

Item No.: 09
Date: 30 2025 JUL



Republic of the Philippines
PROVINCE OF LEYTE
Provincial Capitol
Tacloban City

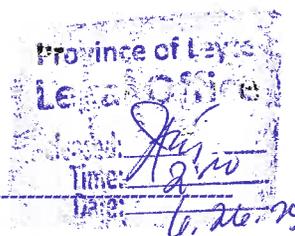
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Bangguniang Panlalawigan
Province of Leyte

RECEIVED

Date: JUN 26 2025
By: [Signature]

PROVINCIAL LEGAL OFFICE



2nd INDORSEMENT
June 13, 2025

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 15, s. 2025 of the Sangguniang Bayan of Villaba, Leyte.

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

- Ordinance No. 15, s. 2025 entitled: “ **An Ordinance Updating Municipal Ordinance No. 64 s. 2017 known by its title “The Child Welfare Code of Villaba, Leyte”, through amending Section 11, A.5 and A.6; Section 15, Number 1 and 2 thereof, and adopting the recently approved pertinent national laws to form part of this statute being amended.**”

REVIEW/RECOMMENDATION/LEGAL OPINION:

This office opines that the subject Ordinance is, in general, within the legislative authority of the Sangguniang Bayan to repeal/amend its prior acts either expressly or by the passage of an essentially inconsistent resolution¹. Hence, we recommend for the declaration of its validity.

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

ATTY. JOSE RAYMUND A. ACOL
Provincial Legal Officer

¹ (Constantino vs. Desierto, 288 SCRA 654) April 13, 1998

(SGD) MACARIO V. ESMAS, LNB President
(SGD) OLETA T. SUMAPIG, Sangguniang Bayan Member
to prevent any direct or indirect promotion, marketing and sales of infant formula and/or breastmilk substitute within the lactation stations, or in any

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

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
18 June 2025

Province of Leyte
Legal Office
June 19, 2025

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Municipal Ordinance No. 15, S. 2025** of the **Municipality of Villaba, Leyte**, entitled: **Updating Municipal Ordinance No. 64, s. 2017 known by its title, "The Child Welfare Code of Villaba, Leyte"**, through amending Section 11, A.5 and A.6; Section 15, Numbers 1 and 2, thereof, and adopting the recently approved pertinent national laws to form part of this statute being amended.


FLORINDA JILL S. UYVICO
Secretary to the Sanggunian



Republic of the Philippines
Province of Leyte

Municipality of Villaba

OFFICE OF THE SANGGUNIANG BAYAN

June 17, 2025

THE SANGGUNIANG PANLALAWIGAN MEMBERS
New Provincial Government Complex
Campetic, Palo, Leyte

Sangguniang Panlalawigan
Province of Leyte
RECEIVED

Date: JUN 18 2025
By: [Signature]

Thru: **LEONARDO M. JAVIER, JR**
Vice Governor/Presiding Officer

Hon. Sangguniang Panlalawigan Members:

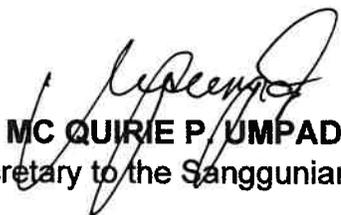
We respectfully transmit herewith sixteen (16) original copies of:

MUNICIPAL ORDINANCE NO. 15, S. 2025: entitled "Updating Municipal Ordinance No. 64, S. 2017 known by its title, "The Child Welfare Code of Villaba, Leyte," through amending sections 11, A.5 and A.6; Section 15, numbers 1 and 2, thereof, and adopting the recently approved pertinent national laws to form part of this statute being amended,"

For your review and approval.

Best regards.

Very truly yours,


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

Copy Furnished:

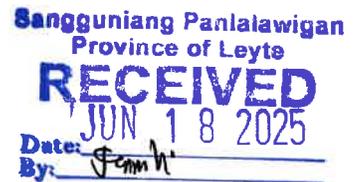
- 1. Municipal Treasury Office**
 - 2. Municipal Accounting Office**
 - 3. Municipal Budget Office**
- LGU- Villaba, Leyte



MUNICIPAL ORDINANCE NO. 15, S. 2025

UPDATING MUNICIPAL ORDINANCE NO. 64, S. 2017 KNOWN BY ITS TITLE, "THE CHILD WELFARE CODE OF VILLABA, LEYTE," THROUGH AMENDING SECTIONS 11, A.5 AND A. 6; SECTION 15, NUMBERS 1 AND 2, THEREOF, AND ADOPTING THE RECENTLY APPROVED PERTINENT NATIONAL LAWS TO FORM PART OF THIS STATUTE BEING AMENDED

**AUTHORED BY: HON. ROGELIO J. BAAY
SB MEMBER**



PREFATORY STATEMENTS

Section. 3, (2), Article XV of the 1987 Constitution of the Philippines states that children have the right 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.

Section 17, (b) of the Local Government Code of 1991 (R.A. 7160) declares that the Local Government Units shall exercise such other powers and discharge such other functions and responsibilities as social welfare services which include programs and projects on child and youth welfare.

There had been established in the Municipality of Villaba a Welfare Code for children in the year 2017 which the MSWD used and is still using now -a-days for reference.

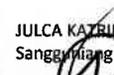
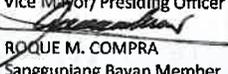
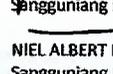
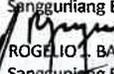
The aforesaid Welfare Code now needs to be brought up to date and the inclusion of some provisions of laws enacted in recent times that involve all-out solutions to the emerging realities and challenges affecting the child's life.

On account of the above-mentioned underlying facts of the situation in the locality,

NOW, THEREFORE, on motion by the Hon. Rogelio J. Baay, Chairman, SB Committee on Laws and Rules, duly seconded en masse, Be it

Ordained, as the Sangguniang Bayan in regular session assembled hereby Ordained, that:

Section 1. TITLE. – This legislation shall be known as "An Ordinance Updating Municipal Ordinance No. 64, S. 2017 by Amending Section 11, a.5 and a.6, Section 15, Numbers 1

 DENNIS L. SY Vice Mayor/ Presiding Officer	 JULCA KATRINA L. CON-UI Sangguniang Bayan Member	 VIOLETA T. SUMAPIIG Sangguniang Bayan Member	 MERIAM P. JUMPAD Sangguniang Bayan Member
 ROQUE M. COMPRA Sangguniang Bayan Member	 FELIPE CASAS, SR. Sangguniang Bayan Member	 NIEL ALBERT B. INOPIQUEZ Sangguniang Bayan Member	 ROGELIO J. BAAY Sangguniang Bayan Member
 RILE CHRISTIAN G. VELOSO SK Pederasyon President	 M. QUIRICO P. JUMPAD, J. D. Secretary to the Sangguniang Bayan	 ENGR. CARLOS G. VELOSO Municipal Mayor	

and 2: Thereof, and Adopting the Recently Approved Pertinent National Laws to Form Part of this Statute being Amended.”

Section 2. ORIGINAL PROVISIONS. – SECTIONS 11,a.5 and a.6 of Municipal Ordinance No. 64, S. 2017 state that:

“Section 11, a.5. ESTABLISHMENT OF BREASTFEEDING/LACTATION CORNERS/STATIONS IN THE WORKPLACE AND PUBLIC PLACES. It is hereby mandated that all government agencies, all private establishments/institutions and public places shall establish lactation station or corner. Lactation station shall be accessible to the breastfeeding women. The lactation station shall be cleaned, well-ventilated, comfortable and free from containments and hazardous substance, and shall ensure privacy for the women to express their milk and/or in appropriate cases, breastfeed the child.

In no case, however, shall the lactation station be located in the toilet.

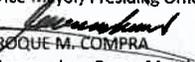
In addition, establishments or institutions shall take strict measure to prevent any direct or indirect promotion, marketing and sales of infant formula and/or breastmilk substitute within the lactation stations, or in any events or circumstances which may be conducive to the same and which would affect exclusive breastfeeding up to six months.”

“Section 11, 1.6. LACTATION PERIODS. – Nursing employees are entitled to break intervals in addition to the regular time – off for meals to breast feed or express milk. The employees shall notify their immediate supervisor before leaving their station. These intervals which include the time it takes an employee to get to and from the workplace lactation station shall be counted as compensable hours work. The DOLE may adjust the same but in no case shall the intervals be less than 40 minutes for every 8 hours working period. Duration and frequency of breaks may be agreed upon by the employees and employers with minimum before 40 minutes. Usually, there could 2-3 breastmilk expressions lasting to 15 - 30 minutes each within a workday.”

“Section 15. CHILD-FRIENDLY BUILDINGS. – In the approval of the proposed building plans which are open to the general public in the Municipality of Villaba, the Office of the Municipal Engineer shall ensure the inclusion of child – friendly safeguards/facilities to avoid any child accidents. The proposed building plans must be observed the hereunder specifications.

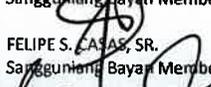
1. Railings/Balusters in staircase must be placed in a manner that their distance from each other would not exceed six (6) inches to avoid children from falling through.
2. In case of buildings having more than one storey, railings/balusters acting as horizontal or vertical barriers must be likewise spaced in a manner that their distance from each other must not exceed six (6) inches and said railings or balusters must have height of not less than five (5) feet.

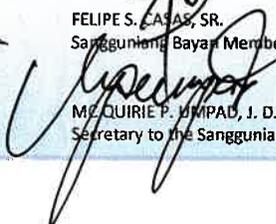

DENNIS L. SY
Vice Mayor/Presiding Officer


ROQUE M. COMPRA
Sangguniang Bayan Member

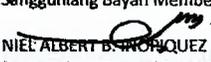

RILE CHRISTIAN G. VELOSO
SK Pederasyon President

JULCA KATRINA L. CON-UI
Sangguniang Bayan Member


FELIPE S. CASAS, SR.
Sangguniang Bayan Member

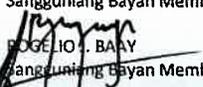

ME QUIRIE P. UMPAD, J. D.
Secretary to the Sangguniang Bayan


VIOLETA T. SUMAPIG
Sangguniang Bayan Member


NIEL ALBERT B. MORONQUEZ
Sangguniang Bayan Member


ENGR. CARLOS G. VELOSO
Municipal Mayor


MERIAM R. UMPAD
Sangguniang Bayan Member


RODOLFO S. BANY
Sangguniang Bayan Member

Section 3. AMENDMENTS:

Section II, a.5 and a.6 of the Municipal Ordinance No. 64 shall be amended to read as follows:

“Section 11, a.5 BREASTFEEDING WOMEN. – Women lactating for their babies while at workplace, on travel, or in public places shall employ any alternative way of feeding in a manner that would not expose their mammary glands to view. Instead of requiring all government agencies, public and private institutions, to establish lactation corners or stations in their respective areas, which until now may not be provided, the only possible recourse is to tap the aid and initiative of the mothers themselves in doing options for their welfare, as:

- i.) Bottle feeding the child,
- ii.) Using towel, cloth, or any garment to conceal their breast while breastfeeding at the workplace, or on travel, or in public places,
- iii.) Leaving their babies at home under the safe and protective care of their nearest kins, maid or “yaya”.

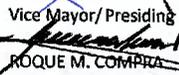
“Section 11, a.6 LACTATING PERIOD. – The women, whether breastfeeding or bottle feeding at the workplace, shall have the right to break intervals wherein said intervals are counted as compensable hours worked.”

Section 15, Nos. 1 and 2 of Municipal Ordinance No. 64, S. 2027 shall likewise be amended to state as follows:

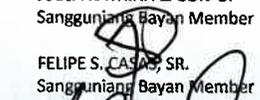
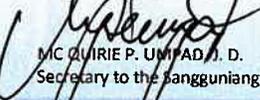
Section 15. BUILDINGS OPEN TO THE GENERAL PUBLIC. – There maybe buildings in the component municipalities of the Province of Leyte which are open to the general public but rather constructed without the provision of railings or balusters in the staircases, yielding the children to the danger of accident. Should this situation come to pass in LGU- Villaba, parents (or guardians) who love or are fond of bringing with them, their kids to these places for enjoyment, or whatever purpose, must set a watchful attention and control over their movements for young children are by nature motile, inquisitive and prone to injury.

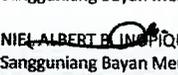
Section 4. ADOPTING AND INCORPORATING INTO THE ORDINANCE NO. 64, S. 2017 THE FOLLOWING RECENTLY ISSUED PERTINENT NATIONAL LAWS, TO WIT:

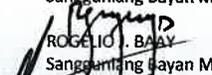
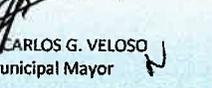
- A. **R.A. 11930 – Anti- Online Sexual Abuse or Exploitation of Children (OSAEC) and Anti- Child Sexual Abuse or Exploitation Materials (CSAEM)** – an act punishing online abuse or exploitation of children, penalizing the production, distribution, possession and access of child sexual abuse or exploitation materials.
- B. **R.A. 11908 – The Parents Effectiveness Services Program Act -An Act mandating the establishment and implementation of the parent effective service program to strengthen parental involvement in their children’s welfare.** It aims


DENNIS L. SY
Vice Mayor/ Presiding Officer

ROQUE M. COMPU
Sangguniang Bayan Member

RILE CHRISTIAN G. VELOSO
SK Pederasyon President

JULCA KATRINA L. CON-UI
Sangguniang Bayan Member

FELIPE S. CASAP, SR.
Sangguniang Bayan Member

MC QUIRIC P. UMPAD, JR. D.
Secretary to the Sangguniang Bayan

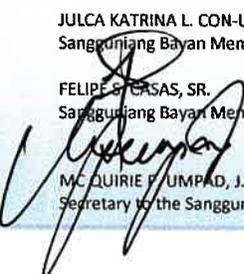
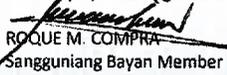
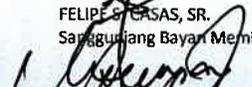
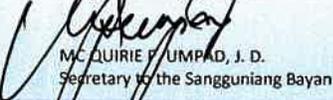
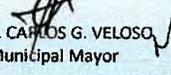

VIOLETA T. SUMAPIG
Sangguniang Bayan Member

NIEL ALBERT B. INOPIQUEZ
Sangguniang Bayan Member


MERIAM P. UMPAD
Sangguniang Bayan Member

ROGELIO J. BAVY
Sangguniang Bayan Member

ENGR. CARLOS G. VELOSO
Municipal Mayor

to enhance the capabilities of the parents in raising children by providing them with access to education programs and resources

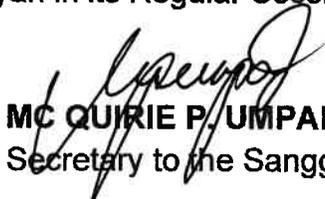
- C. **R.A. 11862** – Expanded Anti – Trafficking in Persons Act – Strengthens measure against human trafficking in the Philippines particularly in the Municipality of Villaba
- D. **R.A. 11650** – instituting a Policy of Inclusion and Service for Learners with Disabilities in Support of Inclusive Education Act – An act which establishes a policy of Inclusion and services for learners with disabilities and mandates the integration of children with impairment into regular education system, ensuring that they receive appropriate support and services.
- E. **R.A. 11767** – Foundling Recognition and Protection Act – An act ensuring the rights and welfare of foundlings in a locality. This law provides the recognition and care of abandoned children found without parents
- F. **R.A. 11648** – Stronger Protection Against Rape and Sexual Exploitation and Abuse – An act increasing the age for determining the commission of statutory rape. This legislation aims to provide better protection for minors against sexual exploitation and abuse by criminalizing sexual relation with individuals below 16 years old, regardless of consent.
- G. **R.A. 11642** – Domestic Administrative Adoption and Alternative child Care Act. – An act strengthening alternative child care by providing for an administrative process of domestic adoption, re-organizing for the purpose of Inter- Country Adopting Board (ICAB) into the National Authority for Child Care (NACC) amending for the purpose R.A. 8343
- H. **R.A. 11596** – Anti Child Marriage Law – An act prohibiting the practice of child marriage and imposing penalties for violation thereof.
- I. **R.A. 11510** – Alternative Learning System – An enactment providing opportunities to adult and out – of- school youth to avail themselves of literacy or skills development classes conducted by ALS teachers
- J. **R.A.11313** – Safe Space Act (Bawal Bastos Law)- Covers all forms of gender -based sexual harassment (GBSH) committed in public spaces, educational and training institutions and online spaces.
- K. **R.A. 11229** – Child Safety in Motor Vehicles Act – Mandates the use of child restrain system in motor vehicles to protect children. The law requires that children aged 12 and below shall use appropriate child safety gears and safe seats while riding in private or public utility transport vehicles

Section 5. SEPARABILITY. – If for any reason, any part or provision of this Ordinance shall be held unconstitutional or invalid, other parts or provisions hereof which are not affected shall continue to be in full force and effect.

 DENNIS L. SY Vice Mayor/ Presiding Officer	 JULCA KATRINA L. CON-UI Sangguniang Bayan Member	 VIOLETA T. SUMAPIG Sangguniang Bayan Member	 MERIAM P. UMPAD Sangguniang Bayan Member
 ROQUE M. COMPRAS Sangguniang Bayan Member	 FELIPE S. CASAS, SR. Sangguniang Bayan Member	 NIEL ALBERT S. INOPIQUEZ Sangguniang Bayan Member	 ROMEO J. BAAY Sangguniang Bayan Member
 RILE CHRISTIAN G. VELOSO SK Pederasyon President	 MC QUIRIE P. UMPAD, J. D. Secretary to the Sangguniang Bayan	 ENGR. CARLOS G. VELOSO Municipal Mayor	

Section 6. EFFECTIVITY. – This Ordinance shall take effect upon approval and after this shall have been posted in three (3) conspicuous places pursuant to posting requirement of the Local Government, or after the lifting of the Election Ban.

This Ordinance was approved by the Sangguniang Bayan in its Regular Session on May 5, 2025.


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

ATTESTED:

DENNIS L. SY
Vice Mayor/Presiding Officer

HON. JULCA KATRINA L. CON-UI
Sangguniang Bayan Member


FELIPE S. CASAS, SR.
Sangguniang Bayan Member


MERIAM P. UMPAD
Sangguniang Bayan Member


ROGELIO J. BAAY
Sangguniang Bayan Member


VIOLETA T. SUMAPIG
Sangguniang Bayan Member


MACARIO V. ESMAS
LNB President


ROQUE M. COMPRA
Sangguniang Bayan Member


RILE CHRISTIAN G. VELOSO
SK Pederasyon President


NIEL ALBERT B. INOPIQUEZ
Sangguniang Bayan Member

APPROVED:

ENGR. CARLOS G. VELOSO
Municipal Mayor

22 MAY 2025



Minutes of the Public Hearing on the proposed Ordinance “ Updating Municipal Ordinance No. 64, S. 2017 known by its Title, “The Child Welfare Code of Villaba, Leyte, through Amending Section II, A.5 and A.6; Section 15, Numbers 1 and 2 Thereof, and Adopting the Recently Approved Pertinent National Laws to form Part of this Statute Being Amended, “ conducted by the SB Committee on Laws and Rules on April 25, 2025 at the New SB Session Hall at 10:00 A.M.

COMMITTEE MEMBERS PRESENT: NONE

The Public Hearing commenced at 10:00 A.M. when the invited persons came. Copies of the Ordinance furnished the aforesaid person, the chair spearheaded the discussion on the importance of updating Ordinance No. 64, S. 2017, the Child Welfare Code of Villaba, and the amendments of some provisions therein. Like any other Code, Ordinance No. 64 needs revision in some of its items or parts after five (5) years in order to adopt the same to the prevailing occurrences of the time.

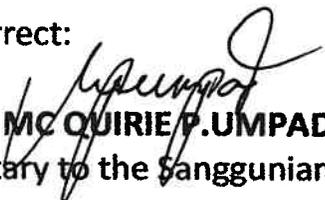
Section 11 of the Municipal Ordinance No. 64, S. 2017 – “Establishment of Breastfeeding/ Lactation Corners/Stations in the Workplace and Public Places ”is hereby amended as follows : Breastfeeding Women.”

Section 15 of Municipal Ordinance No. 64, S. 2017 – “ Child Friendly Buildings” is amended to read as follows: “Buildings Open to the General Public. “

The explanatory statements of the aforesaid amendments are related in the **COMMITTEE REPORT.**

The public hearing adjourned at 11:20 A.M.

Certified Correct:


MC QUIRIE P. UMPAD
Secretary to the Sangguniang Bayan

Attested:


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



SB COMMITTEE ON LAWS AND RULES

COMMITTEE REPORT No. 4 S. 2025

SUBJECT:

Public Hearing on the proposed Ordinance "Updating Municipal Ordinance No. 64, S. 2017 known by its Title " The Child Welfare Code of Villaba, Leyte, Through Amending Section 11, A.5 and A.6; Section 15, Numbers 1 and 2 Thereof, and adopting the Recently Approved National Laws to form Part of this statute Being Amended"

FINDINGS AND RECOMMENDATIONS;

A. Breastfeeding Women

The putting up of lactation corners in the workplace and public places is one provision in Ordinance No. 64, S. 2017 that was not observed in the government and private establishments in the Municipality of Villaba on account of the fact that women resorted to some alternative ways of breast feeding.

B. Buildings Open to the General Public

Government establishment or institutions into which entrance is allowed to men, women, including children, are not adopting Section 15 of Ordinance No. 64 relative to the provision of railings/ balusters six (6) inches apart in their staircases. In this regard, parents, or guardians as the case maybe, shall exercise their inherent right to take measures for the safety of their children

Submitted by:


HON. ROGELIO J. BAAY
Chairman

SB Committee on Laws and Rules



SANGGUNIANG BAYAN

Office of the Secretary to the Sanggunian

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be conducted by the Sangguniang Bayan Committee Human Resource Development, April 16, 2025 at 9:00 o'clock in the morning at the New Sangguniang Bayan Session Hall, Cayangian, Barangay Poblacion del Norte, this Municipality regarding the proposed ordinance authored by Sangguniang Bayan Member Rogelio J. Baay entitled:

"UPDATING MUNICIPAL ORDINANCE NO. 64, S.2017 KNOWN BY ITS TITLE, "THE CHILD WELFARE CODE OF VILLABA, LEYTE," THROUGH AMENDING SECTIONS 11, A.5 AND A.6; SECTION 15, NUMBERS 1 AND 2, THEREOF, AND ADOPTING THE RECENTLY APPROVED PERTINENT NATIONAL LAWS TO FORM PART OF THIS STATUTE BEING AMENDED"

The Members of the Local Finance Committee, Human Resource Management Officer, Office of the Municipal Social Welfare and Development, Municipal Administrator and all other interested parties are invited to attend.

Villaba, Leyte, April 14, 2025.

In public service,


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



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

AFFIDAVIT OF PUBLICATION

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

That the publication captioned:

Republic of the Philippines
Province of Leyte
Municipality of Villaba
OFFICE OF THE SANGGUNIANG BAYAN
MUNICIPAL ORDINANCE NO. 15, S. 2025

UPDATING MUNICIPAL ORDINANCE NO. 64, S. 2017 KNOWN BY ITS TITLE, "THE CHILD WELFARE CODE OF VILLABA, LEYTE," THROUGH AMENDING SECTIONS 11, A.5 AND A. 6; SECTION 15, NUMBERS 1 AND 2, THEREOF, AND ADOPTING THE RECENTLY APPROVED PERTINENT NATIONAL LAWS TO FORM PART OF THIS STATUTE BEING AMENDED
APPROVED:

(SGD)ENGR. CARLOS G. VELOSO
Municipal Mayor

was published in said newspaper for (1) one consecutive weeks in its EV Mail _____
EV Mail May 26 - June 1, 2025, issues.

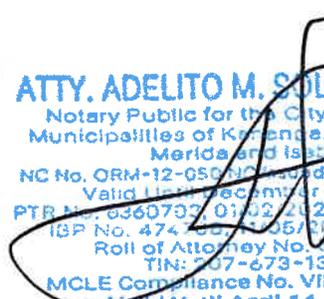
That I am executing this affidavit to attest to the fact of the foregoing statements. Affiant further sayeth naught.

IN WITNESS WHEREOF, I have hereunto affix my signature this JUN 04 2025 day of _____, 20__ in Ormoc City.


JIMA ZANDRA J. VERGARA
Affiant

VERIFICATION

SWORN AND SUBSCRIBED before me this _____ day of _____ with affiant exhibiting his Tax Identification Number 932-314-846-000 issued on JUN 04 2025 July 9, 2016 at Ormoc City, Leyte, Philippines.


ATTY. ADELITO M. SOLIRAGA JR.
Notary Public for the City of Ormoc
Municipalities of Kauswagan, Marikina, and
Merida and Islands
NC No. ORM-12-059 NC issued on 12/24/2024
Valid Until December 31, 2026
PTR No. 0360792, 01/02/2023, Ormoc City
ISP No. 474, 05/05/2024, Leyte
Roll of Attorney No. 01625
TIN: 207-673-130
MCLE Compliance No. VIII-0028788
Valid Until April 14, 2028

Doc No. : 386
Page No.: 78
Book No.: 11
Series of 2027



