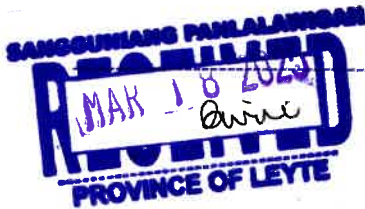


Item No.: 11
Date: 02 2025 APR



Republic of the Philippines
PROVINCE OF LEYTE
Provincial Capitol
Tacloban City

-oOo-



PROVINCIAL LEGAL OFFICE

2nd INDORSEMENT
March 10, 2025

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 2 series of 2025 of the Sangguniang Bayan of ~~Villaba~~ Leyte.

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

- Ordinance No. 2 series of 2025 entitled: "An Ordinance prohibiting gender-based sexual harassment in the streets and public places, etc."

REVIEW/RECOMMENDATION/LEGAL OPINION:

This office is of the opinion that the subject Ordinance is generally in accordance with its power under Sections 447(a)(1)¹ the Local Government Code of 1991 (R.A 7160). 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 *[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.


Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte
-000-

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
10 March 2025

Province of Leyte
Legal Office
Received
Date
By
-3.10.25

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Municipal Ordinance No. 02, S. 2025** of the **Municipality of Villaba, Leyte**, entitled: **An Ordinance prohibiting gender-based sexual harassment in the streets and public places in the Municipality of Villaba, Leyte exacting penalties for violations of any provisions thereof.**

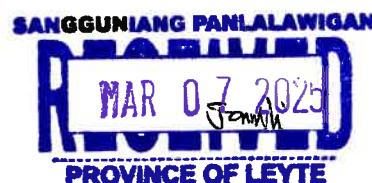

FLORINDA JILL S. UYVICO
Secretary to the Sanggunian



MUNICIPAL ORDINANCE NO. 2, S. 2025

AN ORDINANCE PROHIBITING GENDER-BASED SEXUAL HARASSMENT IN THE STREETS AND PUBLIC PLACES IN THE MUNICIPALITY OF VILLABA, LEYTE, EXACTING PENALTIES FOR VIOLATIONS OF ANY PROVISIONS THEREOF

**AUTHOR: HON. ROGELIO J. BAAY
SANGGUNIANG BAYAN MEMBER**



PREFATORY STATEMENTS

This Ordinance is a sequel or logical consequence of Ordinance No. 34, S. 2023-2025, a legislative measure **CRAFTED TO ELIMINATE GENDER-BASED SEXUAL HARASSMENT IN THE MUNICIPALITY OF VILLABA, LEYTE, AND IMPOSE PENALTIES FOR VIOLATIONS THEREOF**, While the original Ordinance No. 34, S. 2023-2025 deals on sexual harassment in the employment, education and training environment, this offshoot Ordinance No. 2, S. 2025 pertains to sexual harassment in the streets and public places.

It is for this reason that the author is no longer incorporating herein all the provisions in the original ordinance save for those which are necessarily applicable to its concerns.

Sexual harassment is an act of creating unpleasant or hostile situation that involves sexual desire through one's verbal or physical conduct. To prevent and totally eliminate this brand of immoral actuations, a legislative enactment shall be done, **HENCE,**

BE IT ORDAINED, as the Sangguniang Bayan in regular session assembled hereby **ORDAINED**, that:

Section 1. SHORT TITLE. – This legislative measure shall be known as “The Anti-Gender Based Sexual Harassment in the Streets and Public Places in the Municipality of Villaba, Leyte.”

Section 2. SCOPE. – This ordinance shall cover all residents of this municipality, including, especially, drivers of vehicles, private, public utility or government owned, riding public, visitors or transient guests.

Section 3. DEFINITION OF TERMS. – The terms as used in this Ordinance shall mean as follows:


DENNIS L. SY
Vice Mayor/Presiding Officer




FELIPE S. KASAS, SR
Sangguniang Bayan Member

MACARIO V. ESMAS
LNB President


VIOLETA T. SUMAPIG
Sangguniang Bayan Member

ROQUE M. COMPRA
Sangguniang Bayan Member

RILE CHRISTIAN G. VELOSO
SK Pederasyon President


MERIAM P. JAMPAD
Sangguniang Bayan Member

NIEL ALBERT B. INOPIQUEZ
Sangguniang Bayan Member

MC QUIRRE P. JAMPAD, J. D.
Secretary to the Sangguniang Bayan


ROGELIO J. BAAY
Sangguniang Bayan Member

- a) Act of Lasciviousness – An act depicting sex in a harsh and insulting way
- b. Humiliating – Disgracing or lowering the status of a person
- c. Innuendo – Insinuation or reference to someone so light as to be difficult to detect
- d. Lewd Picture – A picture that shows an indecent sexual desire
- e. Leer Maliciously – look at someone with ill will
- f. Obscene – offensive to accepted standards of modesty
- g. Proliferation – multiplying at a fast rate
- h. Sexual Advances – efforts made to win the sexual favor of someone
- i.

Section 4. SEXUAL HARASSMENT. – As defined under R.A. 7877, is a form of misconduct involving an act or series of unwelcome sexual advances, request for sexual favors, or other verbal or physical behavior of a sexual nature made directly, indirectly or impliedly.

Section 5. FORMS OF SEXUAL HARASSMENT. – The following acts constitute sexual harassment some of which are covered by the Revised Penal Code under acts of lasciviousness:

- 1) Persistent telling of jokes, such as green jokes or other analogous statements to someone who finds them offensive or humiliating;
- 2) Taunting a person with talk about sex and sexual innuendoes;
- 3) Displaying offensive or lewd pictures and publications in public places;
- 4) Making offensive hand or body gestures at someone;
- 5) Repeatedly asking for date despite verbal rejection;
- 6) Staring or leering maliciously;
- 7) Touching, pinching or brushing up against someone's body unnecessarily or deliberately;
- 8) Kissing or embracing someone against her will;
- 9) Requesting sexual favors in exchange for fare or service;
- 10) Cursing, whistling or calling a woman in public with words having dirty connotations, implications which tend to ridicule, humiliate or embarrass the woman, such as "Putang", "Boring", "Peste", etc.;

Section 6. DENUNCIATION. – The situations stated in section 5 of this Ordinance are manifestly obscene and spiteful on the part of the woman-victim. Predicated upon this reason, it is but just and proper for the Local Government of Villaba to strongly denounce and put to an end the existence and proliferation of these evil doings.

Section 7. PENAL PROVISIONS. – Any person committing any Sexual Harassment Act stipulated under Section 5 of this Ordinance shall undergo these punishments, to wit:

First Offense: A fine of two thousand pesos (₱2,000.00) with an imprisonment of four (4) months;

Second Offense: A fine of two thousand, three hundred pesos (₱2,300.00) with an imprisonment of five (5) months;

Third and Subsequent Offenses: A fine of two thousand, five hundred pesos (₱2,500.00) with an imprisonment of six (6) months.


DENNIS L. SY
Vice Mayor/Presiding Officer



FELIPE S. CASAS, SR
Sangguniang Bayan Member



MACARIO V. ESMAS
LNB President



VIOLETA T. SUMAPIG
Sangguniang Bayan Member


ROQUE M. COMPRIA
Sangguniang Bayan Member


RILE CHRISTIAN G. VELOSO
SK Pederasyon President


MERIAM P. UMPAD
Sangguniang Bayan Member


NIEL ALBEATER ANOPIQUEZ
Sangguniang Bayan Member


MC QUIRLE P. UMPAD, J. D.
Secretary to the Sangguniang Bayan


ROGELIO J. BAAY
Sangguniang Bayan Member

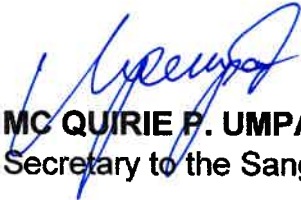
Should the offense committed become severe or cause great distress on the part of the victim, the penalty shall be in accordance with the provisions of the Revised Penal Code or any other pertinent law.

Section 8. **SEPARABILITY CLAUSE.** – If for any reason, any part or provision of this Ordinance be declared unconstitutional or invalid, the other parts or provisions not affected shall continue to be in full force or effect.


Section 9. **REPEALING CLAUSE.** – All ordinances, rules and regulations, executive orders and other issuances inconsistent with the provisions of this Ordinance are hereby repealed or modified accordingly.


Section 10. **EFFECTIVITY CLAUSE.** – This Ordinance shall take effect upon approval and after this shall have been posted in three (3) conspicuous places in accordance with the posting requirement of the Local Government Code.


Being moved for approval by the Hon. Rogelio J. Baay, this Ordinance was approved on February 3, 2025.


MC QUIRIE P. UMPAD, J.D.
Secretary to the Sanggunian

ATTESTED: 
DENNIS L. SY
Vice Mayor/Presiding Officer


VIOLETA T. SUMAPIG
Sangguniang Bayan Member


FELIPE S. CASAS, SR
Sangguniang Bayan Member


MERIAM P. UMPAD
Sangguniang Bayan Member


NIEL ALBERT B. INOPIQUEZ
Sangguniang Bayan Member


ROQUE M. COMPRA
Sangguniang Bayan Member


MACARIO V. ESMAS
LNB President


ROGELIO J. BAAY
Sangguniang Bayan Member


RILE CHRISTIAN G. VELOSO
SK Pederasyon President

APPROVED: 
ENGR. CARLOS G. VELOSO
Municipal Mayor

25 FEB 2025



COMMITTEE ON LAWS AND RULES

COMMITTEE REPORT - No. 1, S-2025

SUBJECT:

Public Hearing on "An Ordinance Prohibiting Gender-Based Sexual Harassment in the Streets and Public Places in the Municipality of Villaba, Leyte, Exacting Penalties for Violations of any Provisions thereof"

FINDINGS AND RECOMMENDATIONS:

The invited persons found the Ordinance acceptable and worthy of implementation.

The invited persons here only hoped that the LGU, through its enforcers of municipal statute, will performs their avowed functions honestly and to the best of their abilities.

Submitted by:


HON. ROGELIO J. BAAY
Chairman Committee on Laws and Rules



Minutes of the Public Hearing conducted by the Committee of Laws and Rules on January 31, 2025 at the New SB Session Hall at 10:00 A.M. on the proposed Ordinance Prohibiting Gender- Based Sexual Harassment in the Street and Public Places in the Municipality of Villaba

Member Present:

1. Hon. Roque Comprá

Member Absent:

1. Hon. Felipe Casas

The public hearing began a few minutes passed ten(10) in the morning when the invited persons, except the Local Finance Committee, arrived. They were issued copies of the Ordinance and allowed enough time to read.

After that short while, the chair asked their opinion with regards to the provisions in the Ordinance. They said all are acceptable.

No matter how good is an ordinance, its fate lies on its implementation. The concerned persons here only hoped that the enforcers of municipal statutes will perform their avowed jobs to the best of their abilities.

Certified Correct:


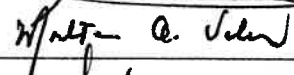

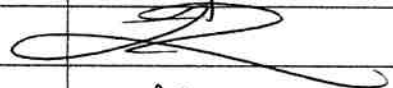
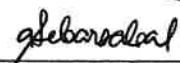

MC QUIRIE P. UMPAD
Secretary to the Sangguniang Bayan

Attested by:


HON. ROGELIO J. BAAY
Chairman Committee on Laws and Rules



ATENDANCE SHEET
Committee Meeting
January 31, 2025
1:00 P.M
SB SESSION HALL

NAME	POSITION/ OCCUPATION	SIGNATURE
ROQUE M. COMARA	SBS MEMBER	
MERUITA D. NELOSO	MUN. ADMINISTRATOR	
MA. FLOR M. PACTOR	MCWDO	
PHAJ IAN SALVADOR B. DO	PEOP PNT	
POPL ANIE BETH S. EDARJABAL	CAD PNCO	

Prepared by:

HON. ROGELIO J. BAAY
Chairman

SANGGUNIANG BAYAN

Office of the Secretary to the Sanggunian

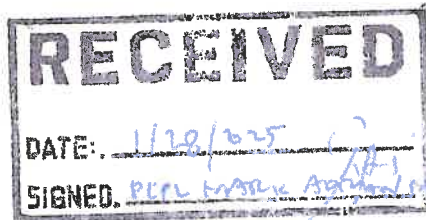
NOTICE OF THE PUBLIC HEARING

Notice is hereby given that a public hearing will be conducted by the Sangguniang Bayan Committee on Human Resource and Development, January 31, 2025 at 10:00 in the morning at the Sangguniang Bayan Session Hall, Legislative Building, New Municipal Compound, this Municipality in aide of legislation by Sangguniang Bayan Member Rogelio J. Baay, on the matter:

"AN ORDINANCE PROHIBITING GENDER-BASED SEXUAL HARASSMENT IN THE STREETS AND PUBLIC PLACES IN THE MUNICIPALITY OF VILLABA, LEYTE AND EXACTING PENALTIES FOR VIOLATION OF ANY PROVISIONS THEREOF."

The Municipal Social Welfare and Development Officer (MSWDO), Municipal Administrator, Women's Organizations, PNP-Villaba, and the Members of the Sangguniang Bayan Committee on Rules and Laws are invited to attend.

Villaba, Leyte, January 28, 2025.

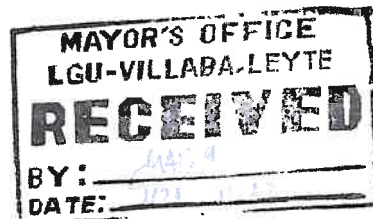


In public service,

MC QUIRIE P. UMPAD, J.D.
Secretary to the Sanggunian

Received by:

1/28/25
mm. FLORES M. PANGRA
J. 140 P 1/28/25



Received by:

S. J. 1/28/25



Republic of the Philippines)
City of Ormoc)S.S.

AFFIDAVIT OF PUBLICATION

I, JIMA ZANDRA VERGARA, being first duly sworn, deposes and says: that I am the Managing Editor of the EASTERN VISAYAS MAIL, a newspaper edited and published in the City of Ormoc and circulated in the cities of Ormoc, Tacloban Maasin and Calbayog, and in the islands of Leyte, Samar and Biliran, the rest of the Visayas islands, Mindanao, Manila and Luzon;

That the publication captioned:

Republic of the Philippines
Province of Leyte
Municipality of Villaba
OFFICE OF THE SANGGUNIANG BAYAN

MUNICIPAL ORDINANCE NO. 2, S. 2025

AN ORDINANCE PROHIBITING GENDER-BASED SEXUAL HARASSMENT IN THE STREETS AND PUBLIC PLACES IN THE MUNICIPALITY OF VILLABA, LEYTE, EXACTING PENALTIES FOR VIOLATIONS OF ANY PROVISIONS THEREOF

APPROVED:

(SGD)ENGR. CARLOS G. VELOSO
Municipal Mayor

was published in said newspaper for (/)/ consecutive weeks in its EV Mail _____ issues.
EV Mail Feb. 24- March 2, 2025

That I am executing this affidavit to attest to the fact of the foregoing statements. Affiant further sayeth naught.

IN WITNESS WHEREOF, I have hereunto affix my signature this MAR 03 2025 day of 2025, 20__ in Ormoc City.


JIMA ZANDRA J. VERGARA
Affiant

VERIFICATION

SWORN AND SUBSCRIBED before me this MAR 03 2025 day of _____ with affiant exhibiting his Tax Identification Number 932-314-846-000 issued on July 9, 2016 at Ormoc City, Leyte, Philippines.

Doc No.: 177
Page No.: 36
Book No.: 11
Series of 20 25

