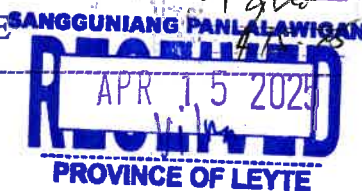




Republic of the Philippines
PROVINCE OF LEYTE
Provincial Capitol
Tacloban City

-oOo-

PROVINCIAL LEGAL OFFICE



2nd INDORSEMENT
April 4, 2025

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through SP Secretary, the attached Ordinance No. 14 series of 2025 of the Sangguniang Bayan of Tolosa, Leyte.

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

- Ordinance No. 14 series of 2025 entitled: **“The Tolosa, Leyte Children’s Welfare and Development Code, etc.”**

REVIEW/RECOMMENDATION/LEGAL OPINION:

This office is of the opinion that the subject Ordinance is generally in accordance to its power under Section 3 Paragraph 2, Article XV¹ of the 1987 Constitution in consonance with PD 603². 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 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 *X*

¹ (2) *The right of children to assistance, including proper care and nutrition, and special protection from all forms of neglect, abuse, cruelty, exploitation and other conditions prejudicial to their development;*

² *“The Child and Welfare Code”*

Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte
-o0o-

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
24 March 2025

Province of Leyte
Legal Office
Jen
3m
3-26-25

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Ordinance No. 14**, series of **2025** of the **Municipality of Tolosa, Leyte**, entitled: **An Ordinance enacting the Tolosa Leyte Children's Welfare and Development Code.**


FLORINDA JILL S. UYVICO
Secretary to the Sanggunian



Republic of the Philippines
Province of *Leyte*
Municipality of Tolosa

Office of the Sangguniang Bayan

1st Indorsement

March 14, 2025



Respectfully forwarded to the Sangguniang Panlalawigan, Province of Leyte, Municipality of Palo, the herein attached **RESOLUTION NO. 02-50-2025 re: A RESOLUTION APPROVING ORDINANCE NO. 14, SERIES OF 2025, ENTITLED: AN ORDINANCE ENACTING THE CHILDREN'S WELFARE AND DEVELOPMENT CODE OF THE MUNICIPALITY OF TOLOSA, Attendance of 133rd Regular Session, and Certification of Posting.**

For review and approval.

Issued this **14th** day of **March 2025** at Tolosa, Leyte, Philippines.

Please acknowledge receipt hereof.

DR. MANNY R. MARTINEZ-DPA., RN., MPRM.

Secretary to the Sangguniang Bayan
Municipal Gov't Department Head I



Republic of the Philippines
Province of *Leyte*
Municipality of Tolosa

Office of the Sangguniang Bayan

CERTIFICATION

TO WHOM THIS MAY CONCERN:

This is to **CERTIFY** that pursuant to paragraph (a) of Article 114 of RA 7160 Posting of **Ordinance No. 14, Series of 2025, Re: AN ORDINANCE ENACTING THE TOLOSA LEYTE CHILDREN'S WELFARE AND DEVELOPMENT CODE**, was posted in three (3) conspicuous places.

The undersigned has complied the said provision last March 12, 2025.

This **Certification** is issued in compliance of Article 114 of RA 7160.

Given this **14th** day of **March 2025**.

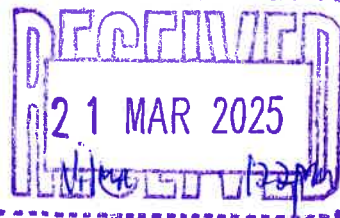

DR. MANNY R. MARTINEZ, DPA., RN., MPRM.
Secretary to the Sangguniang Bayan
Municipal Gov't Department Head I



Republic of the Philippines
Province of *Leyte*
Municipality of Tolosa

Office of the Sangguniang Bayan

SANGGUNIANG PANLALAWIGAN



PROVINCE OF LEYTE

**EXCERPT FROM THE MINUTES OF THE 133RD REGULAR SESSION OF
THE SANGGUNIANG BAYAN OF TOLOSA, HELD AT BARANGAY DOÑA
BRIGIDA SESSION HALL, ON FEBRUARY 24, 2025 AT 9:30 A.M.**

PRESENT:

Hon. Menardo M. Mate	-	-	Municipal Vice-Mayor (Presiding Officer)
Hon. Felicito D. Beltran III	-	-	Sangguniang Bayan Member
Hon. Edilberto R. Zabala, Jr.	-	-	Sangguniang Bayan Member
Hon. Manuel B. Balledo	-	-	Sangguniang Bayan Member
Hon. Felipe V. Canonigo III	-	-	Sangguniang Bayan Member
Hon. Virman Jessie O. Pundavela-	-	-	Sangguniang Bayan Member
Hon. Ireneo Rolando A. Lumbr-	-	-	Sangguniang Bayan Member
Hon. Rolly A. Cinco	-	-	Sangguniang Bayan Member
Hon. Melanie Felisa M. Vivero-	-	-	Ex-Officio Member/Liga President
Hon. Catherine R. Benjamin	-	-	Ex-Officio Member/SK Fed. President

RESOLUTION NO. 02-50-2025

**A RESOLUTION APPROVING ORDINANCE NO. 14, SERIES OF 2025,
ENTITLED: AN ORDINANCE ENACTING THE CHILDREN'S WELFARE
AND DEVELOPMENT CODE OF THE MUNICIPALITY OF TOLOSA**

WHEREAS, the Municipality of Tolosa recognizes the importance of ensuring the welfare, rights, and development of children within the locality;

WHEREAS, the adoption of the Children's Welfare and Development Code aims to institutionalize programs and policies that will protect and promote the well-being of children;

WHEREFORE, on the motion of Hon. Manuel B. Balledo, duly seconded and unanimously approved by the members present, the Sangguniang Bayan finds merit in approving the said code;

NOW, THEREFORE, BE IT RESOLVED, as it is hereby resolved by the Sangguniang Bayan of Tolosa, Leyte, to approve the Children's Welfare and Development Code of the Municipality of Tolosa;

RESOLVED FURTHER, that copies of this resolution be furnished to the Office of the Mayor, the Municipal Social Welfare and Development Office, and other concerned agencies for their information and appropriate action.

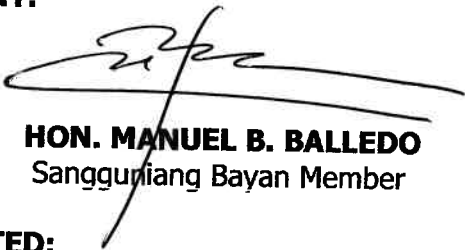
RESOLVED FINALLY, that this resolution shall take effect immediately upon its approval.

ADOPTED this 24TH day of **February, 2025**, during the Regular Session of the Sangguniang Bayan of Tolosa.

I HEREBY CERTIFY to the correctness of the foregoing resolution, duly approved by the 11th Sangguniang Bayan of Tolosa during its 133RD Regular session held at Barangay Doña Brigida Session Hall on February 24, 2025.


DR. MANNY R. MARTINEZ DPA., RN., MPRM.
Secretary to the Sangguniang Bayan
Municipal Gov't Department Head I

MOVANT:


HON. MANUEL B. BALLEDO
Sangguniang Bayan Member

ATTESTED:


HON. MENARDO M. MATE
Municipal Vice-Mayor
(Presiding Officer)

APPROVED:


HON. ERWIN C. OCAÑA
Municipal Mayor
Date: 03/02/2025



Republic of the Philippines
Province of *Leyte*
Municipality of Tolosa

Office of the Sangguniang Bayan

**EXCERPT FROM THE MINUTES OF THE 133RD REGULAR SESSION
OF THE SANGGUNIANG BAYAN OF TOLOSA, HELD AT
THE SESSION HALL OF BARANGAY DOÑA BRIGIDA
ON FEBRUARY 24, 2025 AT 9:30 A.M.**

PRESENT:

Hon. Menardo M. Mate	-	-	Municipal Vice-Mayor (Presiding Officer)
Hon. Felicito D. Beltran III	-	-	Sangguniang Bayan Member
Hon. Edilberto R. Zabala, Jr.	-	-	Sangguniang Bayan Member
Hon. Manuel B. Balledo	-	-	Sangguniang Bayan Member
Hon. Felipe V. Canonigo III	-	-	Sangguniang Bayan Member
Hon. Virman Jessie O. Pundavela	-	-	Sangguniang Bayan Member
Hon. Ireneo Rolando A. Lumbré	-	-	Sangguniang Bayan Member
Hon. Rolly A. Cinco	-	-	Sangguniang Bayan Member
Hon. Melanie Felisa M. Vivero	-	-	Ex-Officio Member/Liga President
Hon. Catherine R. Benjamin	-	-	Ex-Officio Member/SK Fed. President

MUNICIPAL ORDINANCE NO. 14
Series of 2025

**AN ORDINANCE ENACTING THE TOLOSA LEYTE CHILDREN'S
WELFARE AND DEVELOPMENT CODE**

Sponsored by: SB Member Hon. Manuel B. Balledo
Chairman, Committee on Social Services

Be it ordained by the Sangguniang Bayan of Tolosa, Leyte, that:

Article 1
BASIC PRINCIPLES

Section 1. Title. - This ordinance shall be known as "The Tolosa Leyte Children's Welfare and Development Code"

Section 2. Declaration of Policy and Principles.

a. It is the policy of the Municipality of Tolosa to ensure that the rights of the children grouped under the titles of survival, development, protection, and participation are fully promoted, enhanced and institutionalized within the framework of advancing general welfare in pursuance of integrated, sustainable and equitable development.

b. It is the policy of the Municipality of Tolosa that in ensuring the welfare of the Tolosanhon children, the principle of "Best Interest of the Child" as enunciated in the United Nations Conventions on the Rights of the Child, and consistent with local autonomy, shall be the guiding dictum in dealing with them in all spheres of their existence.

c. It is the policy of the Municipality of Tolosa to adhere to the generally accepted principles of international and national laws in the promotion of the general welfare of its children; and this includes studying, culling and adapting from other Codes and other public documents such provisions that will impact significantly to the growth and development of the Tolosa children.

Page 1 of 22

ORDINANCE NO. 14, S.2025

"Children's Welfare and Development Code
of the Municipality of Tolosa, Leyte"

HON. MENARDO M. MATE
Municipal Vice-Mayor

DR. MANNY R. MARTINEZ, DPA., RN., MPRM.
Secretary to the Sangguniang Bayan

HON. FELICITO D. BELTRAN III
Sangguniang Bayan Member

HON. EDILBERTO R. ZABALA, JR.
Sangguniang Bayan Member

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HON. FELIPE V. CANONIGO III
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HON. IRENEO ROLANDO A. LUMBRE
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HON. ROLLY A. CINCO
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HON. MELANIE FELISA M. VIVERO
Sangguniang Bayan Member
ABC President

HON. CATHERINE R. BENJAMIN
Sangguniang Bayan Member
ppSK President

d. It is also the policy of the Municipality of Tolosa to adhere to the principle that, "It takes a village to bring up a child.", thereby promoting the holistic development of the child through the unified action of all national and local government agencies and non-government organizations in the municipality together with the family and the immediate environment.

e. It is also the policy of the Municipality of Tolosa to ensure the participation of children in policy formulation and in planning of programs related with children's concerns and to promote their right to express themselves freely.

f. It is also the policy of the Municipality of Tolosa to use fully and extensively information, education and communication as ways to educate, enhance and promote the implementation of laws and ordinances that generally affect the welfare of children in particular and its populace in general.

Section 3. Goals for the Tolosa Children

The Local Government of Tolosa, Leyte has the following goals and objectives for its children:

- a. That they are born well, by giving them and their mothers the best services for the crucial pre-natal, natal, and post-natal periods;
- b. That growth during the first eight years of their life is promoted and ensured through:
 - b.1 the complete package of immunization mandated by national laws,
 - b.2 regular nutritious feeding program in both Day Care Centers and public elementary schools,
 - b.3. healthful practices such as drinking safe water and using sanitary latrines;
- c. That every child of school age is enrolled and attending free, quality elementary, secondary and tertiary education, system of scholarship and financial assistance, and for the out-of-school youth accreditation and equivalency or livelihood skills trainings;
- d. That every child is protected from physical, psychological, social, emotional and cultural practices, biases, crimes and environment that subject them to danger, abuses, neglect, cruelty, exploitations, discriminations and other acts that stunt their growth;
- e. That they are heard and are free to participate and determine what is good for them on issues and activities affecting them;
- f. That they grow to be God-fearing, patriotic, healthy, happy, conscientious, self-reliant, and productive citizens of their communities and country.

Section 4. Definition of Terms. The following terms as used in this Code shall be defined as:

- a. **Children** – persons below eighteen (18) years of age or those over but are unable to fully take care of themselves or protect themselves from abuse, neglect, cruelty, exploitation or discrimination because of a physical or mental ability or condition. The words **minors** and **youth** are also used to refer to this group.
- b. **Survival Rights** – include the inherent right to life, the right to health, the right to be cared for by parents, the right to adequate food, clothing and shelter, and the right to be adopted if it is for the best interest of the child.
- c. **Development Rights** - include the right to education and to develop potentials, the right to freedom of thought, conscience and religion, the right to useful and wholesome information that prepare the child for responsible adulthood, the right to rest and the right to play, and the right to enjoy a full and decent life even when mentally or physically handicapped.
- d. **Protection Rights** – include the right to be protected against all forms of abuse, neglect, degrading treatment, from abduction and sale, the right to be protected from war, the right to be protected by law from drug abuse, the right to dignity and worth even when in conflict with the law.

Page 2 of 22

ORDINANCE NO. 14, S.2025

"Children's Welfare and Development Code
of the Municipality of Tolosa, Leyte"

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Sangguniang Bayan Member
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Sangguniang Bayan Member
PSK President

e. Participation Rights – include the right to freedom of expression and the right to freedom of association and peaceful assembly.

f. Early Childhood Care and Development Program – refers to the full range of health, nutrition, early education, psycho-social and other services that provide for the holistic needs of children up to age six (6), as defined and implemented at national and local levels which include center-based, day care center and home-based programs.

g. Child Abuse – refers to the maltreatment, whether habitual or not, of the child which includes any of the following:

- 1.) Psychological and physical abuse, neglect, cruelty, sexual abuse and emotional maltreatment.
- 2.) Any act by deeds or words which debases, degrades, or demeans the intrinsic worth and dignity of a child as a human being;
- 3.) Unreasonable deprivation of his basic needs for survival, such as food and shelter;
- 4.) Failure to immediately give medical treatment to an injured child resulting in serious impairment of his growth and development or in his permanent incapacity or death.

h. Circumstances which gravely threaten or endanger the survival and normal development of children.

These include but are not limited to the following:

- 1.) Being in a community where there is armed conflict or being affected by armed conflict-related activities;
- 2.) Working under conditions hazardous to life, safety and morals which unduly interfere with their normal development or working without provision for their education;
- 3.) Living in or fending for themselves in the streets of urban and rural areas without the care of parents or guardian or any adult supervision needed for their welfare;
- 4.) Being a member of an indigenous cultural community and/or living under conditions of extreme poverty or in an area which is underdeveloped and/or lack or has inadequate basic services needed for a good quality of life;
- 5.) Being with family members or guardians having psychological problems grave enough for them to commit incest, sibling's rape, lascivious acts and other forms of physical and mental abuse;
- 6.) Being a victim of man-made or natural disaster or calamity;
- 7.) Being a victim of an illegal transnational union or child trafficking;
- 8.) Circumstances analogous to those above stated which endanger the life, safety or normal development of children.

i. Program for the Special Protection of Children- refers to the coordinated program of services and facilities to protect children who are:

1. Victims of Worst Forms of Child Labor
2. Neglected and Abandoned children
3. Street Children
4. Victims of Commercial and Sexual exploitation
5. Victims of Child Abuse
6. Children in Situations of Armed Conflict
7. Differently-abled Children
8. Children of Indigenous People
9. Obscene and Indecent Publications and Shows
10. Child Trafficking

j. Children in Conflict with the Law-are children involved in acts against property, chastity, and persons which include but not limited to the following:

1. Petty crimes such as snatching, shoplifting, misrepresentation;

Page 3 of 22

ORDINANCE NO. 14, S.2025

"Children's Welfare and Development Code
of the Municipality of Tolosa, Leyte"

HON. MENARDO M. MATE
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Sangguniang Bayan Member

2. Using and pushing prohibited drugs, selling illegal or lewd reading or viewing materials;
3. Pimping for young and old prostitutes and sexual perversions, doing and participating in obscene shows;
4. Gambling in any form;
5. Rape and incest; and
6. Any other circumstances as defined by existing laws.

k. **Child Trafficking** – refers to the act of trading or dealing with children, including but not limited to, the buying and selling of children for money, or for any consideration, or barter.

l. **Juvenile Justice** – refers to the legal procedure applied to children in conflict with the law starting with initial contact of child up to the reintegration of the child to the family and community.

m. **Juvenile Justice System** – refers to all proceedings starting from initial contact, including diversion proceedings, court proceedings after the filing of the proper information and until disposition of the case involving children in conflict with the law.

n. **Diversion** – refers to an alternative child-appropriate process of determining the responsibility and treatment of a child in conflict with the law on the basis of his/her social, cultural, economic, psychological, or educational background without resorting to formal court adjudication.

o. **Diversion Programs** – refer to programs that the child in conflict with the law is required to undergo in lieu of formal court proceedings.

p. **Special Office for Children's Concerns (SOCC)** – refers to an office created to monitor the implementation of this Code and such other functions that maybe undertaken which shall be provided in the Implementing Rules and Regulations.

q. **Local Council for the Protection of Children (LCPC)** – is a body established in the Municipality, pursuant to the Department of Interior and Local Government (DILG) Memorandum Circular No. 200-21 which subsumes the ECCD Coordinating Committee, the expanded membership and additional functions of which shall be provided in the Implementing Rules and Regulations hereinafter promulgated.

r. **Barangay Council for the Protection of Children (BCPC)** – is a body established in the Barangays of the Local Government Unit, pursuant to Department of Interior and Local Government (DILG) Memorandum Circular No. 200-21, which subsumes the ECCD Coordinating Committee, the expanded membership and additional functions of which shall be provided in the Implementing Rules and Regulations herein after promulgated.

s. **Rescue Team** – is an interagency team established in the Local Government Unit under the auspices of the LCPC/BCPC composed by representatives from the Municipal Social welfare and Development Office, the Philippine National Police and other members of the Local Council for the Protection of Children as designated for cases involving children, the responsibilities and functions of which shall be provided in the Implementing Rules and Regulations hereinafter promulgated.

t. **Local State of the Children Report** – is a publicly rendered report and pronouncement embodied in a document to be delivered annually by the Mayor, showing the progress of the implementation of the planned and targeted programs and projects for children including developments in the formulation as well as the implementation of the Local Development Plan for Children and the Children's Welfare Code. The format and offices tasked to formulate the same shall be provided in the Implementing Rules and Regulations hereinafter promulgated.

u. **PYAP**- or the Pag-asa Youth Association of the Philippines, Inc. is a duly constituted barangay based organization and forum of out-of- school youths between 15-24 years old, single and who are clientele of the programs and services of the Department of Social Welfare and Development (DSWD) or the City Social Welfare and Development (CSWD) and is federated in the city, regional and national levels.

v. **CDSS** - refers to a best practice in Tolosa, Leyte that has been nationally recognized. It is a program of preventing diseases by the strict surveillance of surroundings and strict reporting of symptoms cropping up for Health personnel to urgently respond to ad minimize or eliminate further threats and spread of diseases in the areas within the Municipality.

Page 4 of 22

ORDINANCE NO. 14, S.2025

"Children's Welfare and Development Code of the Municipality of Tolosa, Leyte"

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ABC President
Sangguniang Bayan Member

HON. CATHERINE R. BENJAMIN
PPSK President
Sangguniang Bayan Member

w. Day Care – is the provision of substitute parental care and provision of stimulating activities for the total development of children zero to six (0-6) years old.

x. Day Care Center – is the facility where day care services are provided to children zero to five (0-5) years old by a qualified day care worker.

Article II THE CHILD

Section 1. Rights of the Child

As promulgated in the Philippine Constitution, Child and Youth Welfare Code, and the United Nations Convention on the Rights of the Child (CRC), and/or purposes of this Code, all children shall be entitled to the rights herein set forth without distinction as to legitimacy or illegitimacy, sex, social status, religion, political antecedents, and other factors.

- To be born well, to have a name and nationality;
- To have a family who will care for him or for her;
- To live in a peaceful community and a wholesome environment;
- To have adequate food and a healthy and active body;
- To obtain a good education and develop his or her potentials;
- To be given opportunities for play and leisure;
- To be protected against abuse, exploitation, neglect, violence, and danger;
- To be defended and given assistance by the government;
- To be able to express his or her own views.

Section 2. Duties and Responsibilities of Children

- Children are to be respected, human beings with worth and dignity, and as such their rights as children are clearly defined, protected and upheld in this Code. However as rational human beings, they also have duties and obligations to their country, community, and family that they should observe and follow so that a harmonious and productive relationship in the home, school, and community is achieved.

2. Responsibilities of the Child

Article 4 of PD 605 declares that "Every child, regardless of the circumstances of birth, sex, religion, social status, political antecedents and other factors shall:

- Strive to lead an upright and virtuous life in accordance with the tenets of his or her religion, the teaching of his/her elders and mentors, and the bidding of a clean conscience;
- Love, respect, and obey his/her parents, and cooperate with them in the strengthening of the family;
- Extend to his/her brothers and sisters love, thoughtfulness and helpfulness, and endeavor with them to keep the family harmonious and united;
- Exert his/her utmost to develop his/her potentials for service, particularly by undergoing formal education suited to his/her abilities, in order that he/she may become an asset to him/herself and society;
- Respect not only his/her elders but also the customs and traditions of his/her people, the memory of his people's heroes, the duly constituted authorities, the laws of the country, and the principles and institutions of democracy;
- Actively participate in civic affairs and in the promotion of the general welfare, recognizing that it is the youth who will eventually be called upon to discharge the responsibility of leadership in shaping the nation's future;
- Help in the observance of individual human rights, the strengthening of freedom everywhere, the fostering of cooperation among nations in the pursuit of their common aspiration for unity and prosperity, and the furtherance of world peace.

HON. FELICITO D. BELTRAN III
Sangguniang Bayan Member

HON. EDIBERTO R. ZABALA, JR.
Sangguniang Bayan Member

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Sangguniang Bayan Member
PPSK President

**ARTICLE III
PROGRAM AND SERVICES FOR CHILDREN**

Section 1. The Municipal Government of Tolosa shall plan and implement a sustainable Comprehensive Plan for the Welfare and Development of the Children of Tolosa, Leyte in partnership with the Local Council for the Protection of Children (LCPC), Municipal Health Office (MHO), Local Health Board (LHB), Municipal Nutrition Council (MNC), Local School Board (LSB), and in cooperation with the different concerned government agencies, non-government organization (NGOs), and the Barangays.

Section 2. The Comprehensive Plan for the welfare of the Children of Tolosa, Leyte shall include provisions that shall respond to the prevailing issues on the four groups of rights of Children and shall institutionalize programs and services already existing for the promotion of the Survival, Development, Protection, and Participation Rights of the children of the Municipality.

Section 3. The Local Chief Executive through the Sangguniang Bayan shall ensure the implementation of the said Program of Services for the Survival of children by way of an Annual Budget and/or Supplementary Budget together with manpower component which shall be appropriated and provided respectively for the implementation of the said Program of Services for the Survival of Children.

**ARTICLE IV
SURVIVAL RIGHTS OF THE CHILD**

Section 1. The Comprehensive Plan for the Welfare and Development of the Children of Tolosa, Leyte shall include Programs and Services that shall ensure promotion of their Survival Rights. They shall include but are not limited to the following:

a. Family Planning and Responsible Parenthood - There shall be a systematic plan in the education of couples in planning their family and responsible parenthood with the Municipal Health Office and Population Commission Office as lead agencies. Couples applying for marriage licenses shall undergo a seminar on Family Planning and Responsible Parenthood before issued the said license in consonance with PD 965 of 1976.

Section 2. Primary Health Care Services

The Municipality shall plan, institutionalize and implement a system of a sustained Municipal-wide delivery of Primary Health Care Services through the Municipal Health Office and the Barangay Health Centers. These shall include; but not be limited to:

a. Prenatal Care for Mothers and Children

The City Health Office and Health Centers shall conduct regular Education and Information Campaign for pregnant women, and to refer and support them for both prenatal and neonatal care. (Art. 11, PD 603).

At- risk mother and child shall be referred to proper tertiary or secondary care service with the concerned Municipal agency to provide support and assistance.

b. Breast-feeding and Rooming-In Policy

Education and information campaigns shall be conducted regularly by the Municipal Health Office on the healthful benefits that accrue to both mothers and their children with breast feeding. The MHO shall also monitor the full implementation of the Milk Code of the Philippines.

It shall be the policy at the Rural Health Unit that a newly born baby is made to join its mother at the soonest possible time. (RA 7600)

c. Immunization of both Child and Mother

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The Municipal Health Office shall ensure that all children get the complete immunization package to prevent the occurrence of tuberculosis, diphtheria, pertussis, tetanus, measles, poliomyelitis, and such other diseases for which vaccines have been developed for administration to children up to eight (8) years of age in accordance with Sec. 1 of PD 996. This includes immunization against Hepatitis-B (RA 7846).

Pregnant mothers shall be immunized against tetanus.

d. Safe Water in Each Barangay and Sanitary Latrine in Every Home

The Local Government of Tolosa through the Municipal Health Office and with the Barangay Committee on Health shall monitor, provide and maintain a clean and safe water supply in the barangays and must also campaign, provide and monitor the use of sanitary latrines in every home and provide such where there is none.

e. The Right to a Pollution Free Environment

It shall be a strong advocacy of the Municipal Health Office, Municipal Social Welfare and Development Office, Municipal Environment Office and the DEP ED to campaign at every opportunity against smoking in the homes.

Violations against smoking in public places shall be dealt with pursuant to the provisions of R.A. 8749 - Clean Air Act.

Section 3. Registration of Births and Solemnization of Marriages

Midwives or other health personnel delivering a child shall monitor and assist with the registration of a child at the soonest possible time.

The Local Civil Registrar's Office shall conduct at least once a year a campaign for registration of births and the solemnization of marriage for couples who have been living together without the benefit of marriage.

Section 4. Parent Effectiveness Seminar

The Municipal and Barangay Health Centers in partnership with the Municipal Nutrition Office shall conduct classes among pregnant women and young couples in order to ensure prevention of diseases and malnutrition with emphasis on healthful and nutritious food, clean drinking water, healthy practices at home and in the community.

Section 5. Continuous Training on Child Health for Health Personnel

The Municipal Health Office shall plan and implement a program of training on Child Health for personnel to ensure upgrading of both knowledge and services for children.

Section 6. Early Childhood Care and Development Program

The holistic and sustained development of children from age zero to five (0-5) years old shall be the main goal of the Early Childhood Care and Development Program which shall be initiated and implemented in every Day Care Center. The provisions of RA 8980 or the Early Childhood Care and Development Act are hereby incorporated and form part of this Code.

Section 7. Day Care Centers and Incentives for Day Care Teachers

The Day Care Centers already existing shall be maintained in such a condition that it is always safe, sanitary, and attractive to motivate the children to conscientiously attend and enjoy in such places of learning. Upon availability of funds Day Care Teachers shall be given incentives aside from their regular honoraria according to the number of children that are served and who fully complete the ECCD Program.

Section 8. The ASIN Law/Ordinance

All establishments in Tolosa, Leyte that produce and serve food to children shall be strictly monitored to ensure that Children in the Municipality shall have ample protection against diseases of the thyroid glands. Violations against this Section shall be dealt with in accordance with the Republic Act 8172.

Section 9. The CDSS

The Community-Based Disease Surveillance System (CDSS), a multi-awarded best practice of the Municipality shall be institutionalized and diligently implemented for all residents of Tolosa, Leyte with preferential option for children, young mothers and the elderly.

Section 10. Newborn Screening.

The Newborn Screening Act of 2004 which has also become a local law through Municipal Resolution No. 04-43-2015 shall be institutionalized and implemented diligently to ensure that every newborn Tolosan child has access to new born screening, thus has the opportunity to be spared from mental retardation and death.

As much as possible the Local Government Unit shall provide assistance to the Universal New-Born Hearing Screening Program for the prevention, early diagnosis and intervention of hearing loss in accordance to RA 9709.

Section 11. Feeding Programs

The Municipality in coordination with the Municipal Health Office (MHO), the Municipal Social Welfare and Department Office (MSWDO), the Department of Education (DEPeD), the Municipal Nutrition Office (MNO) and the Municipal Agriculture Office (MAO), in coordination with Non-Governmental Organizations (NGOs) shall initiate and sustain feeding programs of nutritious food for children especially those in pre and elementary school age. The maintenance of vegetable gardens in the barangays and in schools shall be one of the primary duties of the officials thereof.

Section 12. Adoption for Survival

The Municipality through the Municipal Social Welfare and Development Office shall assist in the adoption of a child be it local or inter-country adoption if this is for the best interest of the child. Cases on adoption shall be dealt with according to the provisions promulgated in Art 21 CRC, Art 183, Family Code, R A 8552 and, RA 8043.

Section 13. Livelihood Training Skills Program for Parents

The Municipality through the Municipal Social Welfare Development Office and the Technological Livelihood Development Center shall implement a program of Livelihood Training Skills for parents to enhance their employability or entrepreneurship skills to augment income and sustain the needs of their children for food, clothing, education, shelter and medicines.

ARTICLE V DEVELOPMENT RIGHTS OF CHILDREN

Section 1. The Comprehensive Plan for the Welfare of the Children of Tolosa, Leyte shall include Programs and Services that shall ensure and promote their Development Rights.

Section 2. The Right to Education

a. Compulsory and Free Basic Education

Basic education shall be compulsory since state-run schools are free of fees. No child shall be denied enrolment in both public elementary and secondary schools for reason of not being able to pay registration, tuition and other fees.

b. Support for Education

1) Support for public basic education shall be in accordance with the mandate of Section 99 (a), R.A. 7160 or the Local Government Code.

Page 8 of 22

ORDINANCE NO. 14, S. 2025

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2) The School Board budget shall allot not less than thirty percent (30%) of the total budget to the repairs and constructions of classrooms in schools where the need for these are certified by the School Heads, the Schools Division Superintendent and a representative engineer from the Municipal Engineers Office.

3) The next priority items in the annual budget shall be the opening of extension classes where needed, purchase of learning materials and equipment, support for sports activities, and trainings for both teachers and students in that order.

c. Pre-schools operation

The operation of Pre-schools in the Municipality shall be given support by the Municipality from the General Funds in terms of learning materials and infrastructure requirements until the source for the budget for this level of education has been identified.

Section 3. Support for School Programs

School Programs that aim at the holistic development of children and equip them with lifelong skills and sterling values at government schools in the Municipality shall be given support through the Special Education Fund (SEF) and other sources of funds. Non-governmental Organizations (NGOs) giving support to the schools shall be recognized and encouraged.

The following Programs and Best Practices in Tolosa schools shall be recognized and supported:

- a. Early Childhood Program
- b. Assessment and Testing of Results of Instructions
- c. Remedial Reading Instructions
- d. Follow-Up and Giving of Incentives to SARDOS (Students At Risk of Dropping Out)
- e. Supplementary Feeding Program
- f. Adopt-A-Pupil Program
- g. Recognition/Awards for Teacher and Student Achievers
- h. Monitoring Teachers' Attendance
- i. External Stakeholders and NGOs' Involvement
- j. 180 Actual School Days Observance
- k. School and Individual Professional Development Program of Teachers
- l. Management and Leadership Enhancement Programs for School Administrators
- m. Gulayan Sa Paaralan
- n. Adopt-a-School Program

Section 4 – Special Attention to Special Children

- a. The gifted children shall be given the opportunity to develop their gifts and talents so they can reach their outmost potentials.
- b. The differently-abled children, physically, mentally, or emotionally challenged shall be given medical attention and assistance, education and care in the best way the local government agencies can in coordination with national agencies according to their mandates.
- c. The Municipality in coordination with the DedEd shall establish and equip a Special Education Center (SPED) for Special Children as soon as budgetary and other requirements are met.

Section 5. Parent-Teachers Association

- a. The Parent-Teachers Association in the schools shall be a partner of the Local Government Unit together with other local agencies in implementing the provisions of this Code pertinent to the survival, protection, development, and participation rights of the minors in school for the realization of this Code's goals and objectives.

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b. Parenting Sessions as required Portion of every PTA Meeting

Every Parent-Teacher Association Meeting shall provide a portion when Parenting and Values Orientation can be shared by qualified speakers so parents can continuously learn strategies in dealing with the physical, mental, moral, social and emotional growth of their children.

Section 6. The School Governing Council

The organization of the Schools Governing Council as mandated in RA 9155 which is the Education for All and Basic Sector Reform Agenda (BESRA) shall be supported by the Municipality through the participation of local and barangay Officials as external stakeholders in the management and programs of the schools for the effective education of the Tolosa children.

Section 7. Community Action to Sustain Development of Children

Every barangay shall put up a Playground and Library or Reading Station which are accessible to the majority of the children in the Barangay with the necessary amenities for the physical and mental development of children of that barangay. The use of such facilities shall be regulated by the Barangay Council for the Protection of Children so that they best serve the purposes for which they are established.

Section 8. Awards and Incentives for Achievements and Exemplary Projects

- a. Schools that post the highest achievement in Regional and National Assessment Tests;
- b. Schools and Barangays that best implement the "Gulayan" and Feeding Programs;
- c. Schools with the least percentage of Drop-outs and the highest participation rates;
- d. A system of award and incentives for best implementers of these programs shall be drawn up by the Local School Board and the Dep Ed.

Section 9. The ALS Program

The Alternative Learning System (ALS) of the Department of Education shall be extended sustained financial support by the Municipality from the Special Education Fund (SEF) and other sources and shall focus on the out-of-school youth of the municipality by providing accreditation and equivalency for those who want to upgrade their academic status and livelihood skills not only for the youth but also for the unemployed sector of the Municipality.

Section 10. Barangay and Municipal History as Part of School Curriculum.

To develop consciousness, love, and pride in every Tolosanhon child for their Municipality and communities, schools in Tolosa, Leyte shall include in their curriculum and especially in the teaching of Social Studies the history of the Barangays and the Municipality, the heroic deeds of their forebears, the historic and beautiful places and other natural treasures and products of the Municipality.

Section 11. Right to Useful and Wholesome Information

Children shall have the right to useful and wholesome information to prepare them for responsible adulthood as mandated by PD 603.

ARTICLE VI
PROTECTION RIGHTS OF CHILDREN

Section 1. The Comprehensive Plan for the Welfare and Development of the Children of Tolosa, Leyte shall include Programs and Services that shall ensure and promote their Protection Rights.

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Section 2. Dealing with the Abuses Against Children

- a. 2.1 Child Trafficking – Cases of child trafficking and attempts to commit child trafficking shall be dealt with pursuant to Article IV of Republic Act 7610 and Republic Act 9208 (- An Act to Institute Policies to Eliminate Trafficking in Persons Especially Women and Children, Establishing the Necessary Institutional Mechanisms for the Protection and Support of Trafficked Persons, Providing Penalties Thereof)
- b. Child Labor – Cases involving Working Children shall be dealt with pursuant to Republic Act 7658 and other pertinent national laws. In the Municipality, there shall be a study and legislation pertinent to the following Working Children but not limited to:
- 1) Children Working in Sugar Cane Plantations/Fields –
 - 2) Children Working With the Transportation Sector (as Drivers, Conductors, Barkers, etc.)
 - 3) Children Working As Helpers in Stores or Private Abodes
- c. Child Prostitution and other Sexual Abuses – Cases in the Municipality involving child prostitution and other sexual abuses shall be dealt with pursuant to Article 3, Republic Act 7610, Republic Act 8353 and the pertinent Articles in the Revised Penal Code and R.A. 9262, also known as, Anti-Violence Against Women and their Children Act of 2004.
- d. Drug Abuse - Cases involving children with Drug Abuse in the community and in their homes shall be dealt with pursuant to the provisions of RA 9165, RA 7610 and RA 7624. There shall be continuous information and education on the ill-effects of drugs and the abuses spawned by drug abuse to be led by the local PNP, DepEd and the Municipal Health Office.
- e. Discrimination -Cases in the Municipality involving discrimination against children shall be dealt with pursuant to Art. 9 Sec. 20 of Republic Act 7160, Sec 2 (b) of R.A. 7277 or the Magna Carta for Disabled Persons, and other national laws.
- f. Economic Abuse -Cases of children who are economically abused shall be dealt with in accordance with the provisions of Republic Act 7658.
- g. Children Victims of Obscene and Indecent Publication and Shows – Cases of children as victims of obscene publications and shows shall be dealt with pursuant to the provisions of RA 7610.

Section 3. Abandonment of Minors and Inducing Minors to Abandon Home

The Revised Penal Code ruling on the Abandonment of Minors, Abandoning of Minors by Persons Entrusted with their Care, and Inducing a Minor to Abandon His/Her Home shall be dealt with pursuant to Articles 276, 277 and Art 271 respectively of the Revised Penal Code.

Section 4. Children in Conflict with the Law

Cases involving children in conflict with the law shall be dealt with pursuant to the provisions of P.D. 603, Family Courts Law and other pertinent national statutes and the Rules of Court on Juvenile in Conflict with the Law, and Republic Act 9344.

Section 5. Children in Situations of Armed Conflict

Cases of children affected by armed conflict shall be dealt with in accordance to the provision of RA 7610 and the Memorandum of Agreement in the Handling and Treatment of Children in Armed Conflict entered into by and between the Department of National Defense, DILG, CAPF, DGPNP, DSWD, CHRS, OPAPP.

Section 6. Computer Gaming Stations and other Entertainment Establishments

Page 11 of 22

ORDINANCE NO. 14, S.2025

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Computer gaming stations and other similar establishments that allow students to play during class days/hours shall be penalized under the Municipal Ordinance 02, Series of 2013.

Section 7. Curfew

Municipal Ordinance No. 7-91, mandates curfew hour for children and this should be strictly implemented by the Barangay in coordination with the Municipal Social Welfare and PNP and other concerned agencies and organizations.

Section 8. Sale of Liquor, Cigarettes, Rugby, Marijuana, and other Addicting Substances to Children

Selling of liquor, cigarettes, rugby, marijuana and other addicting substances to minors shall be dealt with pursuant to the provisions of national and local laws.

Section 9. Separation of Children from their Families.

Every effort shall be made to prevent the separation of children from their families. Whenever children are separated from their families owing to force majeure or in their own best interest, arrangement shall be made for appropriate alternative family care or institutional placement due regard being paid to the desirability of continuity in children's upbringing in their own cultural milieu.

Extended families, relatives and community institutions shall be given support to help meet the special needs of orphaned, displaced and abandoned children. Efforts shall be made to ensure that no child is treated as an outcast of society. (PD 603)

Section 10. Protection of the Unborn

Intentional abortion by mother, by medical personnel or other persons shall be dealt with in accordance with national laws intended for this abhorrent crime of killing an unborn. Articles 255, Art 256, 257, 258 and 259 of the Revised Penal Code shall be the bases in dealing with this crime.

Section 11. Other Circumstances in Tolosa, Leyte Needing Children Protection –

Physical Safety on Streets and Public Structures - Every child shall be entitled to safety and protection on the streets and public places, including but not limited to:

- a. Safety of children commuting via tricycles and other means of transportation shall be ensured by ordinances or regulations to be promulgated by the Sangguniang Bayan.
- b. Traffic Around and Near School Areas shall be regulated by the PNP and Municipal enforcers strictly to ensure safety of children.
- c. Annual Inspection of Public Buildings
 - 1) An annual check up and certification by the Municipal Engineers Office and the Bureau of Fire Protection that schools and public buildings are free of structural fire hazard and other defects that may cause injury, and danger or even fatal accidents for children shall be required by the Local Council for the Protection of Children before or at the start of each school year. The same shall be applied to electrical installations in schools and places frequented by children.
 - 2) Public playground and play equipment, streets and sidewalks shall be given the same thorough attention by the Municipal Engineers Office and the General Services Office by abolishing, replacing, removing obstructions and structures, trimming tree branches and others that may endanger the lives and limbs of children using or passing through.

d. Municipal Ordinance on Stray Dogs

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The Municipal Ordinance on Rabies shall be applied strictly so no stray dogs may cause bites and other dangers to children in the Municipality.

e. Food Sold in School Canteens, Ambulant Vendors and Those Sold Along the Streets
The Municipal Health Office and the Department of Education shall be the agencies to inspect and ensure that food sold at school canteens, peddled on the streets, and sold in kiosks, stores, or eatery along the streets and near the schools are healthful and nutritious and are prepared in the most sanitary and healthful way possible so as to contribute to the physical well-being of the children of Tolosa, Leyte.

Section 12. Other Acts of Neglect, Abuse, Cruelty or Exploitation and other Conditions Prejudicial to the Child's Development.

– Any person including the parents of a child who use, coerce, force, or intimidate a child or any other child or who commit the following acts shall be penalized in accordance with the provisions of relevant national and local laws/ordinances:

- a. Conceals or abandons the child with intent to make such child lose his/her civil status;
- b. Abandons the child under such circumstances as to deprive him/her of the love, care and protection needed;
- c. Sells or abandons the child to another person for valuable consideration;
- d. Neglects the child by not giving him/her the education which the family's station in life and financial conditions permit;
- e. Fails or refuses without justifiable grounds to enroll the child as required by law;
- f. Causes, abets or permits the truancy of the child from the school where he/she is enrolled. "Truancy as used here means absence without cause for more than twenty school days not necessarily consecutive. It shall be the duty of the teacher in charge to report to the parents the absences of the child the moment these exceed five days;
- g. Exploits the child by using him/her, directly or indirectly, such as for purpose of begging and other acts which are inimical to the interest and welfare of the child;
- h. Inflicts cruel and unusual punishment upon the child or deliberately subjects him to indignations and other excessive chastisements that embarrass or humiliate him/her;
- i. Causes or encourages the child to lead an immoral or dissolute life;
- j. Permits the child to possess, handle or carry a deadly weapon, regardless of its ownership;
- k. Allows or requires the child to drive without license or with license which the parents know to have been illegally acquired;
- l. Causes or allows a child to act as conduit or middlemen in drug trafficking or pushing, and;
- m. Causes a child to participate in the conduct of illegal activities.

Section 13. Diversion Programs for Children in Conflict with the Law.

The Municipality shall establish a Diversion Program and Support System for Children in Conflict with the Law taking into consideration alternative measures for conflict resolutions that are indigenous in the communities where they live and giving parents and children responsibilities for the resolution of such conflicts in accordance with their rights without necessarily undergoing court proceedings. Diversion programs can include, but are not limited to:

- a. written or oral reprimand
- b. restitution of property;
- c. reparation of the damage caused;
- d. indemnification of consequential damages;
- e. confiscation and forfeiture of the proceeds or instruments of the crime;
- f. fine;
- g. payment of cost of the proceeding;
- h. written or oral apology;
- i. guidance and supervision orders;
- j. counseling for the child and family;
- k. trainings and seminars;
- l. community-based programs
- m. institutional care or custody

Section 14. Factors in Determining Diversion Programs.

Any Diversion Program to be implemented shall consider the following factors such as, but not limited to:

- nature and severity of the offense charged, and/or frequency of its occurrence
- the child's feelings or remorse for the offense he/she committed
- the character and reputation of the child;
- the parents' or legal guardian's ability to guide and supervise the child;
- the weight of the evidence against the child;
- the victims view about the propriety of the measures to be imposed;
- the availability of community-based programs for rehabilitation and of the child;
- the safety of the community

Section 15. Levels of Diversion

Diversions shall be conducted at the barangay and police levels. The Lupong Tagapamayapa and/or the Children's Desk or Community Relations Unit of the Tolosa Police, in coordination with the Five Pillars of Justice shall conduct Diversion Proceedings.

ARTICLE VII PARTICIPATION RIGHTS OF CHILDREN

Section 1. The Comprehensive Plan for the Welfare of the Children of Tolosa, Leyte shall include Programs and Services that shall ensure and promote their Participation Rights.

a. Students' Governments

Students' Governments in schools shall be recognized, encouraged and assisted in their efforts and projects so that they can continue to be effective training grounds for the future leaders of the Municipality and the Country.

b. Pulong-pulong with Student Leaders

An annual pulong-pulong with student leaders and other student representatives shall be held by the Local Government to hear the aspirations, sentiments, and suggestions of the youth for the improvement of their lives and the communities where they live.

c. Linggo ng Kabataan

Section 439 of the Local Government Code mandates the observance of the Linggo Ng Kabataan and the IRR of the said Code enumerates in Art. 209 the Linggo Ng Kabataan activities to be conducted on the said week. Municipal Ordinance has ordained the holding of a Linggo Ng Kabataan in partnership with the SK Federation and defines the purposes and outlines the suggested activities for such.

d. Children's Day Celebration/Universal Children's Month - November

RA - 10661, Known as the national children's month act, designates November as National Children's Month in the Philippines. This month-long celebration ensures that Filipino Children's have access to quality education, healthy environment and adequate healthcare. This code mandates the LGU of Tolosa through the Local Council for the welfare of the children (LCPC) to observe children's day with activities highlighting the role, rights and responsibilities of children.

e. The PYAP and Other Interventions for the Out-of-School Youth

The Pag-asa Youth Movement shall be given support in all their activities so that they truly reflect their mandate and goals.

Other youth organizations in the Municipality shall be accredited by the Sanggunian Bayan and given reasonable support by the Municipality to achieve their purported goals and objectives as long as these work for the development of good morals and nationalism in the youth.

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f. The Summer Job Program

Pursuant to Republic Act 7323 and subject to availability of funds, the Municipality shall help poor and deserving students finance their tuition fees and other enrolment needs by employing them during summer vacation in projects that will help the environment, tourism, and other service sectors of the Municipality.

**ARTICLE VIII
THE ROLE OF THE FAMILY**

Section 1. The Family. The family is the basic unit responsible for the primary care and upbringing of children. It is the primary unit of socialization for children which is important in the development of children and the prevention of violations of their rights. Government and other organizations shall exert efforts to preserve the integrity of the family, including the extended family.

Section 2. Primary Rights of Parents. The family has the primary responsibility of nurturing and protecting children from infancy to adolescence. Introduction of the children to the culture, values and norms of the society shall begin in the family. The parents shall have the right to the company of their children and, in relation to all other persons or institutions dealing with children's development, the primary right and obligation to provide for their upbringing.

Section 3. Rights Under the Family Code. Parents shall continue to exercise the rights mentioned in Articles 209 to 237 of the Family Code over the person and property of their children.

Section 4. Right to Discipline Children. Parents have the right to discipline their children as maybe necessary for the formation of their good character, provided it does not fall under the prohibited acts mentioned in this Code. Parents may require from their children obedience to just and reasonable rules, suggestions and admonitions.

Section 5. General Duties of Parents. Parents shall have the following general duties toward their children (PD 603):

- To give them affection, companionship and understanding;
- To extend to them the benefits of moral guidance, self-discipline and religious instructions;
- To supervise their activities, including their recreation;
- To inculcate in them the value of industry, thrift, and self-reliance;
- To stimulate their interest in civic affairs, teach them the duties of citizenship, and develop their commitment to their country;
- To advise them properly on any matter affecting their development and well-being;
- To always set a good example;
- To provide them with adequate support as defined in Article 194 of the Family Code; and
- To administer their property, if any, according to their best interest, subject to the provisions of Article 225 to 227 of the Family Code.

**ARTICLE IX
ROLES AND FUNCTIONS OF THE DIFFERENT SECTORS**

Section 1. Role of Women. Women in their various roles play a critical role in the well-being of children. Efforts for the enhancement of women's status and their roles in development must begin with girl children. The enhancement of the status of women and their equal access to education, training, credit, reproductive health, and other extension services constitute a valuable contribution to a nation's social and economic development.

To achieve that and to prepare women for their various roles, equal opportunity shall be provided for the girl children for them to benefit from the health, nutrition, education and other basic services of the Municipality for their full growth.

Section 2. Role of Fathers.

Fathers play a vital role in their children's lives. Policies and legislation shall be enacted and programs shall be designed and implemented for the inclusion of their critical role. Fathers shall be equally responsible in the rearing and nurturing of the children in the home and be their

HON. FELIXITO O. BELTRAN III
Sangguniang Bayan Member

HON. EDILBERTO R. ZABALA, JR.
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Sangguniang Bayan Member

HON. FELIPE V. CANONIGO III
Sangguniang Bayan Member

HON. VIRMAR JESSIE O. PUNDAVELA
Sangguniang Bayan Member

HON. IRENEO ROLANDO A. LUMBRE
Sangguniang Bayan Member

HON. ROLANDO A. CINCO
Sangguniang Bayan Member

HON. MELANIE FELISA M. VIVERO
Sangguniang Bayan Member
ABQ President

HON. CATHERINE R. BENJAMIN
Sangguniang Bayan Member
PPSK President

role models. Equal opportunity shall be provided the boy children for them to benefit from the health, nutrition, education, and other basic services of the Municipality for their full growth.

Section 3. Role of Educational Institutions.

Educational institutions shall work together with parents, the Local Government Units (LGUs), accredited community organizations and agencies concerned with the activities of children and youth. Educational institutions shall incorporate into their curriculum a subject on the rights and responsibilities of children, subject to guidelines set by the Department of Education, and the Commission on Higher Education (CHED).

Section 4. Role of the Parents-Teachers Association (PTA).

The Parents-Teachers Association (PTA) of the different schools within the jurisdiction of Tolosa, Leyte shall, aside from its duties and functions, endeavor to include in all their general assemblies of officers and members Parenting Orientation Sessions to take up and discuss among others, this Code, with emphasis on the roles, duties and obligations of parents, guardians, and teachers. The PTA shall extend to the school and students not only material help and support but also the promotion of the rights of children, and the education and information of parents as well.

Section 5. Role of the Mass Media.

The mass media shall be aware of their extensive social role and responsibility, as well as their influence, in communications relating to children. They should use their power to protect the rights of children by relaying consistent messages through a balanced approach. Special awareness should be given to effective anti-drug awareness campaigns and delinquency prevention.

Section 6. Role of Judicial Institutions.

In the administration of justice, the Five Pillars of Justice shall play a very important role in ensuring that the rights of children are protected and promoted at all times. They shall conduct programs and activities geared towards enhancing children's rights.

Section 7. The Local Government Units.

The Local Government Units shall come up with the Comprehensive Plan and Programs for Children and allocate appropriate budgets for their implementation.

Section 8. Role of the Barangay Council for the Welfare of Children.

The Councils shall, in addition to their existing duties and functions, coordinate with and assist their corresponding LGUs in coming up with a Comprehensive Programs for Children and be the primary body to oversee the implementation of such programs.

Section 9. Role of the Sanggunian Kabataan.

The Sanggunian Kabataan (SK) as established under the Local Government Code shall, in addition to its powers and functions, actively involve itself in the formulation and implementation of prevention and protections programs in the community. It shall coordinate with the local councils for the welfare of children for this purpose. It is encouraged that the SK shall devote 50% of its annual budget to delinquency prevention programs for the youth.

ARTICLE X IMPLEMENTING MECHANISMS

Section 1. The Tolosa Leyte Local Council for the Protection of Children (TLLCPC)

The Tolosa Leyte Local Council for the Protection of Children (TLLCPC) shall be created through an Ordinance and shall be the implementing arm of the provisions of the Code. It shall meet regularly to plan, program, assess and evaluate the implementation of the provisions of this Code. The functions of the TLLCPC and membership shall be hereunder defined.

The members of the Tolosa Leyte Local Council for the Protection of Children shall be the following:

- d. Municipal Mayor – Chairman
- e. Municipal Vice Mayor – Co chairman
- f. Sanggunian Member in Charge of Women and Family
- g. Sanggunian Member in Charge of Social Services
- h. Municipal Social Welfare and Development Officer
- i. Schools Division Superintendent

HON. FELICITO D. BELTRAN III
Sangguniang Bayan Member

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Sangguniang Bayan Member
ABC President

HON. CATHERINE R. BENJAMIN
Sangguniang Bayan Member
PPSK President

- j. Philippine National Police
- k. Municipal Health Officer
- l. PTA Federation President
- m. SK Federation President
- n. Association of Barangay Captains President
- o. Municipal Local Government Officer
- p. Municipal Treasurer
- q. Municipal Budget Officer
- r. Non-government Organizations Concerned with Children (2)

Section 2. Functions of the TLLCPC:

- a) To formulate the Municipal plan of action for children, integrating projects and programs needing assistance as submitted by component Barangays; ensuring that these are integrated into the Municipal Development Plan;
- b) To monitor and review the implementation of the Municipal and Barangay plans;
- c) To submit quarterly status report on the implementation of the plans to the Local Chief Executive;
- d) To promptly address issues and concerns affecting children such as the following enunciated in Sec. 360 of the Civil Code of the Philippines;
 - 1. Foster the education of every child in the community;
 - 2. Encourage the cultivation of duties of parents;
 - 3. Protect and assist abandoned or mistreated children, and orphans;
 - 4. Take steps to prevent juvenile delinquency;
 - 5. Adopt measures for the health of children;
 - 6. Promote the opening and maintenance of playgrounds;
 - 7. Coordinate the activities of organizations devoted to the welfare of children, and secure their cooperation.
- e) To advocate for the passage of relevant child and youth protective ordinances;
- f) To advocate for increased support and resource allocation for children's programs and projects from the Municipality and the Barangays;
- g) To provide assistance to the community-based frontline workers through the conduct of capability building and human resource development activities;
- h) To provide contingency measures to protect children and their families in crisis brought about by natural and man-made calamities.

Section 3. A Special Office for Children's Concerns (SOCC) shall be created under the MSWDO to especially attend to children and to the implementation of this Code. A qualified officer shall be appointed to man this Office.

Section 4. Secretariat Support

The Municipal Social Welfare and Development Office (MSWDO) and the Municipal Planning and Development Office (MPDO) shall render secretariat support and will be responsible for the documentation of proceedings of meetings and preparation of reports and other documents as needed by the TLLCPC.

Section 5. Annual Review of the Code

The Municipality through the LCPC shall initiate and hold an annual review of the Code and assess its implementation and also allocate funds for the conduct of seminars and training of officers involved in the Protection of Children.

Section 6. Children's Rescue Team

There shall be established in the Municipality of Tolosa an interagency Children's Rescue Team, under the auspices of the Municipal Mayor's Office in coordination with the Municipal Social Welfare and Development Office, the Local Council for the Protection of Children, the Philippine National Police and the Five Pillars of Justice, for children victims of all forms of child abuse, discrimination, exploitation and other forms of violence, of which the Team's composition and functions shall be provided in an Executive Order or Office Order to be duly issued by the Municipal Mayor.

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Sangguniang Bayan Member

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Sangguniang Bayan Member
ABC President

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Sangguniang Bayan Member

HON. CATHERINE K. BENJAMIN
Sangguniang Bayan Member
PPSK President

Section 7. The Municipal Crisis Center

The Municipal Crisis Center shall according to its mandate provide ample protection and support to children who are housed therein pending outcomes of processes or resolutions of their cases or circumstances.

Section 8. Barangay Council for the Protection of Children

Each Barangay within Tolosa, Leyte shall create and activate their Barangay Council for the Protection of Children (BCPC), the composition of which shall be as follows:

- a. Punong Barangay - Chairperson
- b. Kagawad in Charge of Education – Vice Chair
- c. Kagawad in Charge of Women and Children
- d. Women and Children Desk Incharge
- e. Principal/s of High School and Elementary Schools in the Area
- f. PNP Representative
- g. CSWD Office Representative
- h. Health Personnel Assigned in the Barangay
- i. SK Chairman

Section 9. The functions of the Barangay Council for the Protection of Children (BCPC) shall be as follows:

- a. To foster the education of every child in the Barangay
- b. To encourage the proper performance of the duties of parents and provide learning opportunities on the adequate rearing of children and on positive parent-child relationships;
- c. To report all cases of child abuse to the proper authorities;
- d. To protect and assist abandoned, maltreated and abused children and facilitate cases filed against child abuse.
- e. To protect working children from abuse and exploitation;
- f. To take up steps to prevent juvenile delinquency and to assist children with behavioral problems so they can get expert advice;
- g. To adopt measures to promote the health and nutrition of children;
- h. To promote the opening and maintenance of playgrounds and day care centers and other services necessary for children welfare;
- i. To secure the cooperation of organizations devoted to the welfare of children and coordinate their activities;
- j. To promote wholesome entertainment, monitoring movies houses and videoke establishments and to support sports activities for the young;
- k. To assist parents whenever necessary in securing expert guidance counseling from the proper government or private welfare agencies;
- l. To advocate for the passage of child-friendly barangay ordinances in response to child-related issues and concerns;
- m. To prepare the Barangay plan of action for children which addresses the needs of children in the community and ensure their integration into the Barangay Development Plan and implementation by the Barangay; and
- n. To submit quarterly Barangay accomplishment reports on the implementation of the plans to the TLLCPC.

Section 10. The Barangay Desk for Women and Children

The Barangay Desk for Women and Children shall be regularly updated with their functions to make them truly effective and shall be ably supported by the Barangay in all aspects.

Section 11. Allocation for Children's Programs in the Barangay Budget

The allocation of an amount for Children's Programs shall be one of the requirements and conditions for the approval by the Sanggunian Bayan of the Annual Budget of the Barangays.

HON. FELICITO B. BELTRAN III
Sangguniang Bayan Member

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Sangguniang Bayan Member

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HON. ROBERTO A. CINCO
Sangguniang Bayan Member

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ABC President

HON. CATHERINE R. BENJAMIN
Sangguniang Bayan Member
PPSK President

**ARTICLE XI
APPLICATION OF LAWS**

The following National Laws and Local Ordinances relevant to this Code are hereby integrated in this Code:

1. R.A. No. 101521 – Mandatory Basic Immunization Services for Infants and Children
2. TB in Children Ordinance
3. R.A. 9048 – An Act Authorizing the City or Municipal Registrar or the Consul General to Correct a Clerical or Typographical Error in an Entry and/or Change of First Name or Nickname in the Civil Register Without Need of an order Amending for this Purpose Articles 376 and 412 of the Civil Code of the Philippines
4. R.A. 9255 – An Act Allowing Illegitimate Children to Use the Surname of their Father, Amending for the Purpose, Article 176 of the Executive Order No. 209, Otherwise Known as the "Family Code of the Philippines."
5. R.A. No. 9523 – An Act Requiring the Certification of the Department of Social Welfare and Development (DSWD) to Declare a Child Legally Available for Adoption Proceedings m Amending for this Purpose Certain Provisions of R.A. 8552, otherwise known as the Inter-Country Adoption Act of 1995 and P.D. No. 603, otherwise known as the Child and Youth Welfare Code, and for other Purposes
6. R.A. 9858 – An Act Providing for the Legitimation of Children Born to Parents Below Marrying Age, Amending for the Purpose the Family Code of the Philippines, as amended
7. R.A. 7610 – Special Protection of Children Against Child Abuse, Exploitation and Discrimination Act
8. R.A. 8552 – The Domestic Adoption Act of 1998
9. R.A. 8043 – Inter-Country Adoption act of 1995
10. Revised Penal Code – Inducing a Minor to Abandon His Home
11. R.A. 9165 – Comprehensive Dangerous Drugs Act of 2002
12. Revised Penal Code, Art 267 Kidnapping and Serious Illegal Detention
13. R.A. 8353 Anti-Rape Law of 1997
14. R.A. 7658 Amending Sec. 12, art 8 of R.A. 7610 – An Act Prohibiting the Employment of Children below 15 y/o in public and private undertakings
15. R.A. 9775 – An Act Defining and Penalizing Child Pornography, Prescribing Penalties Thereof, and for Other Purposes
16. R.A. 9709 – An Act Establishing a Universal New Born-Hearing Screening Program for the Prevention, early Diagnosis and Intervention of Hearing Loss
17. R.A. 9288 – An Act Promulgating a Comprehensive Policy and a National System for Ensuring New Born Screening
18. R.A. 9231 – An Act Providing for the Elimination of the Worst Forms of Child Labor and Affording a Stronger Protection for the Working Child, Amending for This Purpose Republic Act 7610 ,as Amended, otherwise Known as the Special Protection of Children against Child Abuse, Exploitation and Discrimination Act
19. R.A. 9262 – Anti-Violence Against Women and Their Children Act of 2004
20. R.A. 8187 – An Act Granting Paternity Leave of Seven Days with Full Pay to All Married Male Employees in the Private and Public Sectors for the First Four Deliveries of the Legitimate Spouse with Whom He is Cohabiting and for Other Purposes
21. R.A. 8749 – The Clean Air Act of 1999 -
22. Revised Penal Code Section 2, Articles 255, Art 256, art 257, Art 258, and Art 259 – Infanticide and Abortion
23. RPC, Art 337 Qualified Seduction
24. RPC, Art 339 Simple Seduction
25. RPC, Acts of Lasciviousness with consent of the Offended Party
26. RPC, Art 342 Forcible Abduction
27. P.D. 603 – The Child and Youth Welfare Code, December 10, 1974
28. E.O. No. 51 – Milk Code or Adopting a National Code of Marketing of Breastmilk substitutes, Breastmilk supplements and Related Products, Penalizing Violations Thereof, and For Other Purposes
29. A.O. No. 2005 – OO14 - National Policies on Infant and Young Child Feeding
30. MNCHN Ordinance
31. NSO Memorandum Circular No. 2011-5 New Rules in the Registration of Foundling
32. DOLE DO No 4 s 1999 Hazardous Work and Activities to Persons Below 18 Years of Age

HON. FELICITO D. BELTRAN III
Sangguniang Bayan Member

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HON. VIRMAR JESSIE O. PUNDAVELA
Sangguniang Bayan Member

HON. MENARDO M. MATE
Municipal Vice-Mayor

DR. MANNY R. MARTINEZ, DPA., RN., MPRM.
Secretary to the Sangguniang Bayan

HON. IRENEO ROLANDO A. LUMBRE
Sangguniang Bayan Member

HON. ROLY CINCO
Sangguniang Bayan Member

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Sangguniang Bayan Member
PPSK President

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Sangguniang Bayan Member

33. R.A. 7160 – Local Government Code
34. R.A. 7624 – An act Integrating Drug Prevention and control in the Intermediate and Secondary Curricula as well as in the Non-Formal, Informal and Indigenous Learning Systems and for Other Purposes
35. RA 8980 – Early Childhood Care and Development Act, December 5, 2000
36. RA 4881 – An Act Creating A Council for the Protection of Children in every City and Municipality in the Philippines and for other purposes, June 17, 1967
37. RA 11188 or An Act Providing for the Special Protection of Children in Situations of Armed Conflict and Providing Penalties for Violations Thereof (2019)
38. RA 11222 or An Act Allowing the Rectification of Simulated Birth Records and Prescribing Administrative Adoption Proceedings for the Purpose (2018)
39. RA 11930 or An Act Punishing Online Sexual Abuse of Exploitation of Children Penalizing the Production, Distribution, Possession and Access of Child Sexual Abuse or Exploitation Materials. Amending Republic Act 9160 otherwise known as the "Anti-Money Laundering Act of 2001", as amended and repealing Republic Act No. 9775 otherwise known as the "Anti-Child Pornography Act of 2009" (2022)
40. RA 11984 or An Act Mandating Public and Private Educational Institution to Allow Disadvantaged Students with Unpaid Tuition and Other School Fees to Take the Periodic and Final Examinations and for Other Purposes (2023)
41. RA 10630 or An Act Strengthening the Juvenile Justice System in the Philippines Amending RA 9344 (2013)
42. RA 00984 or "An Act Mandating Public and Private Educational Institution to Allow Disadvantaged Students with Unpaid Tuition and Other School Fees to Take periodic and Final Examinations and For Other Purposes" (2023)
43. RA 11916 or An Act Increasing the social pension of Senior Citizens and appropriating funds thereof, amending for the purpose Public Act No. 7432 entitled "An Act to maximize the contribution of senior citizens to nation-building grant benefits and special privileges and for other purposes". As amended, and for other purposes (2021)
44. RA 11228 or An Act Providing For the Mandatory Philhealth Coverage For All Persons with Disability (PWDs), Amending for the Purpose Republic Act No. 72774 As Amended. Otherwise Known as the Magna Carta for Persons with Disability" (2019)
45. RA 11650 or An Act Instituting a policy of inclusion and services for learners with disability in support of inclusive education, establishing inclusive learning resource centers of learners with disabilities in all schools (2022)
46. RA 8505 or An Act Providing Assistance and Protection for Rape Victims Establishing for the Purpose a Rape Crisis Center in Every Province and City Authorizing the Appropriation of Funds therefore and for other purpose" (1998)
47. RA 11313 or An Act Defining Gender-Based Sexual Harassment in Streets, Public Spaces Online, Workplaces, and Educational or Training Institutions, Providing Protection Measures and Prescribing Penalties Therefore" (2019)
48. RA 11861 (Expanding Solo Parent Act) An Act Granting Additional Benefits to Solo Parents) (2022)
49. RA 11291 or Magna Carta of the Poor (2019)
50. RA 11908 or the Parent Effectiveness Service Program Act (2022)
51. RA 11036 of the National Mental Health Policy for the Purpose and Enhancing the Delivery of Integrated Mental Health Services Promoting and Protecting the Rights of Persons of Utilizing Psychosocial Health Services. Appropriating Funds Therefore (2019)
52. RA 9433 or An Act Providing For A Magna Carta for Public Social Workers (2007)
53. Expanded Anti-Trafficking in Persons Act (RA 11862)
54. Founding Recognition and Protection Act (RA 11767)
55. Stronger Protection Against Rape and sexual Exploitation and Abuse (RA 11648)
56. Domestic Administrative Adoption and Alternative Child Care Act (RA 11642)
57. Anti-Child Marriage Law (RA 11596)
58. Alternative Learning System Act (RA 11510)
59. Child Safety in Motor Vehicles Act (RA 11229)

LOCAL ORDINANCES AND RESOLUTIONS WITH RELEVANCE TO CHILDREN

1. An Ordinance Operationalizing the Annual Observance of the LINGGO NG KABATAAN in Tolosa

Page 20 of 22

ORDINANCE NO. 14, S.2025

"Children's Welfare and Development Code
of the Municipality of Tolosa, Leyte"

HON. MENARDO M. MATE
Municipal Vice-Mayor

DR. MANNY R. MARTINEZ, DPA., RN., MPRM.
Secretary to the Sangguniang Bayan

HON. IRENEO ROLANDO A. LUMBRE
Sangguniang Bayan Member

HON. ROLANDO CINCO
Sangguniang Bayan Member

HON. MELANIE FELISA M. VIVERO
Sangguniang Bayan Member
ABC President

HON. CATHERINE R. BENJAMIN
Sangguniang Bayan Member
PPSK President

2. An Order Providing for the Reorganization of the Municipal Council for the Protection of Children (CCPC) and Updating the Membership Thereof
3. Municipal Ordinance No. 07-91 – Minor Ordinance
4. Municipal Ordinance – An Ordinance Prohibiting Minors Below 18 Years of Age To Drink Intoxicating Liquor and to Enter Billiard Halls and to Play Billiards
5. Municipal Ordinance - An Ordinance Regulating the Operation of Computer Gaming Stations and Internet Café, billiard halls, videoke/karaoke establishments in Tolosa, Leyte and Providing Penalties for violations thereof.
6. Municipal Ordinance – The 1999 Anti – Rabies Ordinance of the Municipality of Tolosa.
7. Municipal Ordinance – An Ordinance Requiring All Food Processors, Food Establishments, And Other Food Related Outlets in Tolosa, Leyte to Use Iodized Salt

ARTICLE XII BUDGETARY APPROPRIATIONS

Section 1. Appropriations for Implementation of Programs and Activities of Children.

The Municipality shall appropriate 5% of its gross income as part of the Annual Budget for the implementation of Children's Programs. The Municipality shall allocate funds necessary for the implementation of this Code, training and orientation of stakeholders and promotion of the Tolosa Leyte Children's Welfare Code.

The Barangays shall appropriate an amount for the implementation of this Code.

ARTICLE XII SEPARABILITY/APPLICABILITY/REPEALING/EFFECTIVITY CLAUSES

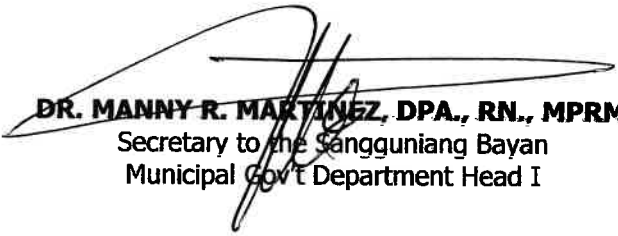
Section 1. Separability Clauses. If, for any reason reasons, any part or provisions of this Code shall be held to be unconstitutional and valid, other parts and provisions hereof which are not affected thereby shall continue to be in full force and effect.

Section 2. Applicability Clause. All other matters relating to the impositions or regulations provided in this Code shall be governed by the pertinent provisions of existing laws and other ordinances. This Code shall apply to all the people within the territorial jurisdiction of the Tolosa, Leyte and all the Barangays therein, and all persons who may be subject to the provisions of this code.


Section 3. Repealing Clauses All ordinances, resolutions, executive orders and other issuances which are inconsistent with any of the provision of this Code are hereby repealed or modified accordingly.

Section 4. Effectivity Clauses. This Code shall take effect 30 days after completion of its publication in a newspaper of general circulation within its jurisdiction and posting in at least three conspicuous places in the Municipality of Tolosa.

I hereby certify to the correctness of the foregoing Ordinance which was duly enacted by the Sangguniang Bayan during its regular session held on April 24, 2023.


DR. MANNY R. MARTINEZ, DPA., RN., MPRM.
Secretary to the Sangguniang Bayan
Municipal Gov't Department Head I

ATTESTED:


HON. MENARDO M. MATE
Municipal Vice-Mayor
Presiding Officer



HON. FELICITTO D. BELTRAN III
Sangguniang Bayan Member



HON. EDILBERTO R. ZABALA, JR.
Sangguniang Bayan Member



HON. MANUEL B. BALLEDO
Sangguniang Bayan Member



HON. FELIPE V. CANONIGO III
Sangguniang Bayan Member



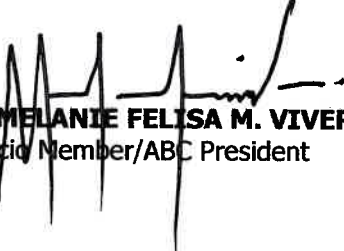
HON. VIRMAN JESSIE O. PUNDAVELA
Sangguniang Bayan Member



HON. IRENEO ROLANDO A. LUMBRE
Sangguniang Bayan Member



HON. ROLLY A. CINCO
Sangguniang Bayan Member



HON. MELANIE FELISA M. VIVERO
Ex-Officio Member/ABC President



HON. CATHERINE R. BENJAMIN
Ex-Officio Member/SK Fed. President

APPROVED:



HON. ERWIN C. OCAÑA
Municipal Mayor
Date: _____



Republic of the Philippines
Province of *Leyte*
Municipality of Tolosa

Office of the Sangguniang Bayan

**MINUTES OF THE 133RD REGULAR SESSION OF THE SANGGUNIAN
BAYAN OF TOLOSA, LEYTE, HELD AT BARANGAY DOÑA BRIGIDA,
SESSION HALL, ON FEBRUARY 24, 2025 AT 9:30 A.M.**

PRESENT:

Hon. Menardo M. Mate	-	Municipal Vice-Mayor (Presiding Officer)
Hon. Felicito D. Beltran III	-	Sangguniang Bayan Member
Hon. Edilberto R. Zabala, Jr.	-	Sangguniang Bayan Member
Hon. Manuel B. Balledo	-	Sangguniang Bayan Member
Hon. Felipe V. Canonigo III	-	Sangguniang Bayan Member
Hon. Virman Jessie O. Pundavela	-	Sangguniang Bayan Member
Hon. Ireneo Rolando A. Lumbre	-	Sangguniang Bayan Member
Hon. Rolly A. Cinco	-	Sangguniang Bayan Member
Hon. Melanie Felisa M. Vivero	-	Ex-Officio Member/Liga President
Hon. Catherine R. Benjamin	-	Ex-Officio Member/SK Fed. President

CALL TO ORDER. - The session was called to order at 9:30 a.m. by the Presiding Chair, Hon. Menardo M. Mate, marking the beginning of the 133rd Regular Session of the 11th Sangguniang Bayan of Tolosa.

NATIONAL ANTHEM/INVOCATION. - The session began with the singing of the National Anthem, followed by an invocation conducted via computer generation, and the singing of the Hymno han Tolosa.

ROLL CALL. - During the session, the Secretary to the Sangguniang Bayan conducted a roll call to confirm the attendance of the members of the Sangguniang Bayan. Those present were:

1. Hon. Menardo M. Mate - Municipal Vice Mayor
2. Hon. Felicito D. Beltran III
3. Hon. Edilberto R. Zabala, Jr.
4. Hon. Manuel B. Balledo
5. Hon. Felipe V. Canonigo III
6. Hon. Virman Jessie O. Pundavela
7. Hon. Ireneo Rolando A. Lumbre
8. Hon. Rolly A. Cinco
9. Hon. Melanie Felisa M. Vivero
10. Hon. Catherine R. Benjamin

APPROVAL OF THE MINUTES OF THE PREVIOUS SESSION. - The Secretary to the Sangguniang Bayan read the minutes of the 132nd Regular session. The Presiding Chair, asked if there are corrections to be made. There being none, Hon. Felicito D. Beltran III moved for the approval of the minutes, seconded by all members present. The motion passed unanimously, and the minutes were approved.

REFERENCE OF BUSINESS:

There were no items listed under this section, and the session proceeded to the next agenda item.

FIRST READING:

No new ordinances or resolutions were presented for the first reading during this session.

HON. MENARDO M. MATE
Municipal Vice-Mayor

DR. MANNY R. MARTINEZ, DPA., RN., MPRM.
Secretary to the Sangguniang Bayan

HON. FELICITO D. BELTRAN III
Sangguniang Bayan Member

HON. EDILBERTO R. ZABALA, JR.
Sangguniang Bayan Member

HON. MANUEL B. BALLEDO
Sangguniang Bayan Member

HON. FELIPE V. CANONIGO III
Sangguniang Bayan Member

HON. VIRMAN JESSIE O. PUNDAVELA
Sangguniang Bayan Member

HON. IRENEO ROLANDO A. LUMBRE
Sangguniang Bayan Member

HON. ROLLY A. CINCO
Sangguniang Bayan Member

HON. MELANIE FELISA M. VIVERO
Sangguniang Bayan Member
ABC President

HON. CATHERINE R. BENJAMIN
Sangguniang Bayan Member
PPSK President

Section 5. Effectivity. This Ordinance shall take effect immediately upon its approval in accordance to law.

4. Children's Welfare and Development Code of the Municipality of Tolosa.

The ordinance was presented by Hon. Manuel B. Balledo, who stressed its importance in strengthening child protection policies and services. The ordinance mandates the creation of safe spaces and stricter regulations for child welfare programs. The council unanimously approved it. Thus, declared approved by the presiding Chair Vice Mayor Menardo M. Mate.

RESOLUTION NO. 02-50-2025

A RESOLUTION APPROVING ORDINANCE NO. 14, SERIES OF 2025, ENTITLED: AN ORDINANCE ENACTING THE CHILDREN'S WELFARE AND DEVELOPMENT CODE OF THE MUNICIPALITY OF TOLOSA

WHEREAS, the Municipality of Tolosa recognizes the importance of ensuring the welfare, rights, and development of children within the locality;

WHEREAS, the adoption of the Children's Welfare and Development Code aims to institutionalize programs and policies that will protect and promote the well-being of children;

WHEREFORE, on the motion of Hon. Manuel B. Balledo, duly seconded and unanimously approved by the members present, the Sangguniang Bayan finds merit in approving the said code;

NOW, THEREFORE, BE IT RESOLVED, as it is hereby resolved by the Sangguniang Bayan of Tolosa, Leyte, to approve the Children's Welfare and Development Code of the Municipality of Tolosa;

RESOLVED FURTHER, that copies of this resolution be furnished to the Office of the Mayor, the Municipal Social Welfare and Development Office, and other concerned agencies for their information and appropriate action.

RESOLVED FINALLY, that this resolution shall take effect immediately upon its approval.

ADOPTED this 24TH day of **February, 2025**, during the Regular Session of the Sangguniang Bayan of Tolosa.

MUNICIPAL ORDINANCE NO. 14
Series of 2025

AN ORDINANCE ENACTING THE TOLOSA LEYTE CHILDREN'S WELFARE AND DEVELOPMENT CODE

Sponsored by: SB Member Hon. Manuel B. Balledo
Chairman, Committee on Social Services

Be it ordained by the Sangguniang Bayan of Tolosa, Leyte, that:

Article 1
BASIC PRINCIPLES

Section 1. Title. - This ordinance shall be known as "The Tolosa Leyte Children's Welfare and Development Code"

Section 2. Declaration of Policy and Principles.

a. It is the policy of the Municipality of Tolosa to ensure that the rights of the children grouped under the titles of survival, development, protection, and participation are fully promoted, enhanced and institutionalized within the framework of advancing general welfare in pursuance of integrated, sustainable and equitable development.

b. It is the policy of the Municipality of Tolosa that in ensuring the welfare of the Tolosan children, the principle of "Best Interest of the Child" as enunciated in the United Nations

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Sangguniang Bayan Member
PSK President

Conventions on the Rights of the Child, and consistent with local autonomy, shall be the guiding dictum in dealing with them in all spheres of their existence.

c. It is the policy of the Municipality of Tolosa to adhere to the generally accepted principles of international and national laws in the promotion of the general welfare of its children; and this includes studying, culling and adapting from other Codes and other public documents such provisions that will impact significantly to the growth and development of the Tolosa children.

d. It is also the policy of the Municipality of Tolosa to adhere to the principle that, "It takes a village to bring up a child," thereby promoting the holistic development of the child through the unified action of all national and local government agencies and non-government organizations in the municipality together with the family and the immediate environment.

e. It is also the policy of the Municipality of Tolosa to ensure the participation of children in policy formulation and in planning of programs related with children's concerns and to promote their right to express themselves freely.

f. It is also the policy of the Municipality of Tolosa to use fully and extensively information, education and communication as ways to educate, enhance and promote the implementation of laws and ordinances that generally affect the welfare of children in particular and its populace in general.

Section 3. Goals for the Tolosa Children

The Local Government of Tolosa, Leyte has the following goals and objectives for its children:

- a. That they are born well, by giving them and their mothers the best services for the crucial pre-natal, natal, and post-natal periods;
- b. That growth during the first eight years of their life is promoted and ensured through:
 - b.1 the complete package of immunization mandated by national laws,
 - b.2 regular nutritious feeding program in both Day Care Centers and public elementary schools,
 - b.3. healthful practices such as drinking safe water and using sanitary latrines;
- c. That every child of school age is enrolled and attending free, quality elementary, secondary and tertiary education, system of scholarship and financial assistance, and for the out-of-school youth accreditation and equivalency or livelihood skills trainings;
- d. That every child is protected from physical, psychological, social, emotional and cultural practices, biases, crimes and environment that subject them to danger, abuses, neglect, cruelty, exploitations, discriminations and other acts that stunt their growth;
- e. That they are heard and are free to participate and determine what is good for them on issues and activities affecting them;
- f. That they grow to be God-fearing, patriotic, healthy, happy, conscientious, self-reliant, and productive citizens of their communities and country.

Section 4. Definition of Terms. The following terms as used in this Code shall be defined as:

- a. **Children** – persons below eighteen (18) years of age or those over but are unable to fully take care of themselves or protect themselves from abuse, neglect, cruelty, exploitation or discrimination because of a physical or mental ability or condition. The words **minors** and **youth** are also used to refer to this group.
- b. **Survival Rights** – include the inherent right to life, the right to health, the right to be cared for by parents, the right to adequate food, clothing and shelter, and the right to be adopted if it is for the best interest of the child.
- c. **Development Rights** - include the right to education and to develop potentials, the right to freedom of thought, conscience and religion, the right to useful and wholesome information that prepare the child for responsible adulthood, the right to rest and the right to play, and the right to enjoy a full and decent life even when mentally or physically handicapped.

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HON. ROBERTO CINCO
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PPSK President

d. Protection Rights – include the right to be protected against all forms of abuse, neglect, degrading treatment, from abduction and sale, the right to be protected from war, the right to be protected by law from drug abuse, the right to dignity and worth even when in conflict with the law.

e. Participation Rights – include the right to freedom of expression and the right to freedom of association and peaceful assembly.

f. Early Childhood Care and Development Program – refers to the full range of health, nutrition, early education, psycho-social and other services that provide for the holistic needs of children up to age six (6), as defined and implemented at national and local levels which include center-based, day care center and home-based programs.

g. Child Abuse – refers to the maltreatment, whether habitual or not, of the child which includes any of the following:

- 1.) Psychological and physical abuse, neglect, cruelty, sexual abuse and emotional maltreatment.
- 2.) Any act by deeds or words which debases, degrades, or demeans the intrinsic worth and dignity of a child as a human being;
- 3.) Unreasonable deprivation of his basic needs for survival, such as food and shelter;
- 4.) Failure to immediately give medical treatment to an injured child resulting in serious impairment of his growth and development or in his permanent incapacity or death.

h. Circumstances which gravely threaten or endanger the survival and normal development of children.

These include but are not limited to the following:

- 1.) Being in a community where there is armed conflict or being affected by armed conflict-related activities;
- 2.) Working under conditions hazardous to life, safety and morals which unduly interfere with their normal development or working without provision for their education;
- 3.) Living in or fending for themselves in the streets of urban and rural areas without the care of parents or guardian or any adult supervision needed for their welfare;
- 4.) Being a member of an indigenous cultural community and/or living under conditions of extreme poverty or in an area which is underdeveloped and/or lack or has inadequate basic services needed for a good quality of life;
- 5.) Being with family members or guardians having psychological problems grave enough for them to commit incest, sibling's rape, lascivious acts and other forms of physical and mental abuse;
- 6.) Being a victim of man-made or natural disaster or calamity;
- 7.) Being a victim of an illegal transnational union or child trafficking;
- 8.) Circumstances analogous to those above stated which endanger the life, safety or normal development of children.

i. Program for the Special Protection of Children– refers to the coordinated program of services and facilities to protect children who are:

1. Victims of Worst Forms of Child Labor
2. Neglected and Abandoned children
3. Street Children
4. Victims of Commercial and Sexual exploitation
5. Victims of Child Abuse
6. Children in Situations of Armed Conflict
7. Differently-abled Children
8. Children of Indigenous People
9. Obscene and Indecent Publications and Shows
10. Child Trafficking

j. Children in Conflict with the Law–are children involved in acts against property, chastity, and persons which include but not limited to the following:

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1. Petty crimes such as snatching, shoplifting, misrepresentation;
2. Using and pushing prohibited drugs, selling illegal or lewd reading or viewing materials;
3. Pimping for young and old prostitutes and sexual perversions, doing and participating in obscene shows;
4. Gambling in any form;
5. Rape and incest; and
6. Any other circumstances as defined by existing laws.

k. Child Trafficking – refers to the act of trading or dealing with children, including but not limited to, the buying and selling of children for money, or for any consideration, or barter.

l. Juvenile Justice – refers to the legal procedure applied to children in conflict with the law starting with initial contact of child up to the reintegration of the child to the family and community.

m. Juvenile Justice System – refers to all proceedings starting from initial contact, including diversion proceedings, court proceedings after the filing of the proper information and until disposition of the case involving children in conflict with the law.

n. Diversion – refers to an alternative child-appropriate process of determining the responsibility and treatment of a child in conflict with the law on the basis of his/her social, cultural, economic, psychological, or educational background without resorting to formal court adjudication.

o. Diversion Programs – refer to programs that the child in conflict with the law is required to undergo in lieu of formal court proceedings.

p. Special Office for Children's Concerns (SOCC) – refers to an office created to monitor the implementation of this Code and such other functions that maybe undertaken which shall be provided in the Implementing Rules and Regulations.

q. Local Council for the Protection of Children (LCPC) – is a body established in the Municipality, pursuant to the Department of Interior and Local Government (DILG) Memorandum Circular No. 200-21 which subsumes the ECCD Coordinating Committee, the expanded membership and additional functions of which shall be provided in the Implementing Rules and Regulations hereinafter promulgated.

r. Barangay Council for the Protection of Children (BCPC) – is a body established in the Barangays of the Local Government Unit, pursuant to Department of Interior and Local Government (DILG) Memorandum Circular No. 200-21, which subsumes the ECCD Coordinating Committee, the expanded membership and additional functions of which shall be provided in the Implementing Rules and Regulations herein after promulgated.

s. Rescue Team – is an interagency team established in the Local Government Unit under the auspices of the LCPC/BCPC composed by representatives from the Municipal Social welfare and Development Office, the Philippine National Police and other members of the Local Council for the Protection of Children as designated for cases involving children, the responsibilities and functions of which shall be provided in the Implementing Rules and Regulations hereinafter promulgated.

t. Local State of the Children Report – is a publicly rendered report and pronouncement embodied in a document to be delivered annually by the Mayor, showing the progress of the implementation of the planned and targeted programs and projects for children including developments in the formulation as well as the implementation of the Local Development Plan for Children and the Children's Welfare Code. The format and offices tasked to formulate the same shall be provided in the Implementing Rules and Regulations hereinafter promulgated.

u. PYAP- or the Pag-asa Youth Association of the Philippines, Inc. is a duly constituted barangay based organization and forum of out-of- school youths between 15-24 years old, single and who are clienteles of the programs and services of the Department of Social Welfare and Development (DSWD) or the City Social Welfare and Development (CSWD) and is federated in the city, regional and national levels.

v. CDSS - refers to a best practice in Tolosa, Leyte that has been nationally recognized. It is a program of preventing diseases by the strict surveillance of surroundings and strict reporting of symptoms cropping up for Health personnel to urgently respond to ad minimize or eliminate further threats and spread of diseases in the areas within the Municipality.

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w. Day Care – is the provision of substitute parental care and provision of stimulating activities for the total development of children zero to six (0-6) years old.

x. Day Care Center – is the facility where day care services are provided to children zero to five (0-5) years old by a qualified day care worker.

Article II THE CHILD

Section 1. Rights of the Child

As promulgated in the Philippine Constitution, Child and Youth Welfare Code, and the United Nations Convention on the Rights of the Child (CRC), and/or purposes of this Code, all children shall be entitled to the rights herein set forth without distinction as to legitimacy or illegitimacy, sex, social status, religion, political antecedents, and other factors.

- To be born well, to have a name and nationality;
- To have a family who will care for him or for her;
- To live in a peaceful community and a wholesome environment;
- To have adequate food and a healthy and active body;
- To obtain a good education and develop his or her potentials;
- To be given opportunities for play and leisure;
- To be protected against abuse, exploitation, neglect, violence, and danger;
- To be defended and given assistance by the government;
- To be able to express his or her own views.

Section 2. Duties and Responsibilities of Children

- Children are to be respected, human beings with worth and dignity, and as such their rights as children are clearly defined, protected and upheld in this Code. However as rational human beings, they also have duties and obligations to their country, community, and family that they should observe and follow so that a harmonious and productive relationship in the home, school, and community is achieved.

2. Responsibilities of the Child

Article 4 of PD 605 declares that "Every child, regardless of the circumstances of birth, sex, religion, social status, political antecedents and other factors shall:

- Strive to lead an upright and virtuous life in accordance with the tenets of his or her religion, the teaching of his/her elders and mentors, and the bidding of a clean conscience;
- Love, respect, and obey his/her parents, and cooperate with them in the strengthening of the family;
- Extend to his/her brothers and sisters love, thoughtfulness and helpfulness, and endeavor with them to keep the family harmonious and united;
- Exert his/her utmost to develop his/her potentials for service, particularly by undergoing formal education suited to his/her abilities, in order that he/she may become an asset to him/herself and society;
- Respect not only his/her elders but also the customs and traditions of his/her people, the memory of his people's heroes, the duly constituted authorities, the laws of the country, and the principles and institutions of democracy;
- Actively participate in civic affairs and in the promotion of the general welfare, recognizing that it is the youth who will eventually be called upon to discharge the responsibility of leadership in shaping the nation's future;
- Help in the observance of individual human rights, the strengthening of freedom everywhere, the fostering of cooperation among nations in the pursuit of their common aspiration for unity and prosperity, and the furtherance of world peace.

ARTICLE III PROGRAM AND SERVICES FOR CHILDREN

Section 1. The Municipal Government of Tolosa shall plan and implement a sustainable Comprehensive Plan for the Welfare and Development of the Children of Tolosa, Leyte in

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partnership with the Local Council for the Protection of Children (LCPC), Municipal Health Office (MHO), Local Health Board (LHB), Municipal Nutrition Council (MNC), Local School Board (LSB), and in cooperation with the different concerned government agencies, non-government organization (NGOs), and the Barangays.

Section 2. The Comprehensive Plan for the welfare of the Children of Tolosa, Leyte shall include provisions that shall respond to the prevailing issues on the four groups of rights of Children and shall institutionalize programs and services already existing for the promotion of the Survival, Development, Protection, and Participation Rights of the children of the Municipality.

Section 3. The Local Chief Executive through the Sangguniang Bayan shall ensure the implementation of the said Program of Services for the Survival of children by way of an Annual Budget and/or Supplementary Budget together with manpower component which shall be appropriated and provided respectively for the implementation of the said Program of Services for the Survival of Children.

ARTICLE IV SURVIVAL RIGHTS OF THE CHILD

Section 1. The Comprehensive Plan for the Welfare and Development of the Children of Tolosa, Leyte shall include Programs and Services that shall ensure promotion of their Survival Rights. They shall include but are not limited to the following:

a. Family Planning and Responsible Parenthood - There shall be a systematic plan in the education of couples in planning their family and responsible parenthood with the Municipal Health Office and Population Commission Office as lead agencies. Couples applying for marriage licenses shall undergo a seminar on Family Planning and Responsible Parenthood before issued the said license in consonance with PD 965 of 1976.

Section 2. Primary Health Care Services

The Municipality shall plan, institutionalize and implement a system of a sustained Municipal-wide delivery of Primary Health Care Services through the Municipal Health Office and the Barangay Health Centers. These shall include; but not be limited to:

a. Prenatal Care for Mothers and Children

The City Health Office and Health Centers shall conduct regular Education and Information Campaign for pregnant women, and to refer and support them for both prenatal and neonatal care. (Art. 11, PD 603).

At- risk mother and child shall be referred to proper tertiary or secondary care service with the concerned Municipal agency to provide support and assistance.

b. Breast-feeding and Rooming-In Policy

Education and information campaigns shall be conducted regularly by the Municipal Health Office on the healthful benefits that accrue to both mothers and their children with breast feeding. The MHO shall also monitor the full implementation of the Milk Code of the Philippines.

It shall be the policy at the Rural Health Unit that a newly born baby is made to join its mother at the soonest possible time. (RA 7600)

c. Immunization of both Child and Mother

The Municipal Health Office shall ensure that all children get the complete immunization package to prevent the occurrence of tuberculosis, diphtheria, pertussis, tetanus, measles, poliomyelitis, and such other diseases for which vaccines have been developed for administration to children up to eight (8) years of age in accordance with Sec. 1 of PD 996. This includes immunization against Hepatitis-B (RA 7846).

Pregnant mothers shall be immunized against tetanus.

d. Safe Water in Each Barangay and Sanitary Latrine In Every Home

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The Local Government of Tolosa through the Municipal Health Office and with the Barangay Committee on Health shall monitor, provide and maintain a clean and safe water supply in the barangays and must also campaign, provide and monitor the use of sanitary latrines in every home and provide such where there is none.

e. The Right to a Pollution Free Environment

It shall be a strong advocacy of the Municipal Health Office, Municipal Social Welfare and Development Office, Municipal Environment Office and the DEP ED to campaign at every opportunity against smoking in the homes.

Violations against smoking in public places shall be dealt with pursuant to the provisions of R.A. 8749 - Clean Air Act.

Section 3. Registration of Births and Solemnization of Marriages

Midwives or other health personnel delivering a child shall monitor and assist with the registration of a child at the soonest possible time.

The Local Civil Registrar's Office shall conduct at least once a year a campaign for registration of births and the solemnization of marriage for couples who have been living together without the benefit of marriage.

Section 4. Parent Effectiveness Seminar

The Municipal and Barangay Health Centers in partnership with the Municipal Nutrition Office shall conduct classes among pregnant women and young couples in order to ensure prevention of diseases and malnutrition with emphasis on healthful and nutritious food, clean drinking water, healthy practices at home and in the community.

Section 5. Continuous Training on Child Health for Health Personnel

The Municipal Health Office shall plan and implement a program of training on Child Health for personnel to ensure upgrading of both knowledge and services for children.

Section 6. Early Childhood Care and Development Program

The holistic and sustained development of children from age zero to five (0-5) years old shall be the main goal of the Early Childhood Care and Development Program which shall be initiated and implemented in every Day Care Center. The provisions of RA 8980 or the Early Childhood Care and Development Act are hereby incorporated and form part of this Code.

Section 7. Day Care Centers and Incentives for Day Care Teachers

The Day Care Centers already existing shall be maintained in such a condition that it is always safe, sanitary, and attractive to motivate the children to conscientiously attend and enjoy in such places of learning. Upon availability of funds Day Care Teachers shall be given incentives aside from their regular honoraria according to the number of children that are served and who fully complete the ECCD Program.

Section 8. The ASIN Law/Ordinance

All establishments in Tolosa, Leyte that produce and serve food to children shall be strictly monitored to ensure that Children in the Municipality shall have ample protection against diseases of the thyroid glands. Violations against this Section shall be dealt with in accordance with the Republic Act 8172.

Section 9. The CDSS

The Community-Based Disease Surveillance System (CDSS), a multi-awarded best practice of the Municipality shall be institutionalized and diligently implemented for all residents of Tolosa, Leyte with preferential option for children, young mothers and the elderly.

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PPSK President

Section 10. Newborn Screening.

The Newborn Screening Act of 2004 which has also become a local law through Municipal Resolution No. 04-43-2015 shall be institutionalized and implemented diligently to ensure that every newborn Tolosanhon child has access to new born screening, thus has the opportunity to be spared from mental retardation and death.

As much as possible the Local Government Unit shall provide assistance to the Universal New-Born Hearing Screening Program for the prevention, early diagnosis and intervention of hearing loss in accordance to RA 9709.

Section 11. Feeding Programs

The Municipality in coordination with the Municipal Health Office (MHO), the Municipal Social Welfare and Department Office (MSWDO), the Department of Education (DEPED), the Municipal Nutrition Office (MNO) and the Municipal Agriculture Office (MAO), in coordination with Non-Governmental Organizations (NGOs) shall initiate and sustain feeding programs of nutritious gardens in the barangays and in schools shall be one of the primary duties of the officials thereof.

Section 12. Adoption for Survival

The Municipality through the Municipal Social Welfare and Development Office shall assist in the adoption of a child be it local or inter-country adoption if this is for the best interest of the child. Cases on adoption shall be dealt with according to the provisions promulgated in Art 21 CRC, Art 183, Family Code, R A 8552 and, RA 8043.

Section 13. Livelihood Training Skills Program for Parents

The Municipality through the Municipal Social Welfare Development Office and the Technological Livelihood Development Center shall implement a program of Livelihood Training Skills for parents to enhance their employability or entrepreneurship skills to augment income and sustain the needs of their children for food, clothing, education, shelter and medicines.

ARTICLE V DEVELOPMENT RIGHTS OF CHILDREN

Section 1. The Comprehensive Plan for the Welfare of the Children of Tolosa, Leyte shall include Programs and Services that shall ensure and promote their Development Rights.

Section 2. The Right to Education

a. Compulsory and Free Basic Education

Basic education shall be compulsory since state-run schools are free of fees. No child shall be denied enrolment in both public elementary and secondary schools for reason of not being able to pay registration, tuition and other fees.

b. Support for Education

1) Support for public basic education shall be in accordance with the mandate of Section 99 (a), R.A. 7160 or the Local Government Code.

2) The School Board budget shall allot not less than thirty percent (30%) of the total budget to the repairs and constructions of classrooms in schools where the need for these are certified by the School Heads, the Schools Division Superintendent and a representative engineer from the Municipal Engineers Office.

3) The next priority items in the annual budget shall be the opening of extension classes where needed, purchase of learning materials and equipment, support for sports activities, and trainings for both teachers and students in that order.

c. Pre-schools operation

The operation of Pre-schools in the Municipality shall be given support by the Municipality from the General Funds in terms of learning materials and infrastructure requirements until the source for the budget for this level of education has been identified.

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Section 3. Support for School Programs

School Programs that aim at the holistic development of children and equip them with lifelong skills and sterling values at government schools in the Municipality shall be given support through the Special Education Fund (SEF) and other sources of funds. Non-governmental Organizations (NGOs) giving support to the schools shall be recognized and encouraged.

The following Programs and Best Practices in Tolosa schools shall be recognized and supported:

- a. Early Childhood Program
- b. Assessment and Testing of Results of Instructions
- c. Remedial Reading Instructions
- d. Follow-Up and Giving of Incentives to SARDOS (Students At Risk of Dropping Out)
- e. Supplementary Feeding Program
- f. Adopt-A-Pupil Program
- g. Recognition/Awards for Teacher and Student Achievers
- h. Monitoring Teachers' Attendance
- i. External Stakeholders and NGOs' Involvement
- j. 180 Actual School Days Observance
- k. School and Individual Professional Development Program of Teachers
- l. Management and Leadership Enhancement Programs for School Administrators
- m. Gulayan Sa Paaralan
- n. Adopt-a-School Program

Section 4 – Special Attention to Special Children

- a. The gifted children shall be given the opportunity to develop their gifts and talents so they can reach their outmost potentials.
- b. The differently-abled children, physically, mentally, or emotionally challenged shall be given medical attention and assistance, education and care in the best way the local government agencies can in coordination with national agencies according to their mandates.
- c. The Municipality in coordination with the DedEd shall establish and equip a Special Education Center (SPED) for Special Children as soon as budgetary and other requirements are met.

Section 5. Parent-Teachers Association

- a. The Parent-Teachers Association in the schools shall be a partner of the Local Government Unit together with other local agencies in implementing the provisions of this Code pertinent to the survival, protection, development, and participation rights of the minors in school for the realization of this Code's goals and objectives.
- b. Parenting Sessions as required Portion of every PTA Meeting

Every Parent-Teacher Association Meeting shall provide a portion when Parenting and Values Orientation can be shared by qualified speakers so parents can continuously learn strategies in dealing with the physical, mental, moral, social and emotional growth of their children.

Section 6. The School Governing Council

The organization of the Schools Governing Council as mandated in RA 9155 which is the Education for All and Basic Sector Reform Agenda (BESRA) shall be supported by the Municipality through the participation of local and barangay Officials as external stakeholders in the management and programs of the schools for the effective education of the Tolosa children.

Section 7. Community Action to Sustain Development of Children

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Every barangay shall put up a Playground and Library or Reading Station which are accessible to the majority of the children in the Barangay with the necessary amenities for the physical and mental development of children of that barangay. The use of such facilities shall be regulated by the Barangay Council for the Protection of Children so that they best serve the purposes for which they are established.

Section 8. Awards and Incentives for Achievements and Exemplary Projects

- a. Schools that post the highest achievement in Regional and National Assessment Tests;
- b. Schools and Barangays that best implement the "Gulayan" and Feeding Programs;
- c. Schools with the least percentage of Drop-outs and the highest participation rates;
- d. A system of award and incentives for best implementers of these programs shall be drawn up by the Local School Board and the Dep Ed.

Section 9. The ALS Program

The Alternative Learning System (ALS) of the Department of Education shall be extended sustained financial support by the Municipality from the Special Education Fund (SEF) and other sources and shall focus on the out-of-school youth of the municipality by providing accreditation and equivalency for those who want to upgrade their academic status and livelihood skills not only for the youth but also for the unemployed sector of the Municipality.

Section 10. Barangay and Municipal History as Part of School Curriculum.

To develop consciousness, love, and pride in every Tolosanhon child for their Municipality and communities, schools in Tolosa, Leyte shall include in their curriculum and especially in the teaching of Social Studies the history of the Barangays and the Municipality, the heroic deeds of their forebears, the historic and beautiful places and other natural treasures and products of the Municipality.

Section 11. Right to Useful and Wholesome Information

Children shall have the right to useful and wholesome information to prepare them for responsible adulthood as mandated by PD 603.

ARTICLE VI PROTECTION RIGHTS OF CHILDREN

Section 1. The Comprehensive Plan for the Welfare and Development of the Children of Tolosa, Leyte shall include Programs and Services that shall ensure and promote their Protection Rights.

Section 2. Dealing with the Abuses Against Children

- a. 2.1 Child Trafficking – Cases of child trafficking and attempts to commit child trafficking shall be dealt with pursuant to Article IV of Republic Act 7610 and Republic Act 9208 (- An Act to Institute Policies to Eliminate Trafficking in Persons Especially Women and Children, Establishing the Necessary Institutional Mechanisms for the Protection and Support of Trafficked Persons, Providing Penalties Thereof)
- b. Child Labor – Cases involving Working Children shall be dealt with pursuant to Republic Act 7658 and other pertinent national laws. In the Municipality, there shall be a study and legislation pertinent to the following Working Children but not limited to:
 - 1) Children Working in Sugar Cane Plantations/Fields –
 - 2) Children Working With the Transportation Sector (as Drivers, Conductors, Barkers, etc.)
 - 3) Children Working As Helpers in Stores or Private Abodes
- c. Child Prostitution and other Sexual Abuses – Cases in the Municipality involving child prostitution and other sexual abuses shall be dealt with pursuant to Article 3, Republic Act 7610, Republic Act 8353 and the pertinent Articles in the Revised Penal Code and R.A. 9262, also known as, Anti-Violence Against Women and their Children Act of 2004.

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- d. Drug Abuse - Cases involving children with Drug Abuse in the community and in their homes shall be dealt with pursuant to the provisions of RA 9165, RA 7610 and RA 7624. There shall be continuous information and education on the ill-effects of drugs and the abuses spawned by drug abuse to be led by the local PNP, DepEd and the Municipal Health Office.
- e. Discrimination -Cases in the Municipality involving discrimination against children shall be dealt with pursuant to Art. 9 Sec. 20 of Republic Act 7160, Sec 2 (b) of R.A. 7277 or the Magna Carta for Disabled Persons, and other national laws.
- f. Economic Abuse -Cases of children who are economically abused shall be dealt with in accordance with the provisions of Republic Act 7658.
- g. Children Victims of Obscene and Indecent Publication and Shows – Cases of children as victims of obscene publications and shows shall be dealt with pursuant to the provisions of RA 7610.

Section 3. Abandonment of Minors and Inducing Minors to Abandon Home

The Revised Penal Code ruling on the Abandonment of Minors, Abandoning of Minors by Persons Entrusted with their Care, and Inducing a Minor to Abandon His/Her Home shall be dealt with pursuant to Articles 276, 277 and Art 271 respectively of the Revised Penal Code.

Section 4. Children in Conflict with the Law

Cases involving children in conflict with the law shall be dealt with pursuant to the provisions of P.D. 603, Family Courts Law and other pertinent national statutes and the Rules of Court on Juvenile in Conflict with the Law, and Republic Act 9344.

Section 5. Children in Situations of Armed Conflict

Cases of children affected by armed conflict shall be dealt with in accordance to the provision of RA 7610 and the Memorandum of Agreement in the Handling and Treatment of Children in Armed Conflict entered into by and between the Department of National Defense, DILG, CAPF, DGPNP, DSWD, CHRS, OPAPP.

Section 6. Computer Gaming Stations and other Entertainment Establishments

Computer gaming stations and other similar establishments that allow students to play during class days/hours shall be penalized under the Municipal Ordinance 02, Series of 2013.

Section 7. Curfew

Municipal Ordinance No. 7-91, mandates curfew hour for children and this should be strictly implemented by the Barangay in coordination with the Municipal Social Welfare and PNP and other concerned agencies and organizations.

Section 8. Sale of Liquor, Cigarettes, Rugby, Marijuana, and other Addicting Substances to Children

Selling of liquor, cigarettes, rugby, marijuana and other addicting substances to minors shall be dealt with pursuant to the provisions of national and local laws.

Section 9. Separation of Children from their Families.

Every effort shall be made to prevent the separation of children from their families. Whenever children are separated from their families owing to force majeure or in their own best interest, arrangement shall be made for appropriate alternative family care or institutional placement due regard being paid to the desirability of continuity in children's upbringing in their own cultural milieu.

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Extended families, relatives and community institutions shall be given support to help meet the special needs of orphaned, displaced and abandoned children. Efforts shall be made to ensure that no child is treated as an outcast of society. (PD 603)

Section 10. Protection of the Unborn

Intentional abortion by mother, by medical personnel or other persons shall be dealt with in accordance with national laws intended for this abhorrent crime of killing an unborn. Articles 255, Art 256, 257, 258 and 259 of the Revised Penal Code shall be the bases in dealing with this crime.

Section 11. Other Circumstances in Tolosa, Leyte Needing Children Protection –

Physical Safety on Streets and Public Structures - Every child shall be entitled to safety and protection on the streets and public places, including but not limited to:

- a. Safety of children commuting via tricycles and other means of transportation shall be ensured by ordinances or regulations to be promulgated by the Sangguniang Bayan.
- b. Traffic Around and Near School Areas shall be regulated by the PNP and Municipal enforcers strictly to ensure safety of children.
- c. Annual Inspection of Public Buildings
 - 1) An annual check up and certification by the Municipal Engineers Office and the Bureau of Fire Protection that schools and public buildings are free of structural fire hazard and other defects that may cause injury, and danger or even fatal accidents for children shall be required by the Local Council for the Protection of Children before or at the start of each school year. The same shall be applied to electrical installations in schools and places frequented by children.
 - 2) Public playground and play equipment, streets and sidewalks shall be given the same thorough attention by the Municipal Engineers Office and the General Services Office by abolishing, replacing, removing obstructions and structures, trimming tree branches and others that may endanger the lives and limbs of children using or passing through.
- d. Municipal Ordinance on Stray Dogs
The Municipal Ordinance on Rabies shall be applied strictly so no stray dogs may cause bites and other dangers to children in the Municipality.
- e. Food Sold in School Canteens, Ambulant Vendors and Those Sold Along the Streets
The Municipal Health Office and the Department of Education shall be the agencies to inspect and ensure that food sold at school canteens, peddled on the streets, and sold in kiosks, stores, or eatery along the streets and near the schools are healthful and nutritious and are prepared in the most sanitary and healthful way possible so as to contribute to the physical well-being of the children of Tolosa, Leyte.

Section 12. Other Acts of Neglect, Abuse, Cruelty or Exploitation and other Conditions Prejudicial to the Child's Development.

– Any person including the parents of a child who use, coerce, force, or intimidate a child or any other child or who commit the following acts shall be penalized in accordance with the provisions of relevant national and local laws/ordinances:

- a. Conceals or abandons the child with intent to make such child lose his/her civil status;
- b. Abandons the child under such circumstances as to deprive him/her of the love, care and protection needed;
- c. Sells or abandons the child to another person for valuable consideration;
- d. Neglects the child by not giving him/her the education which the family's station in life and financial conditions permit;
- e. Fails or refuses without justifiable grounds to enroll the child as required by law;
- f. Causes, abets or permits the truancy of the child from the school where he/she is enrolled. "Truancy as used here means absence without cause for more than twenty

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- school days not necessarily consecutive. It shall be the duty of the teacher in charge to report to the parents the absences of the child the moment these exceed five days;
- Exploits the child by using him/her, directly or indirectly, such as for purpose of begging and other acts which are inimical to the interest and welfare of the child;
 - Inflicts cruel and unusual punishment upon the child or deliberately subjects him to indignations and other excessive chastisements that embarrass or humiliate him/her;
 - Causes or encourages the child to lead an immoral or dissolute life;
 - Permits the child to possess, handle or carry a deadly weapon, regardless of its ownership;
 - Allows or requires the child to drive without license or with license which the parents know to have been illegally acquired;
 - Causes or allows a child to act as conduit or middlemen in drug trafficking or pushing, and;
 - Causes a child to participate in the conduct of illegal activities.

Section 13. Diversion Programs for Children in Conflict with the Law.

The Municipality shall establish a Diversion Program and Support System for Children in Conflict with the Law taking into consideration alternative measures for conflict resolutions that are indigenous in the communities where they live and giving parents and children responsibilities for the resolution of such conflicts in accordance with their rights without necessarily undergoing court proceedings. Diversion programs can include, but are not limited to:

- written or oral reprimand
- restitution of property;
- reparation of the damage caused;
- indemnification of consequential damages;
- confiscation and forfeiture of the proceeds or instruments of the crime;
- fine;
- payment of cost of the proceeding;
- written or oral apology;
- guidance and supervision orders;
- counseling for the child and family;
- trainings and seminars;
- community-based programs
- institutional care or custody

Section 14. Factors in Determining Diversion Programs.

Any Diversion Program to be implemented shall consider the following factors such as, but not limited to:

- nature and severity of the offense charged, and/or frequency of its occurrence
- the child's feelings or remorse for the offense he/she committed
- the character and reputation of the child;
- the parents' or legal guardian's ability to guide and supervise the child;
- the weight of the evidence against the child;
- the victims view about the propriety of the measures to be imposed;
- the availability of community-based programs for rehabilitation and of the child;
- the safety of the community

Section 15. Levels of Diversion

Diversions shall be conducted at the barangay and police levels. The Lupong Tagapamayapa and/or the Children's Desk or Community Relations Unit of the Tolosa Police, in coordination with the Five Pillars of Justice shall conduct Diversion Proceedings.

ARTICLE VII PARTICIPATION RIGHTS OF CHILDREN

Section 1. The Comprehensive Plan for the Welfare of the Children of Tolosa, Leyte shall include Programs and Services that shall ensure and promote their Participation Rights.

- Students' Governments

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Students' Governments in schools shall be recognized, encouraged and assisted in their efforts and projects so that they can continue to be effective training grounds for the future leaders of the Municipality and the Country.

b. Pulong-pulong with Student Leaders

An annual pulong-pulong with student leaders and other student representatives shall be held by the Local Government to hear the aspirations, sentiments, and suggestions of the youth for the improvement of their lives and the communities where they live.

c. Linggo ng Kabataan

Section 439 of the Local Government Code mandates the observance of the Linggo Ng Kabataan and the IRR of the said Code enumerates in Art. 209 the Linggo Ng Kabataan activities to be conducted on the said week. Municipal Ordinance has ordained the holding of a Linggo Ng Kabataan in partnership with the SK Federation and defines the purposes and outlines the suggested activities for such.

d. Children's Day Celebration/Universal Children's Month - November

RA - 10661, Known as the national children's month act, designates November as National Children's Month in the Philippines. This month-long celebration ensures that Filipino Children's have access to quality education, healthy environment and adequate healthcare. This code mandates the LGU of Tolosa through the Local Council for the welfare of the children (LCPC) to observe children's day with activities highlighting the role, rights and responsibilities of children.

d. The PYAP and Other Interventions for the Out-of-School Youth

The Pag-asa Youth Movement shall be given support in all their activities so that they truly reflect their mandate and goals.

Other youth organizations in the Municipality shall be accredited by the Sanggunian Bayan and given reasonable support by the Municipality to achieve their purported goals and objectives as long as these work for the development of good morals and nationalism in the youth.

f. The Summer Job Program

Pursuant to Republic Act 7323 and subject to availability of funds, the Municipality shall help poor and deserving students finance their tuition fees and other enrolment needs by employing them during summer vacation in projects that will help the environment, tourism, and other service sectors of the Municipality.

ARTICLE VIII THE ROLE OF THE FAMILY

Section 1. The Family. The family is the basic unit responsible for the primary care and upbringing of children. It is the primary unit of socialization for children which is important in the development of children and the prevention of violations of their rights. Government and other organizations shall exert efforts to preserve the integrity of the family, including the extended family.

Section 2. Primary Rights of Parents. The family has the primary responsibility of nurturing and protecting children from infancy to adolescence. Introduction of the children to the culture, values and norms of the society shall begin in the family. The parents shall have the right to the company of their children and, in relation to all other persons or institutions dealing with children's development, the primary right and obligation to provide for their upbringing.

Section 3. Rights Under the Family Code. Parents shall continue to exercise the rights mentioned in Articles 209 to 237 of the Family Code over the person and property of their children.

Section 4. Right to Discipline Children. Parents have the right to discipline their children as maybe necessary for the formation of their good character, provided it does not fall under the prohibited acts mentioned in this Code. Parents may require from their children obedience to just and reasonable rules, suggestions and admonitions.

Section 5. General Duties of Parents. Parents shall have the following general duties toward their children (PD 603):

- a) To give them affection, companionship and understanding;

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- b) To extend to them the benefits of moral guidance, self-discipline and religious instructions;
- c) To supervise their activities, including their recreation;
- d) To inculcate in them the value of industry, thrift, and self-reliance;
- e) To stimulate their interest in civic affairs, teach them the duties of citizenship, and develop their commitment to their country;
- f) To advise them properly on any matter affecting their development and well-being;
- g) To always set a good example;
- h) To provide them with adequate support as defined in Article 194 of the Family Code; and
- i) To administer their property, if any, according to their best interest, subject to the provisions of Article 225 to 227 of the Family Code.

ARTICLE IX
ROLES AND FUNCTIONS OF THE DIFFERENT SECTORS

Section 1. Role of Women. Women in their various roles play a critical role in the well-being of children. Efforts for the enhancement of women's status and their roles in development must begin with girl children. The enhancement of the status of women and their equal access to education, training, credit, reproductive health, and other extension services constitute a valuable contribution to a nation's social and economic development.

To achieve that and to prepare women for their various roles, equal opportunity shall be provided for the girl children for them to benefit from the health, nutrition, education and other basic services of the Municipality for their full growth.

Section 2. Role of Fathers.

Fathers play a vital role in their children's lives. Policies and legislation shall be enacted and programs shall be designed and implemented for the inclusion of their critical role. Fathers shall be equally responsible in the rearing and nurturing of the children in the home and be their role models. Equal opportunity shall be provided the boy children for them to benefit from the health, nutrition, education, and other basic services of the Municipality for their full growth.

Section 3. Role of Educational Institutions.

Educational institutions shall work together with parents, the Local Government Units (LGUs), accredited community organizations and agencies concerned with the activities of children and youth. Educational institutions shall incorporate into their curriculum a subject on the rights and responsibilities of children, subject to guidelines set by the Department of Education, and the Commission on Higher Education (CHED).

Section 4. Role of the Parents-Teachers Association (PTA).

The Parents-Teachers Association (PTA) of the different schools within the jurisdiction of Tolosa, Leyte shall, aside from its duties and functions, endeavor to include in all their general assemblies of officers and members Parenting Orientation Sessions to take up and discuss among others, this Code, with emphasis on the roles, duties and obligations of parents, guardians, and teachers. The PTA shall extend to the school and students not only material help and support but also the promotion of the rights of children, and the education and information of parents as well.

Section 5. Role of the Mass Media.

The mass media shall be aware of their extensive social role and responsibility, as well as their influence, in communications relating to children. They should use their power to protect the rights of children by relaying consistent messages through a balanced approach. Special awareness should be given to effective anti-drug awareness campaigns and delinquency prevention.

Section 6. Role of Judicial Institutions.

In the administration of justice, the Five Pillars of Justice shall play a very important role in ensuring that the rights of children are protected and promoted at all times. They shall conduct programs and activities geared towards enhancing children's rights.

Section 7. The Local Government Units.

The Local Government Units shall come up with the Comprehensive Plan and Programs for Children and allocate appropriate budgets for their implementation.

Section 8. Role of the Barangay Council for the Welfare of Children.

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The Councils shall, in addition to their existing duties and functions, coordinate with and assist their corresponding LGUs in coming up with a Comprehensive Programs for Children and be the primary body to oversee the implementation of such programs.

Section 9. Role of the Sanggunian Kabataan.

The Sanggunian Kabataan (SK) as established under the Local Government Code shall, in addition to its powers and functions, actively involve itself in the formulation and implementation of prevention and protection programs in the community. It shall coordinate with the local councils for the welfare of children for this purpose. It is encouraged that the SK shall devote 50% of its annual budget to delinquency prevention programs for the youth.

**ARTICLE X
IMPLEMENTING MECHANISMS**

Section 1. The Tolosa Leyte Local Council for the Protection of Children (TLLCPC)

The Tolosa Leyte Local Council for the Protection of Children (TLLCPC) shall be created through an Ordinance and shall be the implementing arm of the provisions of the Code. It shall meet regularly to plan, program, assess and evaluate the implementation of the provisions of this Code. The functions of the TLLCPC and membership shall be hereunder defined.

The members of the Tolosa Leyte Local Council for the Protection of Children shall be the following:

- e. Municipal Mayor – Chairman
- f. Municipal Vice Mayor – Co chairman
- g. Sanggunian Member in Charge of Women and Family
- h. Sanggunian Member in Charge of Social Services
- i. Municipal Social Welfare and Development Officer
- j. Schools Division Superintendent
- k. Philippine National Police
- l. Municipal Health Officer
- m. PTA Federation President
- n. SK Federation President
- o. Association of Barangay Captains President
- p. Municipal Local Government Officer
- q. Municipal Treasurer
- r. Municipal Budget Officer
- s. Non-government Organizations Concerned with Children (2)

Section 2. Functions of the TLLCPC:

- a) To formulate the Municipal plan of action for children, integrating projects and programs needing assistance as submitted by component Barangays; ensuring that these are integrated into the Municipal Development Plan;
- b) To monitor and review the implementation of the Municipal and Barangay plans;
- c) To submit quarterly status report on the implementation of the plans to the Local Chief Executive;
- d) To promptly address issues and concerns affecting children such as the following enunciated in Sec. 360 of the Civil Code of the Philippines;
 1. Foster the education of every child in the community;
 2. Encourage the cultivation of duties of parents;
 3. Protect and assist abandoned or mistreated children, and orphans;
 4. Take steps to prevent juvenile delinquency;
 5. Adopt measures for the health of children;
 6. Promote the opening and maintenance of playgrounds;
 7. Coordinate the activities of organizations devoted to the welfare of children, and secure their cooperation.
- e) To advocate for the passage of relevant child and youth protective ordinances;
- f) To advocate for increased support and resource allocation for children's programs and projects from the Municipality and the Barangays;
- g) To provide assistance to the community-based frontline workers through the conduct of capability building and human resource development activities;
- h) To provide contingency measures to protect children and their families in crisis brought about by natural and man-made calamities.

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Section 3. A Special Office for Children's Concerns (SOCC) shall be created under the MSWDO to especially attend to children and to the implementation of this Code. A qualified officer shall be appointed to man this Office.

Section 4. Secretariat Support

The Municipal Social Welfare and Development Office (MSWDO) and the Municipal Planning and Development Office (MPDO) shall render secretariat support and will be responsible for the documentation of proceedings of meetings and preparation of reports and other documents as needed by the TLLCPC.

Section 5. Annual Review of the Code

The Municipality through the LCPC shall initiate and hold an annual review of the Code and assess its implementation and also allocate funds for the conduct of seminars and training of officers involved in the Protection of Children.

Section 6. Children's Rescue Team

There shall be established in the Municipality of Tolosa an interagency Children's Rescue Team, under the auspices of the Municipal Mayor's Office in coordination with the Municipal Social Welfare and Development Office, the Local Council for the Protection of Children, the Philippine National Police and the Five Pillars of Justice, for children victims of all forms of child abuse, discrimination, exploitation and other forms of violence, of which the Team's composition and functions shall be provided in an Executive Order or Office Order to be duly issued by the Municipal Mayor.

Section 7. The Municipal Crisis Center

The Municipal Crisis Center shall according to its mandate provide ample protection and support to children who are housed therein pending outcomes of processes or resolutions of their cases or circumstances.

Section 8. Barangay Council for the Protection of Children

Each Barangay within Tolosa, Leyte shall create and activate their Barangay Council for the Protection of Children (BCPC), the composition of which shall be as follows:

- Punong Barangay - Chairperson
- Kagawad in Charge of Education - Vice Chair
- Kagawad in Charge of Women and Children
- Women and Children Desk Incharge
- Principal/s of High School and Elementary Schools in the Area
- PNP Representative
- CSWD Office Representative
- Health Personnel Assigned in the Barangay
- SK Chairman

Section 9. The functions of the Barangay Council for the Protection of Children (BCPC) shall be as follows:

- To foster the education of every child in the Barangay
- To encourage the proper performance of the duties of parents and provide learning opportunities on the adequate rearing of children and on positive parent-child relationships;
- To report all cases of child abuse to the proper authorities;
- To protect and assist abandoned, maltreated and abused children and facilitate cases filed against child abuse.
- To protect working children from abuse and exploitation;
- To take up steps to prevent juvenile delinquency and to assist children with behavioral problems so they can get expert advice;
- To adopt measures to promote the health and nutrition of children;
- To promote the opening and maintenance of playgrounds and day care centers and other services necessary for children welfare;
- To secure the cooperation of organizations devoted to the welfare of children and coordinate their activities;
- To promote wholesome entertainment, monitoring movies houses and videoke establishments and to support sports activities for the young;

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PSK President

- k. To assist parents whenever necessary in securing expert guidance counseling from the proper government or private welfare agencies;
- l. To advocate for the passage of child-friendly barangay ordinances in response to child-related issues and concerns;
- m. To prepare the Barangay plan of action for children which addresses the needs of children in the community and ensure their integration into the Barangay Development Plan and implementation by the Barangay; and
- n. To submit quarterly Barangay accomplishment reports on the implementation of the plans to the TLLCPC.

Section 10. The Barangay Desk for Women and Children

The Barangay Desk for Women and Children shall be regularly updated with their functions to make them truly effective and shall be ably supported by the Barangay in all aspects.

Section 11. Allocation for Children's Programs in the Barangay Budget

The allocation of an amount for Children's Programs shall be one of the requirements and conditions for the approval by the Sanggunian Bayan of the Annual Budget of the Barangays.

ARTICLE XI APPLICATION OF LAWS

The following National Laws and Local Ordinances relevant to this Code are hereby integrated in this Code:

1. R.A. No. 101521 – Mandatory Basic Immunization Services for Infants and Children
2. TB in Children Ordinance
3. R.A. 9048 – An Act Authorizing the City or Municipal Registrar or the Consul General to Correct a Clerical or Typographical Error in an Entry and/or Change of First Name or Nickname in the Civil Register Without Need of an order Amending for this Purpose Articles 376 and 412 of the Civil Code of the Philippines
4. R.A. 9255 – An Act Allowing Illegitimate Children to Use the Surname of their Father, Amending for the Purpose, Article 176 of the Executive Order No. 209, Otherwise Known as the "Family Code of the Philippines."
5. R.A. No. 9523 – An Act Requiring the Certification of the Department of Social Welfare and Development (DSWD) to Declare a Child Legally Available for Adoption Proceedings m Amending for this Purpose Certain Provisions of R.A. 8552, otherwise known as the Inter-Country Adoption Act of 1995 and P.D. No. 603, otherwise known as the Child and Youth Welfare Code, and for other Purposes
6. R.A. 9858 – An Act Providing for the Legitimation of Children Born to Parents Below Marrying Age, Amending for the Purpose the Family Code of the Philippines, as amended
7. R.A. 7610 – Special Protection of Children Against Child Abuse, Exploitation and Discrimination Act
8. R.A. 8552 – The Domestic Adoption Act of 1998
9. R.A. 8043 – Inter-Country Adoption act of 1995
10. Revised Penal Code – Inducing a Minor to Abandon His Home
11. R.A. 9165 – Comprehensive Dangerous Drugs Act of 2002
12. Revised Penal Code, Art 267 Kidnapping and Serious Illegal Detention
13. R.A. 8353 Anti-Rape Law of 1997
14. R.A. 7658 Amending Sec. 12, art 8 of R.A. 7610 – An Act Prohibiting the Employment of Children below 15 y/o in public and private undertakings
15. R.A. 9775 – An Act Defining and Penalizing Child Pornography, Prescribing Penalties Thereof, and for Other Purposes
16. R.A. 9709 – An Act Establishing a Universal New Born-Hearing Screening Program for the Prevention, early Diagnosis and Intervention of Hearing Loss
17. R.A. 9288 – An Act Promulgating a Comprehensive Policy and a National System for Ensuring New Born Screening
18. R.A. 9231 – An Act Providing for the Elimination of the Worst Forms of Child Labor and Affording a Stronger Protection for the Working Child, Amending for This Purpose Republic Act 7610 ,as Amended, otherwise Known as the Special Protection of Children against Child Abuse, Exploitation and Discrimination Act
19. R.A. 9262 – Anti-Violence Against Women and Their Children Act of 2004

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20. R.A. 8187 – An Act Granting Paternity Leave of Seven Days with Full Pay to All Married Male Employees in the Private and Public Sectors for the First Four Deliveries of the Legitimate Spouse with Whom He is Cohabiting and for Other Purposes
21. R.A. 8749 – The Clean Air Act of 1999 -
22. Revised Penal Code Section 2, Articles 255, Art 256, art 257, Art 258, and Art 259 – Infanticide and Abortion
23. RPC, Art 337 Qualified Seduction
24. RPC, Art 339 Simple Seduction
25. RPC, Acts of Lasciviousness with consent of the Offended Party
26. RPC, Art 342 Forcible Abduction
27. P.D. 603 – The Child and Youth Welfare Code, December 10, 1974
28. E.O. No. 51 – Milk Code or Adopting a National Code of Marketing of Breastmilk substitutes, Breastmilk supplements and Related Products, Penalizing Violations Thereof, and For Other Purposes
29. A.O. No. 2005 – OO14 - National Policies on Infant and Young Child Feeding
30. MNCHN Ordinance
31. NSO Memorandum Circular No. 2011-5 New Rules in the Registration of Foundling
32. DOLE DO No 4 s 1999 Hazardous Work and Activities to Persons Below 18 Years of Age
33. R.A. 7160 – Local Government Code
34. R.A. 7624 – An act Integrating Drug Prevention and control in the Intermediate and Secondary Curricula as well as in the Non-Formal, Informal and Indigenous Learning Systems and for Other Purposes
35. RA 8980 – Early Childhood Care and Development Act, December 5, 2000
36. RA 4881 – An Act Creating A Council for the Protection of Children in every City and Municipality in the Philippines and for other purposes, June 17, 1967
37. RA 11188 or An Act Providing for the Special Protection of Children in Situations of Armed Conflict and Providing Penalties for Violations Thereof (2019)
38. RA 11222 or An Act Allowing the Rectification of Simulated Birth Records and Prescribing Administrative Adoption Proceedings for the Purpose (2018)
39. RA 11930 or An Act Punishing Online Sexual Abuse of Exploitation of Children Penalizing the Production, Distribution, Possession and Access of Child Sexual Abuse or Exploitation Materials. Amending Republic Act 9160 otherwise known as the "Anti-Money Laundering Act of 2001", as amended and repealing Republic Act No. 9775 otherwise known as the "Anti-Child Pornography Act of 2009" (2022)
40. RA 11984 or An Act Mandating Public and Private Educational Institution to Allow Disadvantaged Students with Unpaid Tuition and Other School Fees to Take the Periodic and Final Examinations and for Other Purposes (2023)
41. RA 10630 or An Act Strengthening the Juvenile Justice System in the Philippines Amending RA 9344 (2013)
42. RA 00984 or "An Act Mandating Public and Private Educational Institution to Allow Disadvantaged Students with Unpaid Tuition and Other School Fees to Take periodic and Final Examinations and For Other Purposes" (2023)
43. RA 11916 or An Act Increasing the social pension of Senior Citizens and appropriating funds thereof, amending for the purpose Public Act No. 7432 entitled "An Act to maximize the contribution of senior citizens to nation-building grant benefits and special privileges and for other purposes". As amended, and for other purposes (2021)
44. RA 11228 or An Act Providing For the Mandatory Philhealth Coverage For All Persons with Disability (PWDs), Amending for the Purpose Republic Act No. 72774 As Amended. Otherwise Known as the Magna Carta for Persons with Disability" (2019)
45. RA 11650 or An Act Instituting a policy of inclusion and services for learners with disability in support of inclusive education, establishing inclusive learning resource centers of learners with disabilities in all schools (2022)
46. RA 8505 or An Act Providing Assistance and Protection for Rape Victims Establishing for the Purpose a Rape Crisis Center in Every Province and City Authorizing the Appropriation of Funds therefore and for other purpose" (1998)
47. RA 11313 or An Act Defining Gender-Based Sexual Harassment in Streets, Public Spaces Online, Workplaces, and Educational or Training Institutions, Providing Protection Measures and Prescribing Penalties Therefore" (2019)
48. RA 11861 (Expanding Solo Parent Act) An Act Granting Additional Benefits to Solo Parents) (2022)
49. RA 11291 or Magna Carta of the Poor (2019)
50. RA 11908 or the Parent Effectiveness Service Program Act (2022)
51. RA 11036 of the National Mental Health Policy for the Purpose and Enhancing the Delivery of Integrated Mental Health Services Promoting and Protecting the Rights of

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Sangguniang Bayan Member

HON. ROY A. CINCO
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Sangguniang Bayan Member
ABC President

HON. CATHERINE R. BENJAMIN
Sangguniang Bayan Member
PPSK President

Persons of Utilizing Psychosocial Health Services. Appropriating Funds Therefore (2019)

52. RA 9433 or An Act Providing For A Magna Carta for Public Social Workers (2007)
53. Expanded Anti-Trafficking in Persons Act (RA 11862)
54. Founding Recognition and Protection Act (RA 11767)
55. Stronger Protection Against Rape and sexual Exploitation and Abuse (RA 11648)
56. Domestic Administrative Adoption and Alternative Child Care Act (RA 11642)
57. Anti-Child Marriage Law (RA 11596)
58. Alternative Learning System Act (RA 11510)
59. Child Safety in Motor Vehicles Act (RA 11229)

LOCAL ORDINANCES AND RESOLUTIONS WITH RELEVANCE TO CHILDREN

1. An Ordinance Operationalizing the Annual Observance of the LINGGO NG KABATAAN in Tolosa
2. An Order Providing for the Reorganization of the Municipal Council for the Protection of Children (CCPC) and Updating the Membership Thereof
3. Municipal Ordinance No. 07-91 – Minor Ordinance
4. Municipal Ordinance – An Ordinance Prohibiting Minors Below 18 Years of Age To Drink Intoxicating Liquor and to Enter Billiard Halls and to Play Billiards
5. Municipal Ordinance - An Ordinance Regulating the Operation of Computer Gaming Stations and Internet Café, billiard halls, videoke/karaoke establishments in Tolosa, Leyte and Providing Penalties for violations thereof.
6. Municipal Ordinance – The 1999 Anti – Rabies Ordinance of the Municipality of Tolosa.
7. Municipal Ordinance – An Ordinance Requiring All Food Processors, Food Establishments, And Other Food Related Outlets in Tolosa, Leyte to Use Iodized Salt

ARTICLE XII BUDGETARY APPROPRIATIONS

Section 1. Appropriations for Implementation of Programs and Activities of Children.
The Municipality shall appropriate 5% of its gross income as part of the Annual Budget for the implementation of Children's Programs. The Municipality shall allocate funds necessary for the implementation of this Code, training and orientation of stakeholders and promotion of the Tolosa Leyte Children's Welfare Code.

The Barangays shall appropriate an amount for the implementation of this Code.

ARTICLE XII SEPARABILITY/APPLICABILITY/REPEALING/EFFECTIVITY CLAUSES

Section 1. Separability Clauses. If, for any reason reasons, any part or provisions of this Code shall be held to be unconstitutional and valid, other parts and provisions hereof which are not affected thereby shall continue to be in full force and effect.

Section 2. Applicability Clause. All other matters relating to the impositions or regulations provided in this Code shall be governed by the pertinent provisions of existing laws and other ordinances. This Code shall apply to all the people within the territorial jurisdiction of the Tolosa, Leyte and all the Barangays therein, and all persons who may be subject to the provisions of this code.

Section 3. Repealing Clauses All ordinances, resolutions, executive orders and other issuances which are inconsistent with any of the provision of this Code are hereby repealed or modified accordingly.

Section 4. Effectivity Clauses. This Code shall take effect 30 days after completion of its publication in a newspaper of general circulation within its jurisdiction and posting in at least three conspicuous places in the Municipality of Tolosa.

5. Senior Citizens' Code of Tolosa, Leyte, Appropriating Funds Therefor, and for Other Purposes.

The ordinance was presented by Hon. Manuel B. Balleo, underscoring its significance in ensuring funding for medical assistance, social services, and livelihood support for senior citizens. The ordinance was unanimously approved. Thus, declared approved by the presiding Chair Vice Mayor Menardo M. Mate.

HON. MENARDO M. MATE
Municipal Vice-Mayor

DR. MANNY R. MARTINEZ, DPA., RN., MPRM.
Secretary to the Sangguniang Bayan

HON. FELICITO D. BELTRAN III
Sangguniang Bayan Member

HON. EDUARDO R. ZABALA JR.
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HON. ROLANDO CINCO
Sangguniang Bayan Member

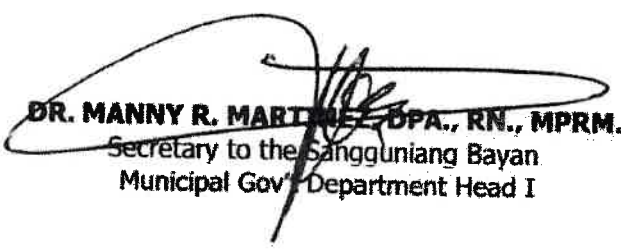
HON. MELANIE FELISA M. VIVERO
Sangguniang Bayan Member
ABC President

HON. CATHERINE R. BENJAMIN
Sangguniang Bayan Member
PPSK President


whether adequate funds had been allocated for their benefits. The council agreed to revisit these concerns in future sessions.


ADJOURNMENT. - With no further matters to discuss, the session was adjourned at 11:30A.M. upon motion duly seconded and approved.

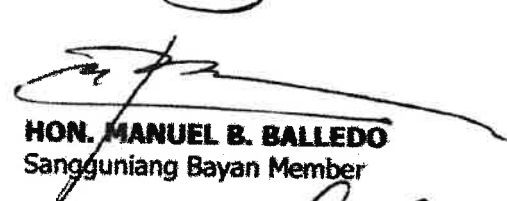
Prepared by:


DR. MANNY R. MARTINEZ, DPA., RN., MPRM.
Secretary to the Sangguniang Bayan
Municipal Gov't Department Head I


ATTESTED:


HON. MENARDO M. MATE
Municipal Vice-Mayor
Presiding Officer


HON. FELICITAS D. BELTRAN III
Sangguniang Bayan Member


HON. MANUEL B. BALLEDO
Sangguniang Bayan Member


HON. VIRMAN JESSIE O. PUNDAVELA
Sangguniang Bayan Member


HON. ROLLY A. LINCO
Sangguniang Bayan Member


HON. CATHERINE R. BENJAMIN
Ex-Officio Member/SK Fed. President


HON. EDILBERTO R. ZABALA, JR.
Sangguniang Bayan Member


HON. FELIPE V. CANONIGO III
Sangguniang Bayan Member


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Sangguniang Bayan Member

HON. MELANIE FELISA M. VIVERO
Ex-Officio Member/ABC President



Republic of the Philippines
Province of Leyte
Municipality of Tolosa

Office of the Sangguniang Bayan

ATTENDANCE SHEET

**133rd Regular Session
of the Sangguniang Bayan**


**Brgy. Doña Brigida
Session Hall**
Venue

February 24, 2025
Date

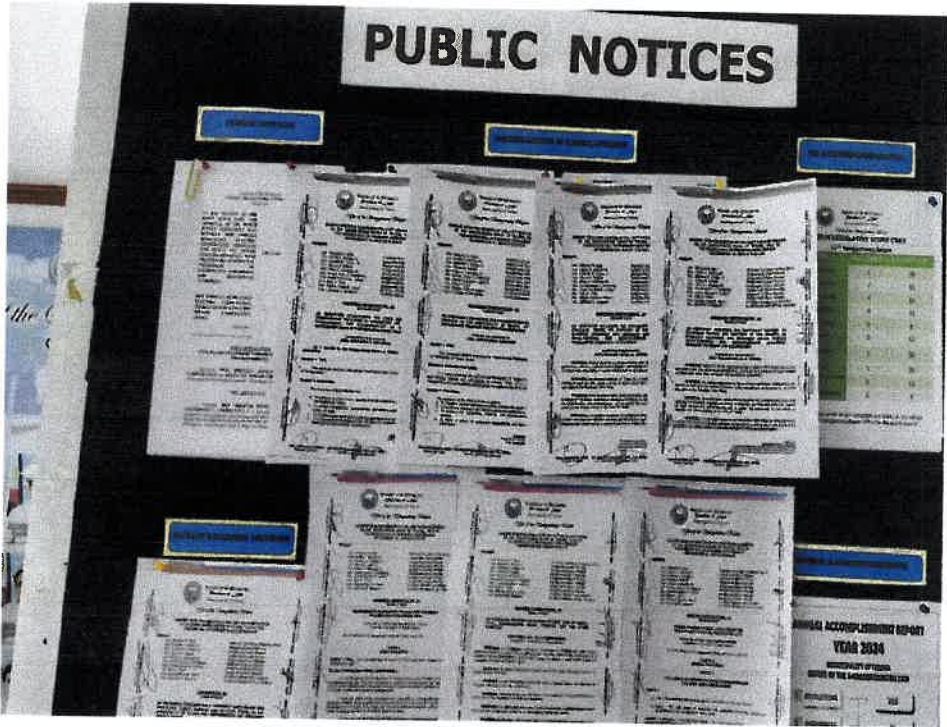
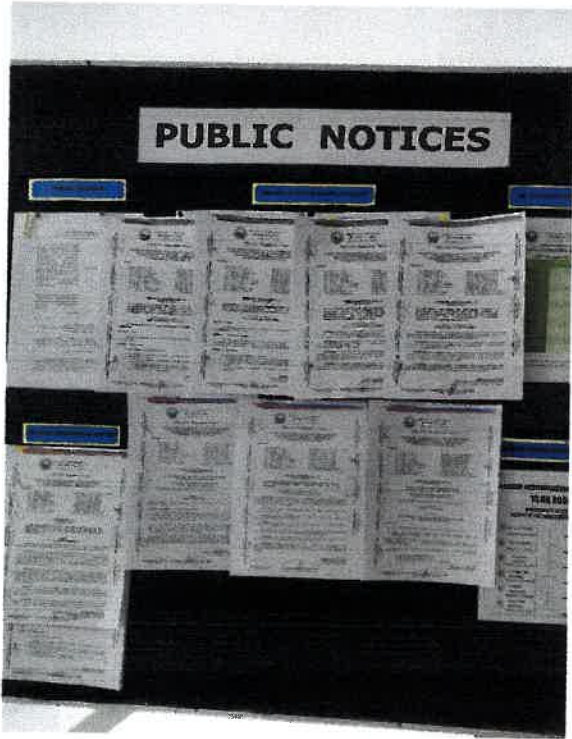
No.	Name	Designation	Signature
1	Hon. Menardo M. Mate	Municipal Vice-Mayor (Presiding Officer)	
2	Hon. Felicito D. Beltran III	Municipal Councilor	
3	Hon. Edilberto R. Zabala, Jr.	Municipal Councilor	
4	Hon. Manuel B. Balledo	Municipal Councilor	
5	Hon. Felipe V. Canonigo III	Municipal Councilor	
6	Hon. Virman Jessie O. Pundavela	Municipal Councilor	
7	Hon. Ireneo Rolando A. Lumbre	Municipal Councilor	
8	Hon. Rolly A. Cinco	Municipal Councilor	
9	Hon. Melanie Felisa M. Vivero	Liga President, Ex-Officio	
10	Hon. Catherine R. Benjamin	SK Fed. President, Ex-Officio	

CERTIFICATION

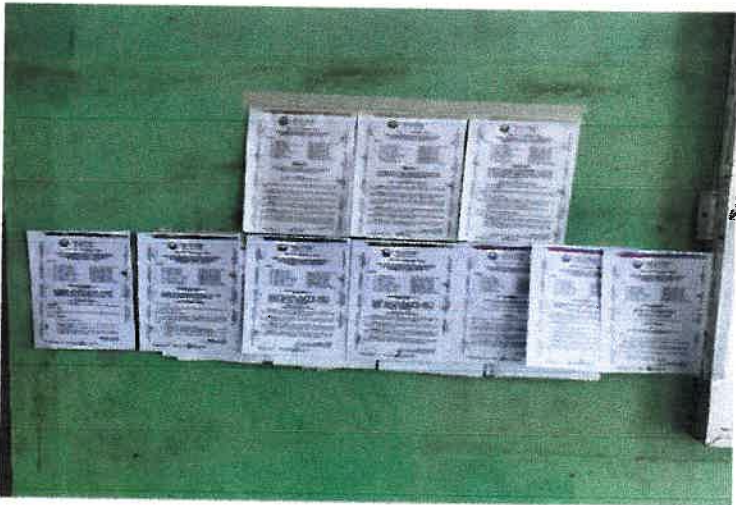
I hereby **CERTIFY** that those who have signatures above, have actually attended the **133rd Regular Session** of the Sangguniang Bayan of Tolosa, Leyte, held at the Session Hall of Barangay Doña Brigida, Tolosa, Leyte, on February 24, 2025.


DR. MANNY R. MARTINEZ, DPA., RN., MPRM.
Secretary to the Sangguniang Bayan
Municipal Gov't Department Head I

**POSTING OF ORDINANCE NO. 10, 11, 12, 13, 14, 15 AND 16
SERIES OF 2025**



AT MUNICIPAL BUILDING



AT TOLOSA PUBLIC MARKET



AT TOLOSA PUBLIC TERMINAL