

Item No.: 02
Date: 21 2025 OCT



Republic of the Philippines
PROVINCE OF LEYTE
Provincial Capitol
Tacloban City

-oOo-

PROVINCIAL LEGAL OFFICE

Province of Leyte
Le...
Date: 10-13-25

2nd INDORSEMENT
October 3, 2025

Sangguniang Panlalawigan
Province of Leyte
RECEIVED
Date: OCT 13 2025
By: Jemi V.

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through SP Secretary, the attached Ordinance No. 2025-07, series of 2025 of the Sangguniang Bayan of San Miguel, Leyte.

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

- Ordinance No. 2025-07, series of 2025 entitled: **“An Ordinance prohibiting students to loiter outside the school premises during class hours”**

REVIEW/RECOMMENDATION/LEGAL OPINION:

This office is of the opinion that the subject Ordinance is generally in accordance to its power under Section 447(a)¹ of the Local Government Code of 1991 (R.A 7160), pursuant to RA 9344². Hence, we recommend for the declaration of its validity.

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


ATTY. JOSE RAYMUND A. ACOL
Provincial Legal Officer

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

² “Juvenile Justice Welfare Act”

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

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
29 September 2025

Province of Leyte
Legal Office
Date: 9.29.25

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Municipal Ordinance No. 2025-07, s. 2025** of the **Municipality of San Miguel, Leyte**, entitled: **An Ordinance prohibiting students to loiter outside the school premises during class hours.**


FLORINDA JULL S. UYVICO
Secretary to the Sanggunian

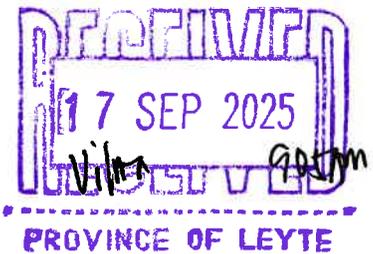


Republic of the Philippines
PROVINCE OF LEYTE
MUNICIPALITY OF SAN MIGUEL
-oOo-

OFFICE OF THE SANGGUNIANG BAYAN

September 16, 2025
SANGGUNIANG PANLALAWIGAN

The Honorable Members of the Sangguniang Panlalawigan of Leyte
Thru: The Sangguniang Panlalawigan Secretary
Provincial Legislative Building,
Candahug, Palo, Leyte



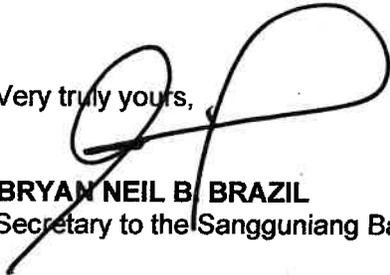
Gentlemen/Ladies:

I have the honor to forward herewith pertinent documents of the Sangguniang Bayan of the Municipality of San Miguel, Leyte for review and approval, to wit:

2. Sixteen (16) copies of Municipal Ordinance No. 2025-07, Series of 2025 as embodied under Resolution No. 164, Series of 2025 entitled: **"AN ORDINANCE PROHIBITING STUDENTS TO LOITER OUTSIDE THE SCHOOL PREMISES DURING CLASS HOURS."**

Kindly acknowledge receipt hereof.

Very truly yours,


BRYAN NEIL B. BRAZIL
Secretary to the Sangguniang Bayan



SANGGUNIANG PANGALAWIGAN
RECEIVED
17 SEP 2025
Vilma 9:05 AM
PROVINCE OF LEYTE

OFFICE OF THE SANGGUNIANG BAYAN

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN, SAN MIGUEL, LEYTE, HELD AT THE SESSION HALL, LEGISLATIVE BUILDING, SAN MIGUEL, LEYTE ON AUGUST 29, 2025

PRESENT:

- | | | |
|-------------------------------|---|--|
| Hon. Letecia G. Espos | - | SB Member/Temporary Presiding Officer |
| Hon. Jerome P. Peñaranda | - | SB Member |
| Hon. Danilo L. Aureo | - | SB Member |
| Hon. Norman Neil G. Martija | - | SB Member |
| Hon. Letecia G. Espos | - | SB Member |
| Hon. Francis Jay D. Sabdao | - | SB Member |
| Hon. Thelma M. Brazil | - | SB Member |
| Hon. Raul A. Salaño | - | SB Member |
| Hon. Richard Len B. Lapidario | - | SB Member |
| Hon. Samuel P. Salomon | - | Ex-Officio Member, President, Liga ng mga Barangay |
| Hon. Joss Novem B. Labaclado | - | Ex-Officio Member, President, Sangguniang Pambayang Pederasyon |

Hon. Estanislao D. Sabdao, Jr. - Municipal Vice-Mayor/Presiding Officer (OIC-Municipal Mayor)

**Resolution No.164
Series of 2025**

AN ORDINANCE PROHIBITING STUDENTS TO LOITER OUTSIDE THE SCHOOL PREMISES DURING CLASS HOURS

PREFATORY STATEMENT

WHEREAS, Article 2 Section 13 of the 1987 Philippines Constitution declares "the state recognizes the vital role of the youth in nation building and shall promote and protect their physical, moral, intellectual and social wellbeing.

WHEREAS, Republic Act 7610: also known as "the Special Protection of Children Against Abuse, Exploitation or Discrimination Act" Affirms the duty of the state to protect children's from conditions prejudicial to their development, including exposure to situations that promote truancy and delinquency;

WHEREAS, Republic Act No. 9155, or the Governance of Basic Education Act of 2001" promotes the full development of the Filipino child and mandates local government units and stakeholders to support education and child protection efforts;

WHEREAS, Republic Act No. 9344 or the Juvenile Justice and Welfare Act of 2006 as amended, provides for intervention program that aims to prevent juvenile delinquency and promote child welfare, reinforcing the to keep children within appropriate settings during school hours;

WHEREAS, Local Government Units have the power under Republic Act No. 7160 or the Local Government Code of 1991, to enact ordinances that promote the general welfare, including the safety and education of their constituents, particularly the youth.

WHEREAS, it is observed some students are found loitering in recreational and public places during official class hours which hinders their academic development and expose them to potential dangers and negative influences,

WHEREFORE, on motion of Hon. Raul A. Salaño and seconded by all members present;

BE IT ORDAINED by the Sangguniang Bayan of San Miguel, Leyte assembled in session to enact the foregoing ordinance, to wit:

Certified Correct:

BRYAN NEIL G. BRAZIL
Secretary to the Sangguniang Bayan

Attested by:

HON. LETECIA G. ESPOS
SB Member/Temporary Presiding Officer

Concurred:

HON. JEROME P. PEÑARANDA
SB MEMBER

HON. DANILLO L. AUREO
SB MEMBER

HON. NORMAN NEIL G. MARTIJA
SB MEMBER

Approved:

HON. FRANCIS JAY D. SABDAO
SB MEMBER

HON. THELMA M. BRAZIL
SB MEMBER

HON. RAUL A. SALAÑO
SB MEMBER

HON. RICHARD LEN B. LAPIDARIO
SB MEMBER

HON. SAMUEL P. SALOMON
President, Liga ng mga Barangay

HON. JOSS NOVEM B. LABACLADO
President, Sangguniang Pederasyon

HON. ESTANISLAO D. SABDAO, JR.
OIC-Municipal Mayor

MUNICIPAL ORDINANCE NO. 2025-07
Series of 2025

Sponsor: HON. RAUL A. SALAÑO
SB Member/Chairman, Committee on Education

Section 1. TITLE. This ordinance shall be known as "An Ordinance Prohibiting Students to Loiter Outside the School Premises During Class Hours"

Section 2. DEFINITION OF TERMS.

- a. Recreational centers – public or private parks, plazas, computer shops, billiard houses, basketball courts, sari-sari stores, beaches, or similar venue.
- b. Loitering - remaining in or entering a public or private area without valid reason, permit or official pass issued for educational or urgent purposes.
- c. Offender - a learner found wandering or loitering outside permitted venues during class hours without official authorization.
- d. Official class hours – 7:45 - 11:30 in the morning and 1:30 – 4:00 in the afternoon.
- e. Students - refers to all enrolled learners from all elementary and secondary schools in the Municipality of San Miguel, Leyte.
- f. Drop-out - an officially enrolled students who stop attending classes without notice from the school authorities.
- g. enforcement officer – any person who calmly approach and conduct interview or investigation to learners who are outside the school during class hours.

Section 3. DECLARATION OF POLICY. It is the policy of the Municipality of San Miguel, to promote students' discipline, encourage quality education, increase completion rate and ensure the safety and welfare of all learners. This ordinance seeks to address the problem of truancy, that leads to high drop-outs and discourage students from engaging in non-productive or risky activities during class hour. likewise, to guarantee parents and guardian that their learners are safe in school during class period.

Section 4. SCOPE. This ordinance shall apply and covers to all enrolled learners of any educational levels from both elementary, junior and senior high school within the territorial jurisdiction of the municipality of San Miguel.

Section 5. PURPOSE. To discourage loitering and other non-academic behavior of learners during school hours, thereby enhancing school safety, reducing drop-out and disciplinary cases, increasing completion and promotion rates, and safeguarding minors from potential harm or negative influences.

Section 6. Prohibited Acts: Students are prohibited from:

- a. loitering or wandering around the school premises during official class hours without justifiable reason or permit.
- b. strolling around the community and staying in recreational places such as billiard house, sari-sari stores, plazas, playgrounds, beaches and other similar places during class hours
- c. playing basketball or other form of games outside the school during class hours as specified in the time schedule.
- d. attending fiesta celebrations and other similar activities during class hours.

Certified Correct:

BRYAN NEIL B. BRAZIL
Secretary to the Sangguniang Bayan

HON. FRANCIS JAY D. SABDAO
SB MEMBER

Attested by:

HON. LETERIA D. ESPOS
SB Member/Temporary Presiding Officer

HON. THELMA M. BRAZIL
SB MEMBER

HON. RAUL A. SALAÑO
SB MEMBER

Concurred:

HON. JEROME E. BENARANDA
SB MEMBER

HON. RICHARD LEN B. LAPIDARIO
SB MEMBER

HON. DANIL O. LAUREO
SB MEMBER

HON. SAMUEL P. SALOMON
President, Liga ng mga Barangay

HON. NORMALLYNEL G. MARTHA
SB MEMBER

HON. JOSS NOVEN B. LABACLADO
President, Six Pambayang Federasyon

Approved:

HON. ESTANISLAO D. SABDAO, JR
OIC-Municipal Mayor

Certified Correct:

BRYAN NEIL B. BRAZIL
Secretary to the Sangguniang Bayan

HON. FRANCIS JAY D. SABDAO
SB MEMBER

HON. THELMA M. BRAZIL
SB MEMBER

HON. RAUL A. SALANO
SB MEMBER

Attested by:

HON. LETECIA D. ESPOS
SB Member/Temporary Presiding Officer

HON. RICHARD LEN B. LAPIDARIO
SB MEMBER

Concurred:

HON. JEROME P. BENARANDA
SB MEMBER

HON. SAMUEL P. SALOMON
President, Liga ng mga Barangay

HON. JOSS NOVEM B. LABACLADO
President, SK Pambayang Pedersasyon

Approved:

HON. DANILLO L. AURO
SB MEMBER

HON. NORMAN NIEL S. MARTIJA
SB MEMBER

HON. ESTANISLABO D. SABDAO, JR
O/C-Municipal Mayor

Section 7. OFFICIAL HOURS: the following are declared as official class hours

morning: 7:45 to 11:45 am

afternoon: 1:30 to 4:00 pm

Section 8. EXCEPTIONS: This ordinance shall not apply to the learners who:

- a. possess an official excuse letter received by the school head and duly signed by his/her parents or guardian.
- b. are involved in school-supervised off campus activities.
- c. are in emergency or medical situation.
- d. are with their parents outside the school.

Section 9: ENFORCEMENT OFFICERS: the following are authorized to implement this ordinance:

- a. Philippine National Police (PNP)
- b. Barangay officials and Tanods
- c. Task force or municipal public enforcers (PHMI)
- d. Parents or guardians and in coordination with the school authorities
- e. Deped Personnel
- f. LGU officials

Section 10: APPREHENSION & DOCUMENTATION PROCESS

- a) Enforcement officers shall calmly approach the learner, confirm identity, verify barangay residence, record offense details, and prepare a "Truancy Referral Form".
- b) Learners found in violation to this ordinance shall be treated with respect and escorted depending on the circumstances to their respective school or barangay hall for proper documentation and processing.
- c) Parents/guardians must be informed immediately and shall respond within four (4) hours of notification.
- d) For first-time violation, shall be instructed to return to school immediately accompanied by a clear warning and copy of the Referral Form.

Section 11: CONSEQUENCES:

- a. First violation – enforcement officer will give verbal warning and notification to parents/ guardians. The school head—or their designated representative—will administer an oral reading test to a student who commits an offense. This test will take place on the student's next school day of attendance, in the presence of their parent or guardian."

HON. FRANCIS JAY D. SABDAO
SB MEMBER

HON. THELMA M. BRAZIL
SB MEMBER

HON. RAUL A. SALANO
SB MEMBER

HON. RICHARD LENA B. LAPIDARIO
SB MEMBER

HON. SAMUEL P. SALGIRON
President, Liga ng mga Barangay

HON. JOSS NOVEM B. LABACLADO
President, SK-Pambayang Pederasyon

HON. ESTANISLAO D. SABDAO, JR
OIC-Municipal Mayor

Attested by:

HON. LETECIA Q. ESPOS
SB Member/Temporary Presiding Officer

Concurred:

HON. JEROME P. PENARANDA
SB MEMBER

HON. DANIL D. LAUREO
SB MEMBER

HON. NORMAN TIBEL B. MARTHA
SB MEMBER

Approved:

- b. Second violation – community service not exceeding four (4) hours (to be arranged between the parents of the violators and the school authorities)
- c. Third violation – referral to MDSWD for intervention and formal written notice to parents/guardians.

Section 12: ROLE OF THE SCHOOLS –

- a. All public elementary and secondary schools shall assist in the implementation of this ordinance through information dissemination and posting the ordinance in a conspicuous place.
- b. Coordinate with LGU authorities (PNP, Barangay officials) to report cases of repeated truancy.
- c. Monitor the students’ violators as to their attendance and class performance and give reports to the parents’ copy furnish Sanggunian Bayan in-charge of committee on education.

Section 13: ROLE OF THE PARENTS:

- a. Always inform the class adviser the day before the learner absent by sending an excuse letter;
- b. Always remind learners to attend classes and avoid joining activities outside the school which may cause negative influence.
- c. Parents must attend a counselling session together with his/her student organized by the school or police officer and DSWD.

Section 14. SEPARABILITY CLAUSE. If any part of this Ordinance is declared invalid, the remaining parts shall remain valid and enforceable.

Section 15. REPEALING CLAUSE. All ordinances, executive orders, or parts thereof inconsistent with the provisions of this Ordinance are hereby repealed or modified accordingly.

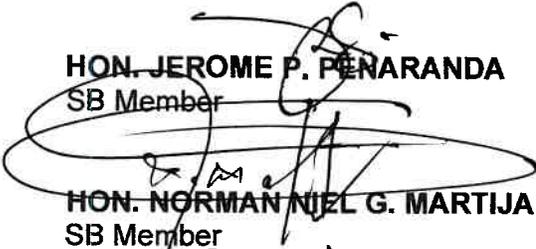
Section 16. EFFECTIVITY. This ordinance shall take effect fifteen (15) days after its approval and publication in at least three (3) conspicuous public places in San Miguel, Leyte.

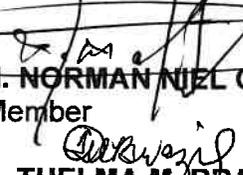
UNANIMOUSLY APPROVED - August 29, 2025

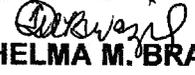
I HEREBY CERTIFY to the correctness of the foregoing resolution/ordinance.

BRYAN NEIL B. BRAZIL
Secretary to the Sangguniang Bayan

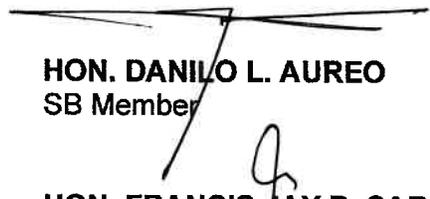
Concurred:


HON. JEROME P. PENARANDA
SB Member


HON. NORMAN NIEL G. MARTIJA
SB Member


HON. THELMA M. BRAZIL
SB Member

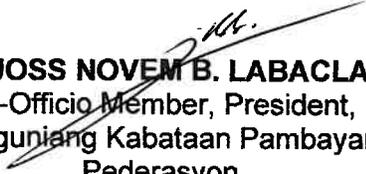

HON. RICHARD LEN B. LAPIDARIO
SB Member


HON. DANILO L. AUREO
SB Member


HON. FRANCIS JAY D. SABDAO
SB Member


HON. RAUL A. SALANO
SB Member


HON. SAMUEL P. SALOMON
Ex-Officio Member, President
Liga ng mga Barangay


HON. JOSS NOVEN B. LABACLADO
Ex-Officio Member, President,
Sangguniang Kabataan Pambayang
Pederasyon

Attested by:


HON. LETECIA G. ESPOS
SB Member/Temporary Presiding Officer

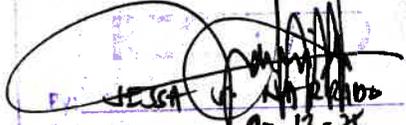
Approved:


HON. ESTANISLAO D. SABDAO, JR.
OIC-Municipal Mayor

Page No. 05, Mun. Ord. No. 2025-07, Series of 2025



MUNICIPALITY OF SAN MIGUEL
OFFICE OF THE MUNICIPAL MAYOR


Date: 7-13-25
Time: 11:30 AM

**Republic of the Philippines
Province of Leyte
Municipality of San Miguel
San Miguel National High School**

MINUTES DURING THE CONDUCT OF PUBLIC HEARING/CONSULTATION

Excerpt from the Minutes during the conduct of the public hearing and Consultation of the proposed ordinance entitled **“An Ordinance Prohibiting Students to Loiter Outside the School Premises During Class Hours”** held at San Miguel National High School, San Miguel, Leyte on August 15, 2025 at 1:30pm.

attached herewith is the attendance sheet of the Parents, Teachers, school heads and barangay officials,

The public hearing/consultation with the parents and teachers and other visitors was started with the prayer, singing of the Philippines National anthem and San Miguel Hymn. Welcome message was given by the school head Mrs. Vivian Valeriano followed by acknowledging the participants by the department head then discussion proper on the ordinance prohibiting students to loiter outside the school premises during class hours starting 8:00 to 11:30am and 1:30 to 4:00pm by the proponent.

After the discussion all about the content of the ordinance particularly the purpose and objectives, the procedure and the following prohibited acts the “(implementation of the said ordinance)

- a. loitering or wandering around the school premises during official class hours without justifiable reason or permit.
- b. strolling around the community and staying in recreational places such as billiard house, sari-sari stores, plazas, playgrounds, beaches and other similar places during class hours
- c. playing basketball or other form of games outside the school during class hours as specified in the time schedule.
- d. attending fiesta celebrations and other similar activities during class hours.

Open forum was followed, one very important question, and it's all about the consequences or the penalty for those who will violate and I gave the answer by enumerating the following:

- a. First violation – enforcement officer will give verbal warning and notification to parents/guardians,
The school head—or their designated representative—will administer an oral reading test to a student who commits an offense. This test will take place on the student's next school day of attendance, in the presence of their parent or guardian.”
- b. Second violation – community service not exceeding four (4) hours (to be arranged between the parents of the violators and the school authorities) Another question was, all about, who will be excused or exempted: I also enumerated the following answer: those who possess the following:

- a. possess an official excuse letter received by the school head and duly signed by his/her parents or guardian
- b. are involved in school-supervised off campus activities
- c. are in emergency or medical situation
- d. are with their parents outside the school

Last question raised” who will implement the ordinance? answer – the PNP, brgy. officials, tanods and DepEd officials. Stakeholders concerned can also participate.

after a long discussion of the public hearing and consultation, o the activity was ended with a favorable response and acceptance with the proposed ordinance.

Prepared by:



RAUL ANTONI SALAÑO
SB member Committee on Education

Republic of the Philippines
Province of Leyte
Municipality of San Miguel
Office of the Sangguniang Bayan

Public Hearing and Consultation with the ordinance entitled "An Ordinance Prohibiting Students to Loiter Outside the School Premises During Class Hours"

Date: August 15, 2025

Time: 1:30pm

Venue: San Miguel National High Gym

ATTENDANCE SHEET			
Name	School	Position	Signature
37 EISA H. FID	PIRIUS		
38 Kichilyn S. Combate	grade 3	SPTA OFFICER	
39 Shella Mae Dajul	grade 3	Parents	
40 HERCENIA B. BERNALDEZ	grade 5	parents	
Enalyn B. Carino	Grade 1	Parents	
Rommel B. Carino	Grade 2	Parents	
Myra B. Sobalva	Grade 2	Parents	
E	Grade 5	Parents	
Gemalyn E. Doyse	Grade - 2-3	Parents	
Mary Ann Mendoza	Grade 3 k		
LYKA ADEARMAA	Grade 5	Parents	
LYKA ADEARMAA	Grade 2		
MERLINDA GIBASIL	Grade 5	Parents	
"	Grade 4		
Angelene Longcanaya	Pre-elm	Parents	
Bernadeta Gural	Pre elm		
LEONILA OPIASA	Grade 3	Parent	
Christelyn Medina	Grade 3	parent	
SARAH A. BACUE	GRADE 2	PARENT	
Annie Lynn H. Mendoza	kinder	Parent	
DANISCA TICNO	KINDER	PARENT	
ROSEVINA D. PIDO	KINDER - 4-5	PARENT	
BRIAN MULLER	GRADE - 6		
Leopoldo M. Vilal	G-5	HEPTA ANTI-PORN	
Ana Ziza Vilal	G-5	"	
Josephine Ramos	G-4	parent	
Annecy D. Edra	G-5		
Chiamay C. Ramos	Grade I	Parent	
James Dale Aureo	Grade 1	parent	
Olisa S. Vilas	Grade-I	Parents	
Genlie B. Obto	Grade-2-5	Parents	
Bernadette Bayur	Grade-3-5	Parents	
Loreza Pido	Grade - 5	Parents	
Fatima Bacabar	Grade 4, 5	Parents	
Junel Berja	Grade 1	Parent	
Ronah R. Bordia	Grade 1-3	Parent	

Prepared by:



RAUL ANTONI SALAÑO
SB Member
Chairman Committee on Education



Republic of the Philippines
PROVINCE OF LEYTE
MUNICIPALITY OF SAN MIGUEL
-oOo-

OFFICE OF THE SANGGUNIANG BAYAN

CERTIFICATE OF POSTING

THIS IS TO CERTIFY that Municipal Ordinance No. 2025-07, Series of 2025 as embodied under Resolution No. 164, Series of 2025 entitled: **"AN ORDINANCE PROHIBITING STUDENTS TO LOITER OUTSIDE THE SCHOOL PREMISES DURING CLASS HOURS."** has been posted in three (3) conspicuous places within the municipality and shall remain posted for three (3) consecutive weeks.

Done this day 16th day of September at San Miguel, Leyte.



BRYAN NEIL E. BRAZIL
Secretary to the Sangguniang Bayan