

Item No.: 06
Date: 21. 2025 OCT



Republic of the Philippines
PROVINCE OF LEYTE
Provincial Capitol
Tacloban City

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PROVINCIAL LEGAL OFFICE

Sangguniang Panlalawigan
Province of Leyte

RECEIVED

Date: OCT 13 2025
By: J. Amil

2nd INDORSEMENT
October 3, 2025

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through SP Secretary, the attached Ordinance No. 25-27, series of 2025 of the Sangguniang Bayan of Burauen, Leyte.

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

- Ordinance No. 25-27, series of 2025 entitled: **“Burauen Adoption and Alternative Child Care Ordinance .”**

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 11642². 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 “Domestic Administrative Adoption and Alternative Child Care Act”.

Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte
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OFFICE OF THE SANGGUNIANG PANLALAWIGAN

Province of Leyte
Palo, Leyte
Date: 10-1-25

1ST INDORSEMENT
30 September 2025

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Municipal Ordinance No. 25-27, series of 2025**, of the **Municipality of Burauen, Leyte**, entitled: **An Ordinance adopting the provisions of Republic Act No. 11642, otherwise known as the "Domestic Administrative Adoption and Alternative Child Care Act", and strengthening local support mechanisms for its implementation in the Municipality of Burauen, Leyte.-**


FLORINDA J. UYVICO
Secretary to the Sanggunian



Republic of the Philippines
PROVINCE OF LEYTE
MUNICIPALITY OF BURAUEN



OFFICE OF THE SANGGUNIANG BAYAN

September 26, 2025

THE HONORABLE MEMBERS
Sangguniang Panlalawigan
Province of Leyte



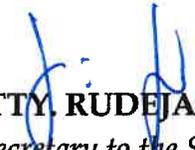
ATTENTION: FLORINDA JILL S. UYVICO
Secretary to the Sanggunian
Province of Leyte
Palo, Leyte

Ladies/Gentlemen:

We transmit herewith 15 copies of **Municipal Ordinance No. 25-27**, Series of 2025 of the Sangguniang Bayan of Burauen, Leyte, entitled *"An Ordinance Adopting the Provisions of Republic Act No. 11642, Otherwise Known as the "Domestic Administrative Adoption and Alternative Child Care Act", and Strengthening Local Support Mechanisms for its Implementation in the Municipality of Burauen, Leyte"*, for review and approval of the body.

Thank you and please acknowledge receipt hereof.

Respectfully yours,


ATTY. RUDEJANE S. TAN
Secretary to the Sanggunian



Republic of the Philippines
 Province of Leyte
 Municipality of Burauen



OFFICE OF THE SANGGUNIANG BAYAN

**MUNICIPAL ORDINANCE NO. 25-27
 Series of 2025**

Sangguniang Bayan ng
 Province of Leyte
RECEIVED
 Date: SEP 29 2025
 By: [Signature]

AN ORDINANCE ADOPTING THE PROVISIONS OF REPUBLIC ACT NO. 11642, OTHERWISE KNOWN AS THE “DOMESTIC ADMINISTRATIVE ADOPTION AND ALTERNATIVE CHILD CARE ACT”, AND STRENGTHENING LOCAL SUPPORT MECHANISMS FOR ITS IMPLEMENTATION IN THE MUNICIPALITY OF BURAUEN, LEYTE

WHEREAS, Republic Act No. 11642, known as the “Domestic Administrative Adoption and Alternative Child Care Act”, aims to simplify and streamline the domestic adoption process by transferring jurisdiction from the courts to the newly established National Authority for Child Care (NACC), a quasi-judicial body under the Department of Social Welfare and Development;

WHEREAS, the law promotes the best interest of the child and upholds their right to a family environment through adoption, foster care, guardianship, kinship care, or residential care;

WHEREAS, the Municipality of Burauen, Leyte affirms its commitment to promoting child protection, ensuring every child’s right to a loving and supportive family, and supporting the implementation of national child welfare policies at the local level.

NOW, THEREFORE, BE IT ORDAINED by the Sangguniang Bayan of Burauen, in regular session assembled, that:

SECTION 1. TITLE. This Ordinance shall be known as the “Burauen Adoption and Alternative Child Care Ordinance.”

SECTION 2. DECLARATION OF POLICY. It is hereby declared the policy of the Municipality of Burauen to uphold and promote the rights of children, especially those in need of special protection, and to alternative parental care. The LGU shall work in coordination with the NACC and other concerned agencies to provide appropriate services in accordance with R.A. 11642.

SECTION 3. DEFINITION OF TERMS. As used in this Ordinance, the following terms shall mean:

- a) Alternative Child Care – The provision of planned substitute parental care to a child whose biological parents are unable to provide care.
- b) Administrative Adoption – A non-judicial process of adopting a child supervised by the NACC.
- c) NACC – The National Authority for Child Care, the central authority responsible for alternative childcare, including adoption and foster care.
- d) RACCO – Regional Alternative Child Care Office.
- e) MSWDO – Municipal Social Welfare and Development Office, the local office responsible for delivering social welfare programs and services.

SECTION 4. ROLES AND FUNCTIONS OF THE MUNICIPAL SOCIAL WELFARE AND DEVELOPMENT OFFICE (MSWDO). The MSWDO shall perform the following functions:

- a) Provide technical assistance and counseling to prospective adoptive parents and guardians.
- b) Receive and assist referrals from barangays and agencies involving children needing alternative care.
- c) Coordinate with the RACCO for the processing of adoption and foster care cases.

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- d) Monitor and report the status of children under alternative care.
- e) Conduct home visits, background checks, and social case studies as required by the NACC.
- f) Participate in training, orientation, and continuing education related to child care and protection.
- g) Advocate for family-based care and community-based support for adoption and foster care.

SECTION 5. ESTABLISHMENT OF A LOCAL CHILD CARE DESK. A Local Child Care Desk shall be created within the MSWDO to serve as the focal unit for childcare concerns. The desk shall be headed by a trained social worker and shall:

- a) Act as a liaison between the LGU, RACCO and NACC.
- b) Maintain an updated database of children in need of care and families willing to adopt or foster.
- c) Ensure proper documentation and assistance for adoption, foster care, and other placement options.

SECTION 6. DUTIES OF THE BARANGAY COUNCIL FOR THE PROTECTION OF CHILDREN (BCPC). All Barangays in the municipality shall:

- a) Refer children in need of special protection to the MSWDO.
- b) Assist in locating biological relatives or kinship care providers when applicable.
- c) Conduct barangay-level advocacy and information dissemination on adoption and foster care.
- d) Support families undergoing the adoption process and follow-up on cases as needed.

SECTION 7. FUNDING. The LGU shall appropriate fund under Gender and Development (GAD) Fund to achieve the purpose of this ordinance.

SECTION 8. INFORMATION AND ADVOCACY CAMPAIGN. The LGU, through the MSWDO and Municipal Information Office, shall launch regular information drives to promote awareness on domestic adoption and alternative childcare. This includes activities in schools, churches, barangays, and social media platforms to address misconceptions and encourage community support.

SECTION 9. MONITORING AND EVALUATION. The MSWDO shall submit a **semi-annual report** to the Sangguniang Bayan on the implementation of this Ordinance, including statistics, challenges, and recommendations. A Local Monitoring Committee may be established to review and enhance child welfare services.

Section 10. SEPARABILITY CLAUSE. – If, for any reason, any part(s) or provision(s) of this Ordinance shall be declared unconstitutional or invalid, other parts or provisions hereof which are not affected thereby shall continue to be in full force and effect.

Section 11. REPEALING CLAUSE. – All ordinances or portion thereof which are inconsistent with any of the provisions of this Ordinance are hereby repealed or modified accordingly.

Section 12. EFFECTIVITY. – This Ordinance shall take effect immediately upon its approval, subject to the compliance with the posting and publication requirements stipulated in the Local Government Code of 1991.

ENACTED AND APPROVED, June 16, 2025.

Manan

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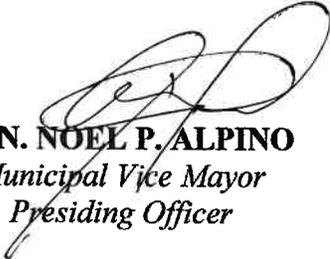
CERTIFIED CORRECT:

[Signature]
ATTY. RUDEJANE S. TAN
Secretary to the Sanggunian

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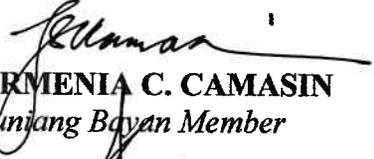
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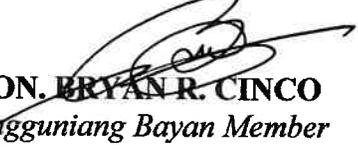
ATTESTED:


HON. NOEL P. ALPINO
Municipal Vice Mayor
Presiding Officer

(absent)
HON. VINCENT G. ENERLAN
Sangguniang Bayan Member


HON. CIPRIANO R. RELATORRES, JR.
Sangguniang Bayan Member


HON. HERMENIA C. CAMASIN
Sangguniang Bayan Member

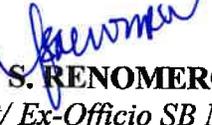

HON. BRYAN R. CINCO
Sangguniang Bayan Member


HON. DEXTER R. SENO
Sangguniang Bayan Member

(absent)
HON. ROBERT G. DEL PILAR
Sangguniang Bayan Member

(absent)
HON. EVAFE A. CORAL
Sangguniang Bayan Member


HON. OSCAR A. CAGARA
Sangguniang Bayan Member


HON. FE S. RENOMERON
LnB President/ Ex-Officio SB Member

(absent)
HON. JUSTINE MERP G. ANDRADE
SK Federation President/ Ex-Officio Member

APPROVED:


HON. JUANITO E. RENOMERON
Municipal Mayor



Republic of the Philippines
PROVINCE OF LEYTE
MUNICIPALITY OF BURAUEN



OFFICE OF THE SANGGUNIANG BAYAN

CERTIFICATE OF POSTING

TO WHOM IT MAY CONCERN:

THIS IS TO CERTIFY that **Municipal Ordinance No. 25-27**, Series of 2025 of the Sangguniang Bayan of Burauen, Leyte, entitled, *"An Ordinance Adopting the Provisions of Republic Act No. 11642, Otherwise Known as the "Domestic Administrative Adoption and Alternative Child Care Act", and Strengthening Local Support Mechanisms for its Implementation in the Municipality of Burauen, Leyte"*, was enacted on June 16, 2025, approved on even date, and has been posted in two (2) conspicuous and publicly accessible places of the municipality from *June 18, 2025 to July 8, 2025*, in compliance with Section 59, paragraph (b) of Republic Act No. 7160, otherwise known as the "Local Government Code of 1991".

Burauen, Leyte, July 11, 2025.


ATTY. RUDEJANE S. TAN
Secretary to the Sanggunian