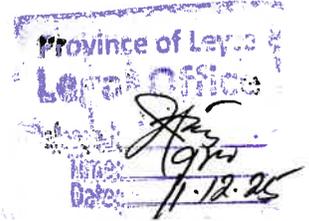


Item No.: 09

Date: 8 2025 NOV



Republic of the Philippines
PROVINCE OF LEYTE
Provincial Capitol
Tacloban City



Sangguniang Panlalawigan
Province of Leyte

RECEIVED

Date: NOV 12 2025
By: Jemil H

PROVINCIAL LEGAL OFFICE

-oOo-

2nd **INDORSEMENT**
August 20, 2025

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through SP Secretary, the attached Ordinance No. 31 series of 2025 of the Sangguniang Bayan of Jaro, Leyte.

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

- Ordinance No. 31 series of 2025 entitled: **"The Curfew Ordinance for Minors of the Municipality of Jaro, Leyte"**

REVIEW/RECOMMENDATION/LEGAL OPINION:

This office is of the opinion that the subject Ordinance is generally in accordance to its power under Section 16¹ of the Local Government Code of 1991 (R.A 7160) in consonance with the state recognized Doctrine of Parens Patriae². However, upon further perusal of the subject Ordinance, it is noted that the penal provision is in contravention with recent Jurisprudence, ruling that monetary penalties for violations of RA 9344³ are discouraged even in local ordinances. Hence, further review of the subject Ordinance is recommended.

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

¹ **Section 16. General Welfare.** - Every local government unit shall exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare.

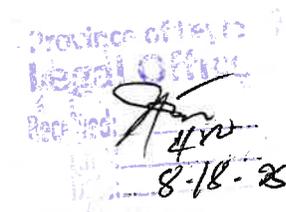
² G.R. No. 225442, August 08, 2017

³ "Juvenile Justice and Welfare Act of 2006."

Republic of the Philippines
PROVINCE OF LEYTE
Tacloban City
-o0o-

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
18 August 2024



The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein **Ordinance No. 31, series of 2025** of the Municipality of Jaro, Leyte, entitled: **An Ordinance imposing curfew hours against minors below 18 years old from 9:00 p.m. to 4:00 a.m., amending Municipal Ordinance No. 14, series of 1992, providing penalties thereof and for other purposes.**


FLORINDA JILL S. UYVICO
Secretary to the Sanggunian



Republic of the Philippines
Province of Leyte
MUNICIPALITY OF JARO
Office of the Sangguniang Bayan Secretary
Legislative Building
Corner Del Carmen and Real Streets

SANGGUNIANG PANLALAWIGAN

August 4, 2025

THE HONORABLE SANGGUNIANG PANLALAWIGAN
Provincial Capitol Complex
Tacloban City



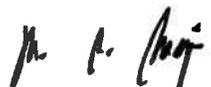
Thru: **Florinda Jill S. Uyvico**
Secretary to the Sanggunian

Madam;

Respectfully forwarding **MUNICIPAL ORDINANCE NO. 31**, series of 2025, otherwise known as, "AN ORDINANCE IMPOSING CURFEW HOURS AGAINST MINORS BELOW 18 YEARS OLD, FROM 9:00 P.M. TO 4:00 A.M., AMENDING ORDINANCE NO 14 SERIES OF 1992, PROVIDING PENALTIES AND FOR OTHER PURPOSES," for review and favorable action by the Honorable Sangguniang Panlalawigan.

Thank you in advance for your kind consideration on the matter.

Very truly yours,


NICOMEDES R. BORJA
Board Secretary V
Secretary to the Sanggunian

NOTED:


HON. PEDRO B. TAÑALA, JR.
Municipal Vice-Mayor
Presiding Officer



Republic of the Philippines
PROVINCE OF LEYTE
MUNICIPALITY OF JARO

SANGGUNIANG PANLALAWIGAN
RECEIVED
07 AUG 2025
OFFICE OF THE SANGGUNIANG BAYAN
MUNICIPALITY OF LEYTE

OFFICE OF THE SANGGUNIANG BAYAN

EXCERPT FROM THE MINUTES OF THE 117th REGULAR SESSION OF THE
SANGGUNIANG BAYAN OF JARO, LEYTE HELD AT THE SB SESSION HALL
LEGISLATIVE BUILDING ON FEBRUARY 24, 2025

PRESENT:

- | | |
|--------------------------------|---|
| HON. RODRIGO C. ARBAS | -Municipal Vice-Mayor/Presiding Officer |
| HON. JONELL MARTIN A. QUE | -SB Member |
| HON. LANDILINO T. KATANGKATANG | -SB Member |
| HON. JULIAN L. EMNAS | -SB Member |
| HON. FRANCISCO R. ALTRES | -SB Member/Majority Floor Leader |
| HON. LEO ANGELO T. PORMIDA | -SB Member |
| HON. ALEXANDER N. SALGADO | -SB Member |
| HON. PEDRO B. TAÑALA, JR. | -SB Member/ABC Fed.-President |
| HON. VIANCA MAE N. FAMILAR | -SB Member/SK Fed.-President |

ABSENT:

- | | |
|--------------------------|--|
| HON. GUALBERTO V. ELISES | -SB Member/Presiding Officer Pro-Tempore |
| HON. REY P. AURE | -SB Member |

INTRODUCED BY: HONORABLE ALEXANDER N. SALGADO
Chairman Committee on Peace and Order, and Public Safety

ORDINANCE NO. 31
SERIES OF 2025

AN ORDINANCE IMPOSING CURFEW HOURS AGAINST MINORS
BELOW 18 YEARS OLD FROM 9:00 TO 4:00 A.M., AMENDING
MUNICIPAL ORDINANCE NO. 14, SERIES OF 1992, PROVIDING
PENALTIES THEREOF AND FOR OTHER PURPOSES.

Be it enacted by the Sangguniang Bayan of Jaro, Leyte assembled:

SECTION 1. TITLE – This Ordinance shall be known as “The Curfew
Ordinance for Minors” of the Municipality Jaro, Leyte.

SECTION 2. PURPOSE – The purpose of this Section is to:

- A. Promote the general welfare and protect the general public through the reduction of juvenile violence and crime within the Municipality;

Land

[Signature]

Banalan

h. Ni Mi [Signature]

[Signature]

- B. Promote the safety and well-being of the Municipality's youngest citizens, a person below the age of eighteen (18) years old, whose experience renders them particularly vulnerable to becoming participants in unlawful activities, particularly unlawful drug activities, and to being victimized by older perpetrators of crime;
- C. Foster and strengthen parental responsibility for children.

SECTION 3. DEFINITIONS – As within this section, the following words and phrases shall have the meanings ascribed to them below:

- A. **Curfew Hours** – Refers to the hours from 9:00 in the evening to 4:00 in the morning on Monday to Sunday.
- B. **Emergency** – Refers to unforeseen circumstances, or the status or condition resulting therefrom, requiring immediate action to safeguard life, limb or property. The term includes, but is not limited to fires, natural disasters, automobile accidents, or other similar circumstances.
- C. **Establishment** - Refers to any privately-owned place of business within Jaro, Leyte operated for a profit, to which the public is invited, including, but not limited to any place of amusement or entertainment.

With respect to such establishment, the term "Operator" shall mean any person, and any firm, association, partnership (and the members or partners thereof) and/or any corporation (and the officers thereof) conducting or managing that establishment.

- D. **Minor** - Refers to any person under eighteen (18) years of age who has not been emancipated by a court order.
- E. **Officer** - refers to the Philippine National Police, Barangay Tanods or other law enforcement officer charged with the duty of enforcing the laws and/or ordinances of the Barangay and Municipality of Jaro, Leyte.

Janab

[Handwritten signature]

Januelan

h m i l o

[Handwritten signature]

[Handwritten signature]

F. Parent - refers to:

1. a person who is the minor's biological or adoptive parent and who has legal custody of the minor (including either parent, if custody is shared under a court order or agreement);
2. a person who is the biological or adoptive parent with whom the minor regularly resides;
3. a person judicially appointed as a legal guardian of the minor; and/or
4. a person eighteen (18) years of age or older standing in loco parentis, for the person to assume the care or physical custody of the child, or as indicated by any other circumstances).

G. Person - refers to an individual, not to any association, corporation, or any other legal entity.

H. Public Place - refers to any place to which the public or a substantial group of the public has access, including, but not limited to: streets, highways, roads, sidewalks, alleys, avenues, parks, and/or the common areas of schools, hospitals, apartment houses, office buildings, transportation facilities and shops.

I. Remain - refers to the following actions:

1. To linger or stay at or upon a place; and/or
2. To fail to leave a place when requested to do so by an officer or by the owner, operator or other person in control of that place.

Pansla

[Handwritten mark]

[Handwritten signature]

Jamela

[Handwritten signature]

- J. **Temporary Care Facility** - refers to a non-locked, non-restrictive shelter at which minors may wait, under visual supervision of the MSWD to be retrieved by a parent. No minors waiting in such facility shall be handcuffed and/or secured (by handcuffs or otherwise) to any stationary object.

SECTION 4. PROHIBITED ACTS

- A. It shall be unlawful for a minor, during curfew hours, to stay in any public places, to remain in any motor vehicle operating or parked, or to remain in the premises of any establishment within Jaro, Leyte, unless:

1. The minor is accompanied by a parent;
2. The minor is involved in an emergency;
3. The minor is engaged in an employment activity, or is going to or returning home from such activity;
4. The minor is on the sidewalk directly adjoining the place where he or she resides with a parent;
5. The minor is attending an activity sponsored by a school, religious, or civic organization, by a public organization or agency, or by another similar organization or entity, which activity is supervised by adults, and/or the minor is going to or returning from such an activity;

Provided, the said sponsoring school, religious, or civic-organization, public organization or agency are mandated to formally inform the Barangay Captains of those barangays where the minors are residing or returning to after the event.

Provided, further, that the Barangay Tanods patrolling in their respective Barangays shall see to it in securing the safe return of the minors to their respective homes.

Tanod
[Handwritten signature]

[Handwritten signature]

[Handwritten signature]

6. The minor is on an errand at the direction of a parent, and the minor has in his or her possession a writing signed by the parent containing the following information: the name, signature, address and telephone number (if any) of the parent authorizing the errand, the telephone number where the parent may be reached during the errand, the name of the minor, and a brief description of the errand, the minor's destination(s) and the hours the minor is authorized to be engaged in the errand;
7. The minor is involved in intertown travel, beginning and terminating in the Municipality of Jaro;
- B. It shall be unlawful for the minor's parent/s, legal guardian/s to knowingly permit, allow or encourage the minor to violate, par. (A) of Section 4;
- C. It shall be unlawful for a person who is the owner or operator of any motor vehicle to knowingly permit, allow or encourage the minor to violate, par. (A) of Section 4;
- D. It shall be unlawful for the operator/owner of any establishment, or for any person who is an employee thereof, to knowingly permit, allow or encourage a minor to remain in the premises of the establishment during curfew hours.

Provided, it shall be a defense to prosecution under this subsection that the operator or employee of the establishment promptly notified the police department that a minor is present at their establishment after curfew hours and refused to leave.

- E. It shall be unlawful for any minor to give a false name, address, or telephone number to any officer investigating a possible violation of this section.

Jamb

[Signature]

Jamb

[Signature]

[Signature]

[Signature]

[Signature]

F. Enforcement

1. Before taking any enforcement action, the Police officer shall initiate an immediate investigation for the purpose of ascertaining whether or not the presence of the minor in a public place, motor vehicle, and in an establishment during curfew hours is violating the preceding section.

a. If such investigation reveals that the minor is violating the prohibited acts provided for in Section 4, then:

1. If the minor has not previously been issued a warning for any such violation, then the officer shall issue a verbal warning to the parents of the minor, and to the minor child, which shall be followed by a written warning mailed by the police department to the minor and his or her parent(s), or

2. If the minor has previously been issued a warning for any such violation, then the officer shall charge the minor with a violation of this ordinance and shall issue a summons requiring the minor who is accompanied by his/her parents or legal guardian to appear in court.

b. As soon as practicable, the officer shall:

1. release the minor to his or her parent(s);
2. place the minor in a temporary care facility for a period not to exceed the remainder of the curfew hours, so that his or parent(s) may retrieve the minor;
3. if a minor refuses to give to the officer his or name and address, or refuses to give the name and address of his or her parent(s), or if no parent can be

Handwritten signature

Handwritten signature

Handwritten signature

Handwritten signature

Handwritten signature

located prior to the end of the applicable curfew hours, or if located, no parent appears to accept custody of the minor, the minor may be taken to a nonsecure crisis center or juvenile shelter and/or may be taken to a judge or to an officer of the juvenile court to be dealt with in the manner and procedures pursuant to an existing/prevailing laws.

SECTION 5. GUIDELINES IN APPREHENSION

- A. All apprehending officers shall wear their uniforms and proper identification (ID) at all times while on duty;
- B. The minor violating this Ordinance shall immediately be accompanied to his or her residence. The parents or guardian of the minor shall be notified by the apprehending officer.

Provided, that the minor shall be released to the said parents or guardians, without prejudice to the prosecution of the parents or guardians under the Code of Parental Responsibility.

Provided, Further, that none-resident minors, accompanied by their parents and/or guardian who were passing only the municipal streets and highways and not a by-standers, are not covered by this section.

- C. Should the violator (minor) refuses to be accompanied to his or her residence; he or she shall be brought to the Municipal Social Welfare and Development Department within twelve (12) hours from apprehension.

SECTION 6. PENALTY – Minors” who are caught violating this Curfew Hours shall be apprehended and brought to the Police Headquarters or station not for the purposes of detention but only for protective custody until Four O’clock in the morning (4:00 a.m.).

Randy

[Handwritten mark]

[Handwritten signature]

[Handwritten signature]

[Handwritten signature]

[Handwritten signature]

Provided, that a penalty shall be imposed, to the parents and/or guardian of the minor child for violation of this ordinance for their negligence in accordance to their parental obligations, as follows:

1st Offense – Stern warning to both the child and parents and/ or guardians;

2nd Offense – Community services, tree planting for 1 hour by the parents and/or guardians of the child;

3rd Offense and succeeding offense – Community service, tree planting for 1 hour, plus Php 500.00 fines for the parents and/or guardians for their negligence in taking care of their minor child.

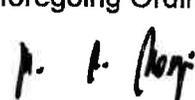
SECTION 7. SEPARABILITY CLAUSE - If for any reason, any section or provision of this Ordinance shall be held to be unconstitutional or invalid by competent authority, such judgment or action shall not affect or impair the other sections or provisions thereof.

 **SECTION 8. REPEALING CLAUSE** - All ordinances, rules and regulations, or part thereof, in conflict with, or inconsistent with any provisions of this Ordinance are hereby repealed or modified accordingly.

SECTION 9. EFFECTIVITY - This ordinance shall take effect Fifteen (15) days after a copy hereof is posted in at least three (3) conspicuous places in the municipality in accordance with the provision of R.A. 7160.

ENACTED ON FEBRUARY 24, 2025.

I HEREBY CERTIFY, to the correctness of the foregoing Ordinance.


NICOMEDES R. BORJA
Secretary to the Sanggunian
(Board Secretary V)

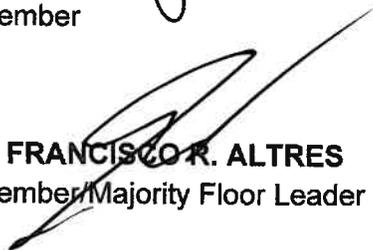


CONCURRED:


HON. JONES MARTIN A. QUE
SB Member


HON. LANDILINO T. KATANGKATANG
SB Member


HON. JULIAN L. EMNAS
SB Member


HON. FRANCISCO R. ALTRES
SB Member/Majority Floor Leader


HON. LEO ANGELO T. PORMIDA
SB Member

HON. GUALBERTO V. ELISES
SB Member/Presiding Officer Pro Tempore
Absent-Excused


HON. ALEXANDER N. SALGADO
SB Member

HON. REY P. AURE
SB Member
Absent-Excused


HON. PEDRO B. TAÑALA, JR.
SB Member/LIGA FED.-President


HON. VIANCA MAE N. FAMILAR
SB Member/LK FED.-President

ATTESTED:


HON. RODRIGO C. ARBAS
Municipal Vice-Mayor
SB Presiding Officer

APPROVED:


HON. JASSIE LOU TAÑALA
Municipal Mayor



Republic of the Philippines
PROVINCE OF LEYTE
MUNICIPALITY OF JARO

TANGGAPAN NG SANGGUNIANG BAYAN

**MINUTES OF THE 117th REGULAR SESSION OF THE SANGGUNIANG BAYAN
OF JARO, LEYTE HELD AT THE SB SESSION HALL LEGISLATIVE BUILDING
ON FEBRUARY 24, 2025.**

PRESENT:

HON. RODRIGO C. ARBAS	-Municipal Vice-Mayor/Presiding Officer
HON. JONELL MARTIN A. QUE	-SB Member
HON. LANDILINO T. KATANGKATANG	-SB Member
HON. JULIAN L. EMNAS	-SB Member
HON. FRANCISCO R. ALTRES	-SB Member/Majority Floor Leader
HON. LEO ANGELO T. PORMIDA	-SB Member
HON. ALEXANDER N. SALGADO	-SB Member
HON. PEDRO B. TAÑALA, JR.	-SB Member/LIGA Fed.-President
HON. VIANCA MAE N. FAMILAR	-SB Member/SK Fed.-President

ABSENT:

HON. GUALBERTO V. ELISES	-SB Member/Presiding Officer Pro-Tempore
HON. REY P. AURE	-SB Member

**CALL TO ORDER, PRAYER, SINGING OF THE NATIONAL ANTHEM, ROLL CALL,
READING AND APPROVAL OF PREVIOUS MINUTES:**

CALL TO ORDER

Honorable Rodrigo C. Arbas, Vice-Mayor and SB Presiding Officer called to order the 117th Regular Session of the Sangguniang Bayan, at 10:24 in the morning and then request the SB members to stand for the prayer followed by the Pambansang Awit.

PRAYER

The Body offered the prayer.

PAMBANSANG AWIT

The Body sang the National Anthem.

Familia
Kanala
Kilig

ROLL CALL

After the singing of the Pambansang Awit, the Chair request the SB Secretary to call the roll to determine if there is a quorum, as follows:

PRESENT:

HON. RODRIGO C. ARBAS	-Municipal Vice-Mayo/Presiding Officer
HON. JONELL MARTIN A. QUE	-SB Member
HON. LANDILINO T. KATANGKATANG	-SB Member
HON. JULIAN L. EMNAS	-SB Member
HON. FRANCISCO R. ALTRES	-SB Member/Majority Floor Leader
HON. LEO ANGELO T. PORMIDA	-SB Member
HON. ALEXANDER N. SALGADO	-SB Member
HON. PEDRO B. TAÑALA, JR.	-SB Member/LIGA Fed.-President
HON. VIANCA MAE N. FAMILAR	-SB Member/SK Fed.-President

ABSENT:

HON. GUALBERTO V. ELISES	-SB Member/Presiding Officer-Pro Tempore
HON. REY P. AURE	-SB Member

The Chair declared that with Nine (9) SB members present, the 117th SB Regular Session has a quorum, and request the Honorable Francisco R. Altres-SB Majority Floor Leader to proceed to the calendar of business for the day.

Hon. Altres took the floor and then request reading on the minutes of the previous session/s (115th and 116th SB Regular Session), and after the reading of the two (2) minutes, the Chair asks from the Body for any corrections to the minutes, and hearing none from the floor declared, that the minutes of the previous sessions is duly approved without corrections thereto, as read by the SB Secretary.

QUESTION HOUR

ITEM NO. 01: LEGISLATIVE INQUIRY PERTAINING TO THE MAY 12, 2025 NATIONAL AND LOCAL ELECTION, TO WIT:

- A. COMELEC laws on illegal vote buying;
- B. Legal Rules and Procedures on establishment of COMELEC Checkpoints;
- C. COMELEC Laws on PNP Warrantless Arrest; and
- D. Other COMELEC laws pertaining to the conduct of the local campaign, allowable and legal election paraphernalia's

RESOURCE PERSON/S:

1. **RAMONE RIZALEE DP. BALITON** - Election Officer III, COMELEC

The Chair informed the Body that pertaining to the question hour, the resource person Ramone Rizalle DP. Baliton-Election Officer III COMELEC, could not attend the SB Session today for Mrs. Baliton has just arrived from a seminar called by the COMELEC, the information has been communicated to the SB, just this morning by Mr. Joel Gayas-COMELEC staff.

Hon. Pormida opines and suggest, that before serving the invitation is to ask first Mrs. Baliton on her availability/schedule to attend the SB Session, for this time the Body has to understand that the COMELEC Election Officer is very busy.

Hon. Que speaks out that the suggestions of Hon. Pormida, is appropriate and in order; so that, Mrs. Baliton could give her schedule, when she could attend the SB Session.

The Chair opines that considering that Mrs. Baliton has a hectic schedule, the SB has to adjust for her schedule, when she could attend the SB Session.

Hon. Emnas speaks out and suggest to send someone from the SB/LSS to the COMELEC in order to asks from Mrs. Baliton, when she be available to attend the SB Session.

Hon. Que opines and said that in serving the letter of invitation to Mrs. Baliton, to see to it that it is legibly stamped received.

CALENDAR OF BUSINESS

A. BUSINESS FOR THE DAY:

ITEM NO. 01: EXECUTIVE AGENDA:
PROPONENT: HON. FRANCISCO R. ALTRES
Vice-Chairman Committee on Education

A PROPOSED RESOLUTION AUTHORIZING HONORABLE JASSIE LOU TAÑALA, THE LOCAL CHIEF EXECUTIVE, TO ENTER INTO AND SIGN A MEMORANDUM OF AGREEMENT (MOA) WITH THE EASTERN VISAYAS STATE UNIVERSITY OF TACLOBAN CITY REPRESENTED BY THEIR UNIVERSITY PRESIDENT, DR. DENNIS C. DE PAZ FOR ON-THE-JOB TRAINING OR INTERNSHIP.

Hon. Altres move the proposed resolution and it was duly seconded by the SB members present, and the Chair declare for the plenary discussions of the proposed legislative measure, and then directed Hon. Altres to proceed.

Hon. Altres informed the Body that the MOA between the LGU and EVSU is pertaining to the LGU-JARO hosting for the OJT/Internship of the EVSU students for completion of their Academic Program requirement.

The Chair asks from Hon. Altres, how many EVSU students' interns will be accommodated by the LGU in the duration of the internship program.

Hon. Altres speaks out and on his review of MOA there is no provision as to the number of EVSU students will be assigned to the LGU during the duration of the internship program.

The Chair opines and informed the Body that the SB has been previously enacting a resolution granting the authority to the LCE to enter into MOA with EVSU for the OJT Program.

Hon. Pormida opines and asks from Hon. Altres if the EVSU-OJT would be generally exclusively for students of LGU-JARO enrolled in EVSU.

Hon. Altres reply that in the MOA it did not provide that OJT students will be exclusively for students of LGU-JARO enrolled in EVSU.

The Chair opines and asks Hon. Altres on the duration of the MOA, for the EVSU-OJT program.

Hon. Altres reply that under par. 18, page 3 of the MOA it is valid for two (2) years from effectivity date, and renewable for another two (2) years unless terminated by the parties.

And with no further discussion, the Chair request Hon. Altres to offer the final motion, and it was duly seconded en masse.

And then after the Chair declared that for Item No. 01, an Executive Agenda under the Business for the Day, it has been moved, carried as approved en masse by the August Body.

ITEM NO. 02: EXECUTIVE AGENDA:

PROPONENT: HON. JULIAN L. EMNAS

Chairman Committee on Women's, Children, Disabled Persons and Senior Citizens

A PROPOSED RESOLUTION AUTHORIZING HONORABLE JASSIE LOU TAÑALA, THE LOCAL CHIEF EXECUTIVE, TO ENTER INTO AND SIGN A MEMORANDUM OF AGREEMENT (MOA) WITH THE DEPARTMENT OF SOCIAL WELFARE AND DEVELOPMENT (DSWD) THROUGH DSWD FIELD OFFICE VIII, REPRESENTED BY ITS REGIONAL DIRECTOR GRACE Q. SUBONG FOR THE IMPLEMENTATION OF THE SOCIAL PENSION PROGRAM INTENDED FOR INDIGENT SENIOR CITIZENS IN THE MUNICIPALITY OF JARO, LEYTE.

Hon. Emnas move the proposed resolution and it was duly seconded by Hon. Salgado, Hon. Pormida, Hon. Katangkatang, Hon. Que and Hon. Tañala, and then the Chair directed Hon. Emnas to proceed to the plenary discussion of the above proposed legislative measure.

Hon. Emnas opines and invite the attentions of the Body on par. 1, A (3), page 2 in the MOA, provides that the DSWD Field Office VIII, in connection with the distribution of Social Pension and Liquidation will transfer the funds to the LGU.

Hon. Que inquire from Hon. Emnas on the mode of the transfer of funds from the DSWD to the LGU intended for the Social Pension implementation, and further suggest to Hon. Emnas, to require the MSWDO-Mrs. Rita A. Arañez to submit to the SB the final list of qualified beneficiaries for the Social Pension Program.

Hon. Emnas reply that under par (b) (2) page 3, the Municipal Treasurer or the authorized representative of the LGU-JARO shall claim the check from the DSWD-Field Office VIII and shall issue an official receipt; further, Hon. Emnas said that pertaining to the request of Hon. Que for the final list of qualified Social Pension beneficiaries, he will ask Miss Arañez-MWSDO, to bring with her the list when she attends the committee meeting.

In addition, thereto, Hon. Salgado said that on his view the final list of beneficiaries for the Indigent Social Pensions, can be best be obtained at the Mayor's Office.

[Handwritten signature]
[Handwritten signature]

[Handwritten signature] *[Handwritten signature]* *[Handwritten signature]* *[Handwritten signature]*

Further, Hon. Salgado said that if the SB members will still remember, in the listing and identification of beneficiaries for the AKAP Program in the LGU, there is an employee under the Mayor's Office in-charge for the listing, and not the MSWDO.

Hon. Salgado continue, that there are unverified complaints from the different barangay constituents that during the listing of AKAP beneficiaries it was selective, as to who can receive the AKAP benefits, and that he hopes that this will not happen in the implementation of the Indigent Social Pension (ISP) program, for it has to be fairly implemented, and be given only to those senior citizens who are qualified.

The Chair opines and suggest to Hon. Emnas to see to it that the final list of the Indigent Social Pension beneficiaries from the MSWDO will be ready and available during the committee meeting, and suggest further to inquire from Mrs. Rita E. Arañez-MSWDO, on whether the pension payout is still for the year 2024 or 2025, in order to determine/know on the status of the implementation of the Social Pension Program for the indigent senior citizens in the LGU in the previous year.

At this juncture Hon. Emnas move to defer the approval of the proposed resolution for considering that there are inquiries from the SB members, and in order for Mrs. Rita E. Arañez to have the time to submit the final list of the beneficiaries, and most likely, to invite Mrs. Arañez-MSWDO, to attend a committee meeting, to be called for sometime within this week, or during the March 3, 2025 SB Regular Session.

Hon. Que opines and suggest to Hon. Emnas to asks from the MSWDO, the qualifications of the senior citizens for those who are none-members, so that they could avail the Indigent Social Pension benefits ISP.

The Chair opines that the MOA is urgent and suggest for the committee for the SB convening as a whole to review the executive agenda, and to invite Mrs. Rita E. Arañez, to the committee meeting to answer the inquiries of the SB members.

Hon. Altres said that considering that the executive agenda is urgent, to refer the proposed resolution to the committee for review, will basically cause a delay.

Hon. Que said that the Social Pension Program is a regular program of the DSWD which is being implemented by the DSWD and the LGU; however, the MSWD failed to attached the list of the beneficiaries, who are qualified to receive the pension benefit to determine that those listed by the MSWDO are those senior citizens entitled to receive the benefit, for there might be (“bangin la”) included who are government pensioners (ex. SSS, GSIS).

Hon. Emnas in addition thereto, said that it was his primary purpose to refer first the proposed resolution to the committee for review, and for Mrs. Arañez-MSWDO to submit to the committee the final list of the Senior Citizens, who are qualified to receive the social pension, for according to Hon. Que, there might be (bangin la) there are included who are not qualified to receive the social pension benefit.

Hon. Altres speaks out that Hon. Que and Hon. Emna used the term (bangin la), meaning there might be possibilities that there are included in the final list of the MSWDO of persons who are not qualified to receive the social pension, and asks the gentlemen if they have proof, for on his view it is only somewhat delaying tactics to approved the executive agenda (resolution).

Hon. Emnas reply that he is the chairperson of the committee, his motion to refer the resolution to the committee for review is in order, he understands that the proposed legislative measure is an executive agenda; however, there is a need for some clarifications, which only Mrs. Rita E. Arañez could answer, and he beg to disagree to the statement of Hon. Altres that it is somewhat a delaying tactics for the approval of the resolution.

Hon. Pormida opines that it has been his observations, that whenever there is an executive agenda, there is no complete attachment, and further said that he would like to remind in a humble manner the Mayor’s Office personnel in-charge on the preparation of the executive agenda, that before it is submitted to the Sangguniang Bayan, to see to it that there is a complete supporting documents, as references during the approval of the proposed resolution requested by the LCE.

Further, Hon. Pormida said that he noticed that the MOA for the implementation of the Social Pension Program there are so many blank spaces, which should have been filled-in by the MSWDO or the Mayor's Office before submitting the executive agenda to the Sanggunian, so on his opinion and the Body will agree to him, that it is not appropriate to let the LCE sign a blank MOA, which on his view are vital information in the MOA which are not indicated.

Hon. Altres opines that the SB has been doing this previously that even without complete documents attach to the executive agenda, it is being approve by the Body.

Hon. Pormida said that previously it was tolerated by the Sangguniang Bayan by approving an executive agenda without even a single supporting documents, and further said, that this time the SB shall be careful, and must review first if documents are complete to support the executive agenda, that all vital informations in the MOA are indicated [ex. for the Social Pension Program-the MOA does not indicate how much is to be download to the LGU for the program, page 2, par. 1, A, (3)].

Hon. Altres took the floor and request the Chair to be recognized.

Hon. Pormida opines and raised a point of order, that he has still the floor, and discussing something, it is not appropriate for Hon. Altres to seek for the floor while someone still talking.

The Chair ask Hon. Pormida, if he has still something to say, and hearing none, give the floor to Hon. Altres.

Pamalan
Hon. Altres opines and said that on his observation, the SB Regular Session today, it seems that there exist among the SBM unfavorable atmosphere, for as he was saying the SB has previously approving an executive agenda even without a complete supporting document.

Panch
Hon. Pormida speaks out, and beg to disagree on the statement of Hon. Altres that the outlook of the SB during session has tensions or is not good anymore, for it is appropriate for the SB members to inquire those necessary documents to be attach to the executive agenda, "and further said that with due respect to Hon. Altres, advise him to relax; breath and to be mindful on delivering his statements".

Hon. Que opines and said that if previously, the SB have been approving an executive agenda even without complete document, as said by one of the SB members, the SB tolerates it. The SB members has been chosen by the people, on the hope that the SB will work for the betterment of the municipality, beneficial to the people.

Further, Hon. Que said if the SB will still continue to approve a blank MOA, which has been previously been done, according to Hon. Que, where is the change for the better, if the SB will still adapt such attitude of approving an executive agenda without complete supporting documents, and without discussing it thoroughly.

Hon. Que continue as to the comment of Hon. Altres on the word "bangin la" or "there might be", which Hon. Altres challenged if there is proof, assures Hon. Altres that he could bring one senior citizen which is most qualified to receive the social pension program, which is not listed in the MSWDO as among of the beneficiaries.

Hon. Altres speaks out and assures Hon. Pormida that he is mindful on his statements or on what he been saying, for previously the SB has been approving an executive agenda, even if it is lacking some supporting documents, and it was his observations, that after the filing of the certificates of candidacy, some of the SB members has been scrutinizing page by page every MOA, that to his mind the executive agenda, seems not to be a priority of some of the SB members.

Hon. Que opines and beg to disagree on the statement of Hon. Altres that the executive agenda is not a priority by some of the SB members, for it is not true. Further, Hon. Que said for he cannot remember any executive agenda which has not been acted upon by the SB, there are seldom cases that it is held in abeyance, subject for committee review to verify some important matters concerning to the implementation of any particular program or for compliance of supporting documents, but not for the purpose of delaying the approval.

Hon. Que continue that Hon. Altres is the one preparing the Calendar of Business for the SB sessions, he signs the same, if there a person who will cause the delay on the approval an executive agenda, it is Hon. Altres, if he will not include the executive agenda in the Calendar of Business.

Hon. Altres speaks out that he begs to disagree on the statement of Hon. Que, for all executive agenda submitted to the SB for approval are always included in the calendar of business, and he is not the one delaying the approval of any executive agenda/s, on his opinion there are only some SB members who causes the delay.

The Chair opines that an executive agenda is an urgent matter for immediate considerations of the SB; hence, it should be supported by a complete supporting document to avoid its delay by referring it to the committee concerned for review and/or for compliance of some lacking supporting documents.

Further, the Chair said that even the executive agenda is not included in the calendar of business, and it is submitted when the SB is already in session, it should be a priority agenda over-and-above other business for the day. However, the Chair said if there are inquiries pertaining to some important matters contained in the MOA, that cannot be answered by the proponent, the LGU Office Head, shall be called-in to answer, or the executive agenda can be referred to the committee concerned for further review; but it does not mean that the approval of any particular executive agenda is being delayed.

Samuelin
The Chair continue that Hon. Emnas the proponent of the proposed resolution moved to refer first the agenda to the committee for review, for there are important matters subject for inquiry from Mrs. Rita E. Arañez-MSWDO; (1) why there are missing informations in the MOA for the Indigent Social Pension (ISP); such as the amount to be downloaded to the LGU by the DSWD intended for the pay-out; (2) if the final list of the ISP beneficiaries are all qualified to receive, and this vital informations has to be clarified, and it is only Mrs. Arañez-MSWDO who could answer. The Chair further said, the SB members have to respect the decision of the proponent.

Pangalo
Hon. Pedro B. Tañala, Jr., thru the Chair share a vital informations in connection to the listing of the Indigent Social Pension (ISP) program; according to him, the guidelines of the DSWD, provides, among others, that the beneficiaries of the ISP program shall be an indigent and qualified senior citizen of the municipality.

[Signature]

[Signature]

[Signature]

Further, Hon. Tañala said that on his opinion the MSDW identifications and validations on the listing of the ISP beneficiaries, is seemingly not so perfect, that is why during the previous ABC monthly meeting, all of the 46 Barangay Chairmen, have been advised to check the listing of beneficiaries in their respective barangay given to them by the MSWDO, if the list of the ISP beneficiary is all qualified to avail/received the Indigent Social Pension (ISP).

Hon. Tañala, further said, that in Barangay I, in order to determine if the MSWDO list of ISPs beneficiaries are all qualified, it has initiated to review the list, and it has been found out, that indeed there are included in the listing who are not an indigent senior citizen and are not qualified to receive the Indigent Social Pension benefits, and were excluded/deleted in the list for Barangay I.

The Chair opines and extends thanks to Hon. Tañala on his generosity to provide, such a very important informations, for there are unverified informations that allegedly there are ISP beneficiaries that are not qualified to receive the benefits, which needs to be check by every barangay, just like what the Barangay I did; so that, the recipient/beneficiaries of the ISPs are really legitimate.

Further, the Chair declared that as moved by Hon. Emnas to refer the proposed resolution to the committee for review, for some clarifications on the concerns of the SB members from Mrs. Rita E. Arañez-MSWDO, the final approval of the proposed resolution (an executive agenda) will be held in abeyance until the next SB Regular Session on March 3, 2025, and then further advised Hon. Emnas to conduct immediately the committee meeting within this week, the SB members convening as a committee of one and to see to it to contact Mrs. Arañez-MSWDO, for her to attend the committee meeting.

ITEM NO. 03: EXECUTIVE AGENDA:

PROPONENT: HON. PEDRO B. TAÑALA, Jr.

Chairman Committee on Social Welfare and Development, and Human Rights.

A PROPOSED RESOLUTION AUTHORIZING HONORABLE JASSIE LOU TAÑALA, MUNICIPAL MAYOR, TO ENTER INTO AND SIGN A SPECIFIC IMPLEMENTATION AGREEMENT (SIA) WITH THE DEPARTMENT OF SOCIAL WELFARE AND DEVELOPMENT (DSWD), FIELD OFFICE VIII, WITH PRINCIPAL OFFICE AT GOVERNMENT CENTER, CANDAHUG, PALO, LEYTE, REPRESENTED BY ITS REGIONAL DIRECTOR GRACE Q. SUBONG, INTENDED FOR THE IMPLEMENTATION OF THE MILK FEEDING PROGRAM IN THE MUNICIPALITY OF JARO, LEYTE.

Hon. Pedro B. Tañala, Jr., move the proposed resolution, and it was duly seconded by the SB members present, and then after the Chair declare the plenary discussions, and then give the floor to Hon. Tañala.

Hon. Tañala took the floor and informed the Body that the SIA is pertaining to R.A. No. 11037, known as the "Masustansiyang Pagkain para sa Batang Pilipino Act 2018", which mandates the DSWD to implement the program with the coordination of the DA, PCC, CDA and the LGUs.

Further, Hon. Tañala said that there is a counterpart of the LGU, as provided for in par (2), sub-par. 7, 8 and also in par. 9, the period of implementations of the program, to wit:

- a. Par. 7 – The LGU should provide freezer/proper storage facilities to ensure and preserve the safety as well as good quality of the product (Milk) before allowing distribution to the different CDCs;
- b. Par. 8 – Provides the counterpart cost in the delivery of goods from the municipality to the barangay/CDCs; and
- c. Par. 9 – Ensures completion of the program within 120 feeding days unless inevitable circumstances arise which are beyond our control.

Hon. Que opines considering that the counterpart of the LGU is provided under the SIA, asks from Hon. Tañala who are the beneficiaries of the program and how will it be implemented.

Hon. Tañala said that in the previous session Mrs. Rita E. Arañez-MSWDO presented the MOA for the SB approval pertaining to the 500 children who are the beneficiaries for the Supplementary Feeding Program 15th Cycle (C.Y. 2025), the beneficiaries of the Milk Feeding Program are the same for Children enrolled in the different barangay Child Development Centers (CDCs), which would likewise be implemented sometime in June 2025.

The Chair opines that as stated by Hon. Tañala the Milk Feeding Program is separate from the Supplementary Feeding Program, its funding from the DSWD is separate; however, the beneficiaries are the same of Children of age 4–5-year-old, and who are enrolled in the different Child Development Centers (CDCs).

Further the Chair said that the DSWD Milk Feeding Program requires a counterpart from the LGU which is the provision of freezer, and transportation expenses to deliver the goods/milk to the different barangays.

Hon. Tañala speaks out that the two (2) DSWD Program are separate, the only difference is that in the Milk Feeding Program, the LGU is required to provide freezer, and to shoulder the expenses for the delivery of the goods/milk to the different barangays.

Hon. Pormida opines that under the Specific Implementation Agreement (SIA) the LGU is required to provide freezer, which he believes is not just an ordinary freezer for it has a controlled temperature which the cost of the same can be charge under the capital outlays.

Further, Hon. Pormida advise Hon. Tañala to verify with the MSWDO on the sources of funding of the counterpart of the LGU, or perhaps to asks from the MBO-Mr. Juancho C. Bonayon, if there are budgetary allocations for the program, which may be under the SPAs.

Hon. Tañala opines that the advice of Hon. Pormida, is noted and he will ask the MSWDO-Mrs. Arañez, and the MBO-Mr. Bonayon on the sources of the budgetary requirement, for the counterpart of the LGU, for the implementation of the Milk Feeding Program.

The Chair opines that Hon. Pormida is correct that the counterpart freezer of the LGU is not just an ordinance freezer for it has a controlled temperature and most likely is quite expensive, for it is used for storage of perishable goods, such as milk, and then advise Hon. Tañala, to make sure he could discuss the sources of funding with the MBO and MSWDO; so that, the freezer will be ready available for use before the month of June 2025 for the implementation of the program.

Hon. Tañala speaks out that the suggestion of Hon. Pormida and the Chair is noted and assures the Body that he will discuss the funding sources for the program with the MBO and MSWDO.

Further, Hon. Tañala said that considering that there are still inquiries pertaining to the program, move to defer its approval, and to invite Mrs. Arañez-MSWDO for a committee meeting to clarify all the inquiries of the SB; and considering that Mrs. Arañez-MSWDO will be attending the committee meeting of Hon. Emnas, suggest to jointly conduct the committee meeting, considering that the two (2) programs (SFP and Milk Feeding) are all grants from the DSWD.

The Chair opines as move by Hon. Tañala, the approval of the executive agenda under Item No. 03, under the business for the day is deferred subject for committee review and reiterates to the Body that there will be a joint committee meeting, with the same resource persons only, Mrs. Rita E. Arañez-MSWDO, the schedule of the committee meeting will be subject for the availability of Mrs. Arañez.

At this juncture the Chair sent an SB/LSS to the MSWDO to ask Mrs. Arañez if she will be available to attend a joint committee meeting within this week, and after the Chair informed the Body that Mrs. Arañez could attend the joint committee on Friday-February 28, 2025, for according to Mrs. Arañez, she will be attending a seminar at the DSWD-Field Office VIII.

Hon. Que opines and advise Hon. Tañala to fast-track his inquiry from Mrs. Rita E. Arañez-MSWDO, for there is one SB member, that once an executive agenda is being referred to the committee subject for some clarifications and/or lack of supporting documents for compliance, he might be accused of delaying the approval, and to make sure that his inquiry be made immediately/right-away, for he might be scolded also (bangin ka mabusaan).

At this juncture the Chair declare a lunch break at 1:18 P.M., and session resumed at 1:38 P.M.

ITEM NO. 04: APPROVAL ON THIRD-AND-FINAL READING OF ORDINANCE NO. 31, SERIES OF 2025. SPONSORED BY: HON. ALEXANDER N. SALGADO, Chairman Committee on Peace and Order, Public Safety and Transportation

**ORDINANCE NO 31,
SERIES OF 2025**

AN ORDINANCE IMPOSING CURFEW HOURS AGAINST MINORS, BELOW 18 YEARS OLD, FROM 9:00 P.M. TO 4:00 A.M., AMENDING ORDINANCE NO. 14 SERIES OF 1992, PROVIDING PENALTIES AND FOR OTHER PURPOSES.

The Chair opines and give the floor to Hon. Salgado to offer the final motion.

Before the final motion, Hon. Salgado manifest that subject Ordinance for final approval has already passes through the three-reading principle, and all the amendments sponsored by some of the SB members, have been included already in the final draft of the Ordinance (ex. Section 6-Penalties; Section 5 (b) page 7), and further said that Ordinance No. 31, Series of 2024 is now ready for final approval.

The Chair opines as stated by Hon. Salgado, the final draft of the subject ordinance, includes already the amendment thereto, and then ask from the Body if there are still some clarifications, and hearing none from the floor, request Hon. Salgado to offer the final motion.

Hon. Salgado took the floor and then move for the final approval of Ordinance No. 31, Series of 2024, and it was duly seconded en masse by all of the SB members present.

And then after, the Chair declared that Ordinance No. 31, Series of 2024, has been moved, caried, and approved en masse, under the third-and-final reading, and then extends congratulations to Hon. Salgado, for a job-well-done.

OTHER MATTERS:

1. The Chair informed the Body pertaining to the prescribed LGU Uniform for Mondays; which is Polo Barong for men, and filipin lana dress for women.

And for further informations on the prescribed LGU-Uniform called Mrs. Maria Luisa R. Corsanes, to explain more further to the Body.

2. Hon. Pormida for the records informed the Body the LFC committee has submitted already today-February 24, 2025, the 2025 AIP and Annual Budget.

Further, Hon. Pormida said that partial verifications on the documents, there are several pages in the Annual budget which has no signature of the mayor and some of the department heads, hence it will be returned for their signature.

Hon. Pormida continues that for the records also, the 2025 AIP lacks the mandatory plans, which will be simultaneously reviewed with the AIP. The different plans for the PPAs are a mandatory attachment to the 2025 Annual Budget, for it is likewise reviewed by the Provincial Budget Office.

Hon. Pormida continues that the AIP C.Y. 2025 will be calendar on the next SB Session, March 3, 2025, to be referred to the committee for review; but it will be subject for the submission of the different plans by the LFCMPDC.

The Chair opines and said that the DBM Local Budget Circular, provides that the AIP shall be approved first by the Sangguniang Bayan, and then after the Annual Budget, it is a procedural process that must be adhered/complied to.

3. Hon. Pormida informed the Body, that he will be presenting the records of the consultative meeting with the vendors at the Public Market held on February 19, 2025, for reading and adoption of the SB.

The Chair opines that as far as he can remember there are at least two (2) resolutions that has been enacted by the committee. Hon. Pormida said that the committee has enacted two (2) resolutions.

4. Hon. Pormida asks on the status of the different request from different offices (BAC, MEO, MACCO), pertaining to the documents of RHU-Purchase of medicines and status of infrastructure implementation, spearheaded by the Municipal Engineering Office.

The Chair asks from the Body for any other matters, and hearing none from the floor, request Hon. Altres the motion for the adjournment.

And with no more business to be transacted, on motion of Hon. Francisco R. Altres-Majority Floor Leader, to adjourn the session duly seconded en masse, the Chair declared the 117th SB Regular Session adjourned at 1:59 P.M.

EXCERPT RESOLUTION/ORDINANCE:

**ITEM NO. 01. PROPONENT: HON. LEO ANGELO T. PORMIDA
Chairman Committee on Finance, Budget and Appropriations**

RESOLUTION NO. 2025-572

A RESOLUTION AUTHORIZING HONORABLE JASSIE LOU TAÑALA, LOCAL CHIEF EXECUTIVE, TO ENTER INTO AND SIGN A MEMORANDUM OF AGREEMENT (MOA), WITH THE EASTERN VISAYAS STATE UNIVERSITY (EVSU), WITH PRINCIPAL OFFICE ADDRESS IN ARCHBISHOP LINO R GONZAGA AVENUE, TACLOBAN CITY, DULY REPRESENTED BY ITS UNIVERSITY PRESIDENT, DR. DENNIS C. DE PAZ, FOR THE IMPLEMENTATION OF THE ON-THE-JOB TRAINING/INTERNSHIP IN THE MUNICIPALITY OF JARO, LEYTE.

WHEREAS, presented to the body by the Chairman of the Committee on Education, Legal Matters, Laws and Privileges for approval of the Sangguniang Bayan is an executive agenda, authorizing Honorable Jassie Lou Tañala, Local Chief Executive, to enter into and sign a Memorandum of Agreement with EVSU, Tacloban City, for the implementation of the EVSU On-the-Job-Training/Internship, in the Municipality of Jaro, Leyte;

WHEREAS, it understood that the agreement between the LGU and EVSU, represented by its University President, Dr. Dennis C. DE Paz, is for the mutual compliance on the roles and responsibilities of the parties, specifically provided for in the MOA;

WHEREAS, the MOA is entered into by and between the LGU and DSWD to signify that both parties can cooperate and coordinate in the implementation of an effective and sustainable OJT/Internship Program in the Municipality of Jaro, Leyte;

NOW, THEREFORE, on motion of **Honorable Francisco R. Altres**, duly seconded en masse by the Honorable Sanggunian members present be it-

RESOLVED, AS IT IS HEREBY RESOLVED TO AUTHORIZED HONORABLE JASSIE LOU TAÑALA, LOCAL CHIEF EXECUTIVE TO ENTER INTO AND SIGN A MEMORANDUM OF AGREEMENT (MOA), WITH THE EASTERN VISAYAS STATE UNIVERSITY, (EVSU), WITH PRINCIPAL OFFICE ADDRESS IN ARCHBISHOP LINO R. GONZAGA AVENUE, TACLOBAN CITY, DULY REPRESENTED BY ITS UNIVERSITY PRESIDENT, DR. DENNIS C. DE PAZ, FOR THE IMPLEMENTATION OF THE ON-THE-JOB TRAINING/INTERNSHIP IN THE MUNICIPALITY OF JARO, LEYTE;

RESOLVED FINALLY, to furnished copy of this resolution to the Municipal Mayor, the University President of EVSU, Tacloban City, the HRMO and to other concerned offices for their information, guidance and appropriate actions deemed necessary.

APPROVED ON FEBRUARY 24, 2025.

ITEM NO. 02: APPROVAL ON THIRD-AND-FINAL READING OF ORDINANCE NO. 31, SERIES OF 2024. SPONSORED BY: HON. ALEXANDER N. SALGADO, Chairman Committee on Peace and Order, Public Safety and Transportation

INTRODUCED BY: HONORABLE ALEXANDER N. SALGADO
Chairman Committee on Peace and Order, and Public Safety

ORDINANCE NO. 31
SERIES OF 2025

AN ORDINANCE IMPOSING CURFEW HOURS AGAINST MINORS BELOW 18 YEARS OLD FROM 9:00 TO 4:00 A.M., AMENDING MUNICIPAL ORDINANCE NO. 14, SERIES OF 1992, PROVIDING PENALTIES THEREOF AND FOR OTHER PURPOSES.

Be it enacted by the Sangguniang Bayan of Jaro, Leyte assembled:

SECTION 1. TITLE – This Ordinance shall be known as “**The Curfew Ordinance for Minors**” of the Municipality Jaro, Leyte.

SECTION 2. PURPOSE – The purpose of this Section is to:

- A. Promote the general welfare and protect the general public through the reduction of juvenile violence and crime within the Municipality;
- B. Promote the safety and well-being of the Municipality's youngest citizens, a person below the age of eighteen (18) years old, whose experience renders them particularly vulnerable to becoming participants in unlawful activities, particularly unlawful drug activities, and to being victimized by older perpetrators of crime;
- C. Foster and strengthen parental responsibility for children.

SECTION 3. DEFINITIONS – As within this section, the following words and phrases shall have the meanings ascribed to them below:

- A. **Curfew Hours** – Refers to the hours from 9:00 in the evening to 4:00 in the morning on Monday to Sunday.
- B. **Emergency** – Refers to unforeseen circumstances, or the status or condition resulting therefrom, requiring immediate action to safeguard life, limb or property. The term includes, but is not limited to fires, natural disasters, automobile accidents, or other similar circumstances.
- C. **Establishment** - Refers to any privately-owned place of business within Jaro, Leyte operated for a profit, to which the public is invited, including, but not limited to any place of amusement or entertainment.

With respect to such establishment, the term "Operator" shall mean any person, and any firm, association, partnership (and the members or partners thereof) and/or any corporation (and the officers thereof) conducting or managing that establishment.

D. Minor - Refers to any person under eighteen (18) years of age who has not been emancipated by a court order.

E. Officer - refers to the Philippine National Police, Barangay Tanods or other law enforcement officer charged with the duty of enforcing the laws and/or ordinances of the Barangay and Municipality of Jaro, Leyte.

F. Parent - refers to:

1. a person who is the minor's biological or adoptive parent and who has legal custody of the minor (including either parent, if custody is shared under a court order or agreement);
2. a person who is the biological or adoptive parent with whom the minor regularly resides;
3. a person judicially appointed as a legal guardian of the minor; and/or
4. a person eighteen (18) years of age or older standing in loco parentis, for the person to assume the care or physical custody of the child, or as indicated by any other circumstances).

G. Person - refers to an individual, not to any association, corporation, or any other legal entity.

H. Public Place - refers to any place to which the public or a substantial group of the public has access, including, but not limited to: streets, highways, roads, sidewalks, alleys, avenues, parks, and/or the common areas of schools, hospitals, apartment houses, office buildings, transportation facilities and shops.

I. Remain - refers to the following actions:

1. To linger or stay at or upon a place; and/or
2. To fail to leave a place when requested to do so by an officer or by the owner, operator or other person in control of that place.

J. Temporary Care Facility - refers to a non-locked, non-restrictive shelter at which minors may wait, under visual supervision of the MSWD to be retrieved by a parent. No minors waiting in such facility shall be handcuffed and/or secured (by handcuffs or otherwise) to any stationary object.

SECTION 4. PROHIBITED ACTS

A. It shall be unlawful for a minor, during curfew hours, to stay in any public places, to remain in any motor vehicle operating or parked, or to remain in the premises of any establishment within Jaro, Leyte, unless:

1. The minor is accompanied by a parent;
2. The minor is involved in an emergency;
3. The minor is engaged in an employment activity, or is going to or returning home from such activity;
4. The minor is on the sidewalk directly adjoining the place where he or she resides with a parent;
5. The minor is attending an activity sponsored by a school, religious, or civic organization, by a public organization or agency, or by another similar organization or entity, which activity is supervised by adults, and/or the minor is going to or returning from such an activity;

Provided, the said sponsoring school, religious, or civic-organization, public organization or agency are mandated to formally inform the Barangay Captain/s of those barangays where the minors are residing or returning to after the event.

Provided, further, that the Barangay Tanods patrolling in their respective Barangays shall see to it in securing the safe return of the minors to their respective homes.

6. The minor is on an errand at the direction of a parent, and the minor has in his or her possession a writing signed by the parent containing the following information: the name, signature, address and telephone number (if any) of the parent authorizing the errand, the telephone number where the parent may be reached during the errand, the name of the minor, and a brief description of the errand, the minor's destination(s) and the hours the minor is authorized to be engaged in the errand;
7. The minor is involved in intertown travel, beginning and terminating in the Municipality of Jaro;

B. It shall be unlawful for the minor's parent/s, legal guardian/s to knowingly permit, allow or encourage the minor to violate, par. (A) of Section 4;

C. It shall be unlawful for a person who is the owner or operator of any motor vehicle to knowingly permit, allow or encourage the minor to violate, par. (A) of Section 4;

D. It shall be unlawful for the operator/owner of any establishment, or for any person who is an employee thereof, to knowingly permit, allow or encourage a minor to remain in the premises of the establishment during curfew hours.

Provided, it shall be a defense to prosecution under this subsection that the operator or employee of the establishment promptly notified the police department that a minor is present at their establishment after curfew hours and refused to leave.

E. It shall be unlawful for any minor to give a false name, address, or telephone number to any officer investigating a possible violation of this section.

F. Enforcement

1. Before taking any enforcement action, the Police officer shall initiate an immediate investigation for the purpose of ascertaining whether or not the presence of the minor in a public place, motor vehicle, and in an establishment during curfew hours is violating the preceding section.

a. If such investigation reveals that the minor is violating the prohibited acts provided for in Section 4, then:

1. If the minor has not previously been issued a warning for any such violation, then the officer shall issue a verbal warning to the parents of the minor, and to the minor child, which shall be followed by a written warning mailed by the police department to the minor and his or her parent(s), or

2. If the minor has previously been issued a warning for any such violation, then the officer shall charge the minor with a violation of this ordinance and shall issue a summons requiring the minor who is accompanied by his/her parents or legal guardian to appear in court.

b. As soon as practicable, the officer shall:

1. release the minor to his or her parent(s);

2. place the minor in a temporary care facility for a period not to exceed the remainder of the curfew hours, so that his or parent(s) may retrieve the minor;
3. if a minor refuses to give to the officer his or name and address, or refuses to give the name and address of his or her parent(s), or if no parent can be located prior to the end of the applicable curfew hours, or if located, no parent appears to accept custody of the minor, the minor may be taken to a nonsecure crisis center or juvenile shelter and/or may be taken to a judge or to an officer of the juvenile court to be dealt with in the manner and procedures pursuant to an existing/prevailing laws.

SECTION 5. GUIDELINES IN APPREHENSION

- A. All apprehending officers shall wear their uniforms and proper identification (ID) at all times while on duty;
- B. The minor violating this Ordinance shall immediately be accompanied to his or her residence. The parents or guardian of the minor shall be notified by the apprehending officer.

Provided, that the minor shall be released to the said parents or guardians, without prejudice to the prosecution of the parents or guardians under the Code of Parental Responsibility.

Provided, Further, that none-resident minors, accompanied by their parents and/or guardian who were passing only the municipal streets and highways and not a by-standers, are not covered by this section.

- C. Should the violator (minor) refuses to be accompanied to his or her residence; he or she shall be brought to the Municipal Social Welfare and Development Department within twelve (12) hours from apprehension.

SECTION 6. PENALTY – Minors” who are caught violating this Curfew Hours shall be apprehended and brought to the Police Headquarters or station not for the purposes of detention but only for protective custody until Four O’clock in the morning (4:00 a.m.)

Provided, that a penalty shall be imposed, to the parents and/or guardian of the minor child for violation of this ordinance for their negligence in accordance to their parental obligations, as follows:

1st Offense – Stern warning to both the child and parents and/ or guardians;

2nd Offense – Community services, tree planting for 1 hour by the parents and/or guardians of the child;

3rd Offense and succeeding offense – Community service, tree planting for 1 hour, plus Php 500.00 fines for the parents and/or guardians for their negligence in taking care of their minor child.

SECTION 7. SEPARABILITY CLAUSE - If for any reason, any section or provision of this Ordinance shall be held to be unconstitutional or invalid by competent authority, such judgment or action shall not affect or impair the other sections or provisions thereof.

SECTION 8. REPEALING CLAUSE - All ordinances, rules and regulations, or part thereof, in conflict with, or inconsistent with any provisions of this Ordinance are hereby repealed or modified accordingly.

SECTION 9. EFFECTIVITY - This ordinance shall take effect Fifteen (15) days after a copy hereof is posted in at least three (3) conspicuous places in the municipality in accordance with the provision of R.A. 7160.

ENACTED ON FEBRUARY 24, 2025.

I HEREBY CERTIFY, to the correctness of the foregoing records of the proceedings.

M. A. Borja
NICOMEDES R. BORJA
Secretary to the Sanggunian
(Board Secretary V)



CONCURRED:


HON. JONEEL MARTIN A. QUE
SB Member

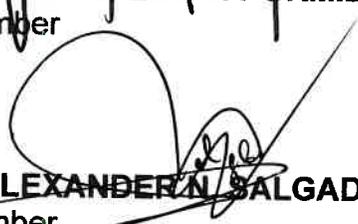

HON. LANDINO T. KATANGKATANG
SB Member


HON. JULIAN L. EMNAS
SB Member


HON. FRANCISCO R. ALTRES
SB Member/Majority Floor Leader


HON. LEO ANGELO T. PORMIDA
SB Member

HON. GUALBERTO V. ELISES
SB Member/Presiding Officer Pro-Tempore
Absent-Excused


HON. ALEXANDER N. SALGADO
SB Member

HON. REY P. AURE
SB Member
Absent-Excused


HON. PEDRO B. TAÑALA, JR.
SB Member/LIGA FED.-President


HON. VIANCA MAE N. FAMILAR
SB Member/8K FED.-President

ATTESTED:


HON. RODRIGO C. ARBAS
Municipal Vice-Mayor
SB Presiding Officer

APPROVED:


HON. JASSIE LOU TAÑALA
Municipal Mayor

Republic of the Philippines
Province of Leyte
MUNICIPALITY OF JARO
- o0o -
Barangay III

JULY 30, 2025

CERTIFICATION

TO WHOM THIS MAY CONCERN:

THIS IS TO CERTIFY that **MUNICIPAL ORDINANCE NO. 31**, series of 2025, otherwise known as, **"AN ORDINANCE IMPOSING CURFEW HOURS AGAINST MINORS BELOW 18 YEARS OLD FROM 9:00 TO 4:00 A.M., AMENDING MUNICIPAL ORDINANCE NO. 14, SERIES OF 1992, PROVIDING PENALTIES THEREOF AND FOR OTHER PURPOSES."** have been posted last July 15, 2025 to take in conspicuous place in our Barangay.

ISSUED this 30th day of July 2025 at Barangay District III, Jaro, Leyte.

CERTIFIED CORRECT:


JAINA O. BATUCAN
Barangay Secretary

APPROVED:


HON. ADRIANO DIOLA
Barangay Chairman

Republic of the Philippines
Province of Leyte
MUNICIPALITY OF JARO
- o0o -
Barangay IV

JULY 30, 2025

CERTIFICATION

TO WHOM THIS MAY CONCERN:

THIS IS TO CERTIFY that **MUNICIPAL ORDINANCE NO. 31**, series of 2025, otherwise known as, **"AN ORDINANCE IMPOSING CURFEW HOURS AGAINST MINORS BELOW 18 YEARS OLD FROM 9:00 TO 4:00 A.M., AMENDING MUNICIPAL ORDINANCE NO. 14, SERIES OF 1992, PROVIDING PENALTIES THEREOF AND FOR OTHER PURPOSES."** have been posted last July 15, 2025 to date in conspicuous place in our Barangay.

ISSUED this 30th day of July 2025 at Barangay District IV, Jaro, Leyte.

CERTIFIED CORRECT:


EDILYN P. CARDANTE
Barangay Secretary

APPROVED:


HON. JEFFREY CAESAR A. EMNAS
Barangay Chairman

Republic of the Philippines
Province of Leyte
MUNICIPALITY OF JARO
- o0o -
Barangay II

JULY 30, 2025

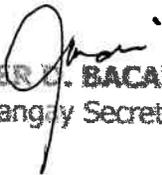
CERTIFICATION

TO WHOM THIS MAY CONCERN:

THIS IS TO CERTIFY that **MUNICIPAL ORDINANCE NO. 31**, series of 2025, otherwise known as, **"AN ORDINANCE IMPOSING CURFEW HOURS AGAINST MINORS BELOW 18 YEARS OLD FROM 9:00 TO 4:00 A.M., AMENDING MUNICIPAL ORDINANCE NO. 14, SERIES OF 1992, PROVIDING PENALTIES THEREOF AND FOR OTHER PURPOSES."** have been posted last July 15, 2025 to date in conspicuous place in our Barangay.

ISSUED this 30th day of July 2025 at Barangay District II, Jaro, Leyte.

CERTIFIED CORRECT:


JENNIFER C. BACALANDO
Barangay Secretary

APPROVED:

for: 
HON. RONALD C. SUPERABLE
Barangay Chairman

Republic of the Philippines
Province of Leyte
MUNICIPALITY OF JARO
- ooo -
Barangay I

JULY 30, 2025

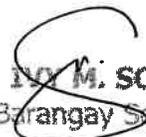
CERTIFICATION

TO WHOM THIS MAY CONCERN:

THIS IS TO CERTIFY that **MUNICIPAL ORDINANCE NO. 31**, series of 2025, otherwise known as, **"AN ORDINANCE IMPOSING CURFEW HOURS AGAINST MINORS BELOW 18 YEARS OLD FROM 9:00 TO 4:00 A.M., AMENDING MUNICIPAL ORDINANCE NO. 14, SERIES OF 1992, PROVIDING PENALTIES THEREOF AND FOR OTHER PURPOSES."** have been posted last July 15, 2025 to date in conspicuous place in our Barangay.

ISSUED this 30th day of July 2025 at Barangay District I, Jaro, Leyte.

CERTIFIED CORRECT:


N. M. SOLAR 7/30/25
Barangay Secretary

APPROVED:


HON. MARIA FE LINDA B. COSARES
Barangay Chairwoman

Office of the Secretary

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION
HELD BY THE SANGGUNIANG BAYAN, JARO, LEYTE, ON NOVEMBER 16, 1992

PRESENT:

Hon. Pablito H. Quifiones- - - - - Vice-Mayor
 Hon. Rodrigo C. Arbas - - - - - SB Member
 Hon. Narciso R. Ragra- - - - - SB Member
 Hon. Romeo A. Treta - - - - - SB Member
 Hon. Floro R. Katangkatang- - - - - SB Member
 Hon. Ricardo I. Casnes- - - - - SB Member
 Hon. Juliana L. Sumas- - - - - SB Member
 Hon. Florencio F. Villamor- - - - - SB Member
 Hon. Teofile C. Gabelle - - - - - SB Member
 Hon. Feliciano B. Molabola- - - - - SB Member

ABSENT:

N o n e .

RESOLUTION NO. 49

**A RESOLUTION ENACTING MUNICIPAL ORDINANCE
 IMPOSING CURFEW HOURS AGAINST MINORS EIGHTEEN
 YEARS OLD AND BELOW FROM 9:00 IN THE EVENING
 TO 4:00 O'CLOCK IN THE MORNING.**

WHEREAS, it is common knowledge already that the drug abuse problem has become world-wide and is now one of the gravest social problems on our own country;

WHEREAS, this social scourge in fact is now being felt in this community as positive signs of the drug menace principally has already victimized many of our local youth including students;

WHEREAS, police reports revealed that clandestine operations involving, among others, marijuana and other prohibited drugs, along with other pernicious activities have been going on mostly at night;

WHEREAS, it is also commonly observed that many teenagers and minors habitually loiter around at night indulging in mischief or secretly carrying out some malicious activities in the dark along streets, inside school premises and other public places;

WHEREAS, recent developments and alarming intelligence reports necessitate a serious assessment and attention from this body as well as positive action to check or at least minimize these unlawful activities and deter our young people from indulging in drug abuse which brings havoc to our social and moral life;

WHEREFORE, on motion of Kag. Floro Katangkatang duly seconded on aye this body **RESOLVED** as it is hereby Resolved, to enact the following municipal ordinance;

RESOLVED FINALLY, that copies of this resolution be furnished the honorable Sangguniang Panglalawigan, Tacloban City, the Police Inspector, PNP, and the Municipal Trial Judge, both of Jaro, Leyte for their information and guidance.

APPROVED UNANIMOUSLY.

MUNICIPAL ORDINANCE NO. 14

"AN ORDINANCE IMPOSING CURFEW HOURS AGAINST MINORS 18 YEARS OLD AND BELOW FROM 9:00 P.M. TO 4:00 A.M."

Sec. 1 - This shall be called "Curfew Against Minors Ordinance";

Sec. 2 - Curfew hours against minors 18 years old and below are hereby declared and imposed from 9:00 p.m. to 4:00 a.m. in the entire poblacion and within the jurisdiction of the Municipality of Jaro, Leyte;

Sec. 3 - In case of emergencies arising from personal or family exigencies that by virtue of such exceptional conditions or circumstances and paramount necessity may ineluctably compel a minor or minors to go outside beyond the confines or limits of their homes, elder person shall carry a lighted torch or any illuminating device so as to be recognized while walking in the dark or travelling to and from their homes within the curfew period;

Sec. 4 - Minors attending social activities or public parties at night outside their homes are hereby prohibited to stay at such social functions beyond the prohibited period, otherwise such parties shall be limited to 9:00 O'clock in the evening so that minors attending the same shall be able to go home earlier before the curfew hours;

Sec. 5 - A special permit from the municipal mayor or local PNP shall be secured for any party or dance affairs attended by minors and which is intended or scheduled to continue or to last beyond the prohibited hours;

Sec. 6 - Any minor or minors caught at night outside the perimeters of their homes within the curfew hours except those covered by Section 3 hereof shall be apprehended and dealt with accordingly. For the first offense the minor/s concerned shall be detained from 6 to 24 hours in the municipal jail; for the second offense the same offender shall in addition to the 24-hours detention period be penalized by a fine of not less than P200.00 but not more than P500.00; and for the third offense the same minor/s shall suffer the penalty of a fine of not less than P500.00 but not more than P1,000.00, or by an imprisonment of not less than 3 days nor more than 7 days, or both such fine and imprisonment in the discretion of the court or as may be applicable to habitual or incorrigible offenders of the law;

Sec. 7 - Any ordinance or part of an ordinance contrary to or inconsistent with this ordinance or any part hereof is hereby repealed or modified accordingly;

Sec. 8 - This municipal ordinance shall take effect on December 15, 1992 or 30 days from the date hereof.

Approved, November 16, 1992.

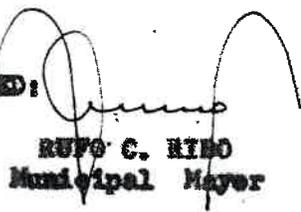
I HEREBY CERTIFY to the correctness of the foregoing resolution embodying municipal ordinance no. 14.


ANTONIO C. BATUCAN
SB Secretary

ATTESTED:


PABLITO H. QUINONES
Vice-Mayor

APPROVED:


RUF0 C. RINO
Municipal Mayor