remain posted therein for three (3) consecutive weeks.

THIS CERTIFICATION is issued in compliance with ARTICLE 114 of the Implementing Rules and Regulations of Regulations of Republic Act No. 7160.

ISSUED the 13th day of January, 2025 at the Municipality of Calubian, Leyte.

Very truly yours,


ATTY. KEISHAYNA VINEE V. RAMIREZ
MGDHI (Secretary to the Sanggunian)