

Item No.: 49

Date: 09 2025 DEC

Province of Leyte
Legal Office
Released: [Signature]
Time: [Signature]
Date: 12.2.25

49



Republic of the Philippines
PROVINCE OF LEYTE
Provincial Capitol
Tacloban City

-oOo-

PROVINCIAL LEGAL OFFICE **Sangguniang Panlalawigan**
Province of Leyte

RECEIVED
Date: DEC 03 2025
By: [Signature]

2nd INDORSEMENT
November 24, 2025

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 121-25 of the Sangguniang Bayan of Leyte, Leyte.

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

- Ordinance No. 121-25 entitled: **“Anti-OSAEC Ordinance.”**

REVIEW/RECOMMENDATION/LEGAL OPINION:

This office opines that the subject Ordinance is, in general, within the legislative authority of the Sangguniang Bayan under Section 447(5)(xiv)¹ of the Local Government Code of 1991 (R.A 7160) in relation to R.A. 7610² and RA 11930³. 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**

¹ (a) (xiv) Provide for the care of paupers, the aged, the sick, persons of unsound mind, disabled persons, abandoned minors, juvenile delinquents, drug dependents, abused children and other needy and disadvantaged persons, particularly children and youth below eighteen (18) years of age and, subject to availability of funds, establish and provide for the operation of centers and facilities for said needy and disadvantaged persons;

² "Special Protection of Children Against Abuse, Exploitation and Discrimination Act."

³ "Anti-Online Sexual Abuse or Exploitation of Children (OSAEC) and Anti-Child Sexual Abuse or Exploitation Materials (CSAEM) Act, July 30, 2022."

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

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
26 November 2025

Flora
19/11/25
11-27-25

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Municipal Ordinance No. 121-25** of the **Municipality of Leyte, Leyte**, entitled: **An Ordinance prohibiting acts of Online Sexual Abuse and Exploitation of Children (OSAEC) in the Municipality of Leyte with corresponding penalties, thereafter providing a supportive environment for the survivors, and providing funds thereof.**


FLORINDA JILL S. JYVICO
Secretary to the Sanggunian



Republic of the Philippines
MUNICIPALITY OF LEYTE
L E Y T E

-oOo-

Office of the Sangguniang Bayan

1st ENDORSEMENT
November 26, 2025

Sangguniang Panlalawig-
Province of Leyte

RECEIVED

Date: NOV 26 2025
By: [Signature]

Respectfully forwarded to the Honorable Sangguniang Panlalawigan in session, through the Sangguniang Panlalawigan Secretary, Province of Leyte, Palo, Leyte, the herein **Municipal Ordinance No. 121-25 Entitled "AN ORDINANCE PROHIBITING ACTS OF ONLINE SEXUAL ABUSE AND EXPLOITATION OF CHILDREN (OSAEC) IN THE MUNICIPALITY OF LEYTE WITH CORRESPONDING PENALTIES, THEREAFTER PROVIDING A SUPPORTIVE ENVIRONMENT FOR THE SURVIVORS, AND PROVIDING FUNDS THEREOF"**.

Attached herewith are the following :

1. Municipal Ordinance No.121-25
2. Certificate of Posting
3. Certificate of Publication (to follow)


VILMA D. COMBATE
SB Secretary



Republic of the Philippines
 MUNICIPALITY OF LEYTE
 L E Y T E
 -oOo-
 Office of the Sangguniang Bayan

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION BY THE SANGGUNIANG BAYAN HELD ON OCTOBER 30, 2025, AT THE SB SESSION HALL, MUNICIPAL BUILDING, LEYTE, LEYTE

Present:

- | | |
|-------------------------------------|-----------------------------------------|
| Hon. Arnold James M. Ysidoro, ----- | Municipal Vice Mayor/ Presiding Officer |
| Hon. Asefa Gail G. Caña, ----- | Sangguniang Bayan Member |
| Hon. Lileth I. Gatchalian, ----- | -do- |
| Hon. Pedro B. Panis, ----- | -do- |
| Hon. Evelyn V. Cabardo, ----- | -do- |
| Hon. Paquito D. Pelipel, Jr. ----- | -do- |
| Hon. Charito T. Gato, ----- | -do- |
| Hon. Edward Jay A. Durante, ----- | -do- |
| Hon. Jerry G. Apacible, ----- | Liga ng mga Barangay President |
| Hon. Nellie Grace D. Dandan ----- | SK Federation President |

Sangguniang Panlalawigan
 Province of Leyte
RECEIVED
 Date: NOV 26 2025
 By: [Signature]

Absent:

- | | |
|---------------------------|--------------------------|
| Hon. Rowil G. Batan ----- | Sangguniang Bayan Member |
|---------------------------|--------------------------|

MUNICIPAL ORDINANCE NO. 121-25

Author: **Hon. Evelyn V. Cabardo**

AN ORDINANCE PROHIBITING ACTS OF ONLINE SEXUAL ABUSE AND EXPLOITATION OF CHILDREN (OSAEC) IN THE MUNICIPALITY OF LEYTE WITH CORRESPONDING PENALTIES, THEREAFTER PROVIDING A SUPPORTIVE ENVIRONMENT FOR THE SURVIVORS, AND PROVIDING FUNDS THEREOF

WHEREAS, Section 3, Article XV of the 1987 Philippine Constitution provides that “the state shall defend the rights of children to assistance, including proper care and nutrition, and special protection from all forms of neglect, abuse, cruelty, exploitation and other conditions prejudicial to their development”.

WHEREAS, RA 7610 or the “Special Protection of Children Against Abuse, Exploitation and Discrimination Act” provides that it is hereby declared to be the policy of the State to provide special protection to children from all firms of abuse, neglect, cruelty exploitation and discrimination and other conditions, prejudicial their development; provide sanctions for their commission and carry out a program for prevention and deterrence of and crisis intervention in situations of child abuse, exploitation and discrimination;

WHEREAS, R.A No. 11930 or the “Anti-Online Sexual Abuse of Exploitation of Children (OSAEC) and Anti-Child Sexual or Exploitation Materials (CSAEM) Act” declared it to be the policy of the State to provide special protections to children from all forms or sexual violence, abuse, and exploitation especially those committed with the use of information and communications technology (ICT), provide sanctions for their commission and carry out programs for the prevention, deterrence and intervention in all situations of online sexual abuse and exploitation of children in the digital and non-digital production, distribution or possession of child sexual abuse or exploitation material;

WHEREAS, R.A No. 9208 or the “Anti-Trafficking in Persons Act of 2003” as amended by the Republic Act No. 10364 or the Expanded Anti-Trafficking Act of 2012, protects the child against online sexual exploitation by declaring unlawful recruitment by any means for the purpose of prostitution, pornography, sexual exploitation or maintain or hire a person to engage in prostitution or pornography;

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WHEREAS, R.A. No. 11862 or the Expanded Anti-Trafficking Act of 2022 was signed into law by President Rodrigo Duterte on 23 June 2022 which provided for the definition of Online Sexual Abuse of Exploitation of Children (OSEC) and Child Sexual Abuse and Exploitation Material (CSEM) or Child Sexual Abuse Material (CSAM);

WHEREAS, Section 11 (i) of R.A. No. 11862 specifically provides that LGUs shall be mandated to pass an Ordinance to combat trafficking in persons and other forms of exploitation at the local level; and develop and implement a trafficking in persons preventive education program aimed at educating and orienting the public about the crime and how it is perpetrated in current society, and the services available for victims and survivors;

WHEREAS, Section 33 R.A. 11930 or the Anti-Online Sexual Abuse and Exploitation of Children Law provides that Local Government shall pass an Ordinance to localize efforts against OSAEC and CSAEM, take into account local culture and norms, institutionalize community based initiatives that address OSAEC and CSAEM at the barangay level, establish OSAEC and CSAEM prevention programs that aims to educate families against OSAEC and CSAEM and provide a holistic local program for rehabilitation and reintegration under the local services welfare and development office including support and protection for victims and survivors.

WHEREAS, the Municipality of Leyte has and continues to demonstrate exemplary child friendly governance;

WHEREAS, the internet has been a positive catalyst for innovation, education, and economic growth, however, it has also enable those who would harm children by making it easier for them to produce, access and share sexual abuse materials; to find like-minded offenders; and reduce their risk of detection;

WHEREAS, as connectivity expands, and with 59% of the Filipino children connecting to the internet without supervision, so to do sexual crimes, exploitations and abuses committed against children where online tools and/or services are used;

WHEREAS, the Philippine Kids Online Survey founded that 90% of the Filipino children can access the internet whenever they want or need to, and 59% connect to the internet without supervision. It is also revealed that 2 in 10 children are vulnerable to be victims of child online sexual abuse and exploitation;

WHEREAS, in 2018 alone, 600,000 sexualized photos of Filipino children were bartered and traded, making the Philippines as one of the top global sources of child sex abuse materials;

WHEREAS, in 2018, the Department of Justice Office of Cybercrime received 579,006 cyber tips for the online sharing, re-sharing, and selling of child sexual abuse images and videos;

WHEREAS, in 2019, 418,422 cybertips were recorded, but in 2020, it has seen 260% increase since the start of the lockdown;

WHEREAS, it will enhance local governance and strengthen child protection if survivors are capacitated for leadership development, advocacy and participation;

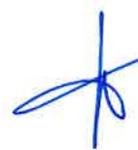
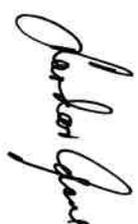
WHEREAS, the adoption of stronger legislative measures in support of online safety of children in the Municipality of Leyte will pave the way for the protection and development of the child;

NOW THEREFORE, be it ordained by the Sangunian Bayan of the Municipality of Leyte, that:

SECTION 1. SHORT TITLE. This Ordinance shall be known as the **“An Ordinance Prohibiting Online Sexual Abuse and Exploitation of children in the Municipality of Leyte”** or **“Anti-OSAEC Ordinance”**.

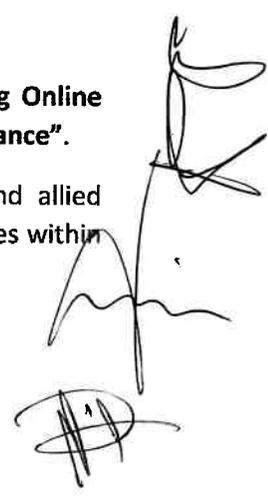
SECTION 2. SCOPE AND APPLICATION. This Ordinance covers all households, internet and allied business establishments, private business establishments, government agencies and its facilities within the Municipality of Leyte.

SECTION 3. DECLARATION OF POLICY. The Municipality of Leyte hereby declares as policy that:







- a. Each child is protected against the ill-effects of and the dangers of unsafe internet use and prevent online abuse and sexual exploitation;
- b. Families, parents and guardians and their children are educated and well-informed about positive parenting, specifically, guiding their children on the use and the adoption of internet or online-offline safety behaviors;
- c. Persons in government offices and other public and private institutions are educated on OSAEC as it evolves and how to respond to technology-based trafficking in persons and are capacitated to respond according to their mandates;
- d. Online businesses and other allied services/enterprises, such as, but not limited to data providers, money transfers, IT equipment providers and internet installers are compliant to existing laws and its provisions in ensuring online safety.

SECTION 4. DEFINITION OF TERMS. For the purpose of this Ordinance, the following terms and phrases shall mean:

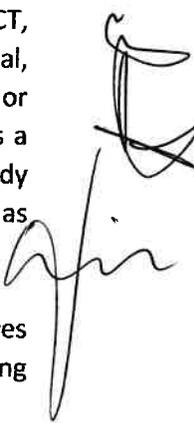
- a. **Child** - refers to a person below eighteen (18) years of age or over but is unable to fully take care of himself/herself from abuse, neglect, cruelty, exploitation or discrimination because of a physical or mental disability or condition.

A child shall also refer to:

- a.1. A person regardless of age who is presented, depicted or portrayed as a child defined herein;
- a.2. Computer-generated, digitally or manually crafted images or graphics of a person who is represented or who is made to appear to be a child as defined herein.
- b. **Child sexual abuse** - refers to any form of communication through any platform or format, or any physical interaction between a child and any person when the child is being used for any act or activity inducing sexual stimulation or for the purpose of sexual gratification or in pursuit of the desire to have carnal knowledge of the child, regardless of the gender of the perpetrator or the victim, or the consent of the victim.
- c. **Child sexual exploitation** - refers to any of the following acts even if consent appears to have been granted by the child:
 - a. Child sexual abuse with consideration whether monetary or nonmonetary consideration, favor, or benefit in exchange for the opportunity to perform such abusive or exploited act;
 - b. Actual sexual intercourse with a child or children with or without consideration;
 - c. Employing fraud, machination, undue influence, intimidation, threat or deception by any person to commit sexual abuse or sexual intercourse with a child or children; or
 - d. Any other similar or analogous acts related to child abuse, cruelty, or exploitation or to be responsible for other conditions prejudicial to the development of the child.
- d. **Child Sexual Abuse or Exploitation Material (CSAEM) or Child Sexual Abuse Material (CSAM)** - refers to any representation, whether offline, or by, through or with the use of ICT, by means of visual, audio, written, or any combination thereof, by electronic, mechanical, digital, optical, magnetic or any other means, of a child engaged or involved in real or simulated sexual activities, or depicting acts of sexual abuse or exploitation of a child as a sexual object. It shall also include materials that focus on the genitalia or other private body parts of a child. For purposes of this Act, CSAEM may interchangeably be referred to as CSAM
- e. **Internet café or kiosk** - refers to an establishment that offers or proposes to offer services to the public for the use of its computer/s or computer system for the purposes of accessing the internet, computer games or related services.



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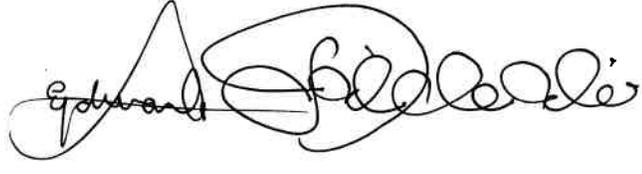
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- f. **Online Sexual Abuse and Exploitation of Children (OSAEC)** - refers to the usage digital or analog communication and ICT as means to abuse and exploit children sexually, which includes cases in which contact child abuse or exploitation offline is combined with an online component. This can also include the production, dissemination, and possession of CSAEM or CSAM; online grooming of children for sexual purposes; sexual extortion of children; sharing image-based sexual abuse; commercial sexual exploitation of children; exploitation through online prostitution; and live streaming of sexual abuse, with or without the consent of the victim.
- g. **Sexual Abuse or exploitation material** - refers to any online or offline representation, whether visual, audio or written combination thereof, by electronic, mechanical, digital, optical, magnetic or any other means, of child engaged or involved in real or simulated explicit sexual activities.

In the online platform, sexual abuse or exploitation material shall include visual or audio or written materials or a combination thereof which is distributed via email, text message, instant messaging, chat rooms, peer-to-peer file sharing networks, social media platforms, and unencrypted communication apps or traded on password-protected sites, bulletin boards and forums.

- h. **Videotaped In-Depth Interview (VIDI)** - shall mean a video recorded "inquiry or proceeding conducted by duly trained members of a multidisciplinary team or representatives of law enforcement or child protective services for the purpose of determining whether child abuse has been committed.
- i. **Trauma-Informed Care** - is an organizational structure and treatment framework that involves understanding, recognizing, and responding to the effects of all types of trauma and seeking to employ practices that do not traumatize or re-traumatize (National Child Traumatic Stress Network, 2020).
- j. **Network of Care** - refers to Trauma-Informed Network of Government and Private Facilities and Service providers within a region, offering Programs and Services for OSEC Survivors and their Families with a protocol that facilitates efficient and effective communication, coordination and collaboration in service delivery.
- k. **Foster Care** - refers to the provision of planned temporary substitute parental care to a child by foster parent. While **Foster Child** refers to a child placed under foster care. **Foster Family Care License** refers to the document issued by the DSWD authorizing the foster parent to provide foster care. **Foster Parent** refers to a person, duly licensed by the DSWD, to provide foster care.
- l. **Kinship Care** - is the full-time care of a child by a relative or another member of the extended family.
- m. **Survivor Network** - an all-inclusive program for members in the Philippines from different case types of violence like child sexual abuse, commercial sexual exploitation, and online sexual exploitation of children, who desire and pursue safe communities through justice systems that protect the most vulnerable.
- n. **Local Survivor Group** - A group of survivors in a specific region who have come together for a cause and to support one another. These groups may be affiliated with IJM, IJM partners, or others

- o. **Survivors Leadership** - Survivors are individuals with experience and expertise to offer. Survivors can use their experience and expertise in a leadership capacity to empower and work with fellow survivors and the community. Survivor leadership means survivors are engaged as leaders who can shape programs or projects through their direct contribution; and survivors are impacting and leading the movement against violence and slavery.

SECTION 5. PROHIBITED ACTS. The following are considered acts of online sexual abuse and exploitation of children and it shall be unlawful for any person to commit any of the following acts:

- a. Online child sexual abuse material – accessing, possessing, producing and/or distributing images and/or videos of child sexual abuse *except when made in relation to the conduct of formal investigation relative thereto or in connection thereof*;
- b. Grooming of children sexual purposes - developing a relationship with a child to enable their sexual abuse and/or exploitation, either online or offline;
- c. Live-streaming sexual abuse of children - using online video applications to view, and sometimes interact with the sexual abuse of children live;
- d. Sextortion: coercing and blackmailing children for sexual purposes - producing and/or utilizing sexual images and/or videos depicting a child, for the purposes of sexual, financial or other personal gains;
- e. Other unlawful or prohibited acts as provided under the Republic Act No. 9775 or “Anti-Child Pornography Act of 2009, Republic Act No. 11862 or the “Expanded Anti-Trafficking in Persons Act of 2022” and Republic Act No. 11930 or the “Anti Online Abuse Act and Exploitation of Children Law”

SECTION 6. RESPONSIBILITY OF MALL OWNERS/OPERATORS AND OWNERS OR LESSORS OF OTHER BUSINESS ESTABLISHMENT. All mall owners/operators and owners or lessors of the other business establishment shall notify the PNP- Leyte Police Station (LPS) or the NBI within 48 hours from obtaining facts circumstances that child sexual abuse or exploitation is being committed in their premises. Provided, that public display or any form of child sexual abuse or exploitation within their premises is a conclusive presumption of the knowledge of the mall owners/operators and owners or lessors of other business establishment should know or reasonably know that a violation of this Ordinance is being committed in their premises.

Photo developers, information technology professionals, credit card companies and banks and any person who has direct knowledge of any form of child sexual abuse or exploitation activities shall have the duty to report any suspected child sexual abuse or exploitation materials or transactions to the proper authorities within 48 hours from discovery thereof.

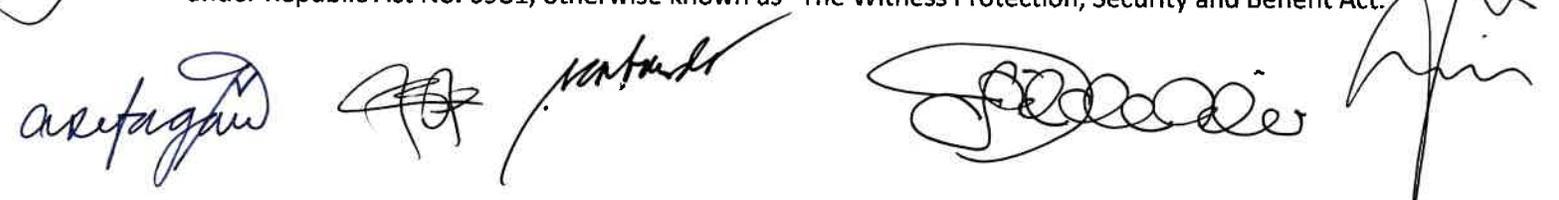
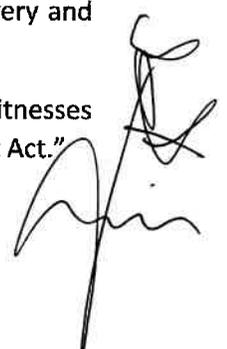
Any willful and intentional violation of this provision shall be subject to the penalty provided under Section 21 of this Ordinance.

SECTION 7. AUTHORITY TO REGULATE INTERNET CAFÉ OR KIOSK. The local government unit of the municipality where an internet café of kiosk is located shall have the authority to monitor and regulate the establishment and operation of the same or similar establishments in order to prevent violation of the provisions of this Ordinance.

All internet café and kiosk, as well as money remittance centers and other payment platforms should undergo a Seminar or Orientation on Online Sexual Exploitation and Abuse of Children (OSAEC) conducted by the MSWDO as a requirement prior to the issuance of a business permit, regardless of the kind of application whether it is new or for renewal.

SECTION 8. MANDATORY SERVICES TO VICTIMS OF CHILD SEXUAL ABUSE AND EXPLOITATION. The Municipal Social Development (MSWD) shall ensure that the child who is a victim of any form of child sexual abuse or exploitation is provided appropriate care, custody and support for their recovery and reintegration in accordance with existing laws.

The child and his family shall be entitled to protection as well as to the rights and benefits of witnesses under Republic Act No. 6981, otherwise known as “The Witness Protection, Security and Benefit Act.”



To ensure recovery, rehabilitation and reintegration into the mainstream of society concerned government agencies and the barangays shall make available the following services to victims of any form of child sexual abuse or exploitation:

- i. Emergency shelter or appropriate housing;
- ii. Alternative family-based care like Foster care and Kinship Care
- iii. Counselling;
- iv. Free legal services, which shall include information about the victim's rights and the procedure for filing of complaints, claims for compensation and such other legal remedies available to them in a language understood by the child;
- v. Medical and/or psychological services;
- vi. Livelihood and skills training; and
- vii. Educational assistance.
- viii. Support services to survivor empowerment, leadership development, advocacy and participation

Sustained supervision and follow through mechanism that will track the progress of recovery, rehabilitation and reintegration of the child victims shall be adopted and carries out.

SECTION 9. COUNCIL AND COMPOSITION. There is hereby established a Municipality Inter-Agency Council Against Online Sexual Abuse and Exploitation of Children which shall be composed of the following:

- a. Local Chief Executive as Chairperson;
- b. Chairman of the Committee on Women, Children, Family Relations and Population, Sanguniang Bayan or her duly designated representative, as Co-Chairperson;
- c. Municipal Social Welfare and Development Officer, as member
- d. Chairman of the Committee on Youth and Sports Development, Sanguniang Bayan or her duly designated representative, as member;
- e. Local Youth Development Officer, as Member;
- f. Municipal Health Officer, as Member;
- g. Municipal Chief, Philippines National Police - Leyte Police Station, as Member;
- h. Representative from the child rights non-government organization, as Member;
- i. Representative from the Municipal Legal Office, as Member;
- j. Representative from the Prosecutor's Office, as Member;
- k. President of the Federated Student Council of the Municipality of Leyte, as Member;
- l. Representative from the Parents-Teacher Association – Municipality of Leyte, as member;
- m. President of the Liga ng mga Barangay, as Member;
- n. Representative from the Church or Inter-faith Communities.
- o. Local Survivor Network Representative

The Local Chief Executive shall convene the Council within two (2) months from the effectivity of this Ordinance. The Council shall meet once a month or as often as necessary in the performance of their functions.

SECTION 10. FUNCTIONS OF THE COUNCIL. The Council shall have the following responsibilities:

- a) Monitor and document cases of OSAEC in the municipality;
 - b) Coordinate with the local agencies and non-government organizations to immediately respond and address the issues and problems attendant to OSAEC;
 - c) Develop mechanism to ensure timely, coordinated and effective response to cases of OSAEC;
 - d) Encourage and support local government units initiative which addresses OSAEC;
 - e) Recommend the cancellation of licenses of establishment, which violate the provisions of this ordinance and ensure its effective prosecution;
- Undertake an information campaign against OSAEC through the establishment of an Information and Education Team;

- g) Recommend the services for the prevention, rescue, recovery, rehabilitation and reintegration support to victims of OSAEC;
- h) Strengthen, activate and mobilized committees and organizations special bodies in the barangay level to prevent and suppress OSAEC;
- i) Recommend the utilization of funds appropriated under this ordinance to the Municipal Budget Office;
- j) Conduct information campaign-capacity building;
- k) Establish international linkages and develop proper foreign coordination;
- l) Exercise all the powers and perform such other functions necessary to attain the purpose and objectives of this Ordinance.

SECTION 11. SECRETARIAT. The Municipal Social Welfare and Development Office (MSWDO) shall serve as the Secretariat of the Council and for this purpose shall assign a permanent/detailed social worker, particularly assigned to OSAEC concerns, to perform the following functions;

- i. Facilitate the regular and special meetings of the Council once a month or as may be necessary in the performance of its mandate under this Ordinance;
- ii. Receive communication, concerns and complaints and coordinate with the Council members or pertinent local agencies to address the same;
- iii. Coordinate with agencies in the performance of the Council's functions;
- iv. Coordinate with the Regional Network of Care for technical assistance and services responsive to the needs of OSAEC survivors and their non-offending families;
- v. Consolidate and submit regular reports to the Council in relation to its functions;
- vi. Perform such other functions as the Council will assign.

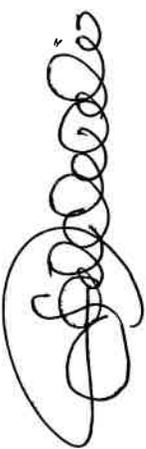
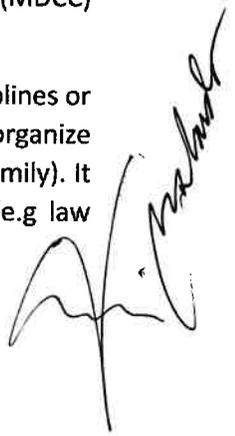
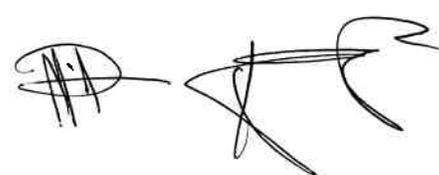
SECTION 12. PROGRAMS FOR VICTIMS OF CHILD SEXUAL ABUSE OR EXPLOITATION. The Council shall develop and implement the necessary programs that will prevent any form of child sexual abuse or exploitation, as well as protect, heal and reintegrate the child into the mainstream of society. Such programs shall include not limited to the following:

- 1. Provision of mandatory services including counselling, free legal services, medical or psychological services, livelihood and skills training and educational assistance to the child pursuant to Section 8 of this Ordinance;
- 2. Sponsorship of a national research program on any form of child sexual abuse or exploitation and other acts covered by the law and the establishment of a data collection system for monitoring and evaluation purposes;
- 3. Provision of necessary technical and material support services to appropriate government agencies and non-government organizations (e.g Mostly financial support for training, needs of MDTs and network of care);
- 4. Sponsorship of conferences and seminar to provide venue for consensus building amongst the public, the academe, government, nongovernmental and international organizations including the regional network of care;
- 5. Promotion of information and education campaign;
- 6. Survivor Empowerment, Leadership Development, Advocacy and Participation; and
- 7. Establishment of survivor network and local support group.

As assessed and recommended by the local social worker, the programs mentioned above shall also be provided to immediate family members of the child victim ONLY when they are not the offending party and that there is no indication of bias in favor of the perpetrator.

SECTION 13. MULTI-DISCIPLINARY CASE MANAGEMENT. In the handling and management of cases of child victims, the approach shall be multi-disciplinary, and a multi-disciplinary case conference (MDCC) shall be conducted.

- a. **Multi-disciplinary Case Management** brings together more than two groups of disciplines or professionals from different backgrounds and specializations areas of expertise to organize and carry out work to address the holistic needs of the child survivor (and his/her family). It is a collaborative process of assessment, planning, implementation and review. (e.g law



assessment. The comprehensive assessments of the child and hi/her family are critical in determining the permanency plan for the child, be it reunification with relatives or reintegration through other avenues such as: foster care; independent living; or adaption.

- e. Through this center, the process of transitioning a child to a permanent placement option is expected to be fast-tracked rather than extending the child's stay long-term inside the shelter.

In the absence of a LCPCR or its equivalent center, a specific room in the LGU shall be established in accordance with the requirements of a child friendly space that shall serve purpose of promoting the best interest of child victims.

SECTION 17. VIDEO IN-DEPTH INTERVIEW (VIDI) OF THE CHILD. To facilitate the proper assessment of the survivor and further support the prosecution of OSAEC Cases, there should be established at least one (1) room specifically designed to conduct VIDI pursuant to Rule 28 & 29 of the Rules on the Examination of the Child Witness. Considering the requirements of a Child Friendly Space, the room shall be adequately established with the proper personnel and equipment such as but not limited to one-way mirrors, cameras, recorders, etc.

In the absence of a LCPCR, or a fully equipped facility room, the VIDI may be conducted in the room assessed by the social worker to be fit for child interview pursuant to the requirements of a child friendly space, with a VIDI Mobile Kit.

There shall also be established a multi-disciplinary team (MDT) that shall conduct VIDI on the child composed of the following: social worker, properly trained police officer/investigator, psychiatrist/psychologist/licensed physician. The MDT shall be adequately trained in conducting VIDIs to ensure that they have a child protective mindset and that evidence derived from the same will be admissible in Court.

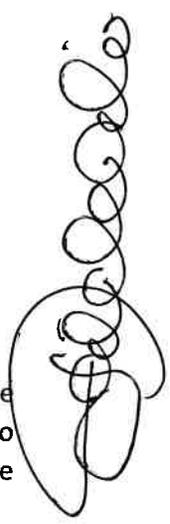
SECTION 18. VIDI MOBILE KIT. The Local Police Station, Local Social Welfare and Development Office and the LCPRC shall be provided with VIDI Mobile Kits which shall be comprised of the following:

1. Video Camera with Charger and Case
2. Tripod
3. Laptop with Charger and Case
4. Storage Media (SD CARD and Flash Drives)
5. Extension Cord
6. Form and Support Documents Folder
 - a. Informed Consent Form
 - b. Handling Log Sheet
 - c. Interview Guide and Script
 - d. Sample Joint Affidavit of Interviewer and Social Worker
 - e. Blank Acknowledgement Receipts

SECTION 19. LOCAL ANTI-OSAEC PREVENTION AND AWARENESS PROGRAMS. There shall be established a robust prevention and awareness program involving all sectors in the community to combat OSAEC. The Local Government shall declare a day in September as Anti-OSAEC Day to increase awareness against the crime, and in line with the celebration of Family Month.

SECTION 20. APPLICABILITY OF OTHER RELEVANT NATIONAL LAW AND LEGAL PRINCIPLES. The provisions of R.A. No. 11862, R.A. 11930, R.A. 9775 and other relevant laws shall be applied in cases pertinent to (i) duties of internet content host, (ii) Confiscation and Forfeiture of the Proceeds, Tools and Instruments Used in Child Sexual Abuse or Exploitation, and (iii) Duties of an Information and Communication Technology Service Provider (ICT SP).

More importantly, the confidentiality of all proceedings and the privacy of the child shall be given utmost protection pursuant to existing laws, rules and regulations.



SECTION 21. PENALTIES. Without prejudice to penalties and fines as may be provided by other relevant laws, the following penalties for violations of any provisions of the Ordinance are hereby imposed as follows:

- a. **FIRST OFFENSE:** The offender violating the Ordinance shall be penalized with an *administrative fine* of One Thousand Five Hundred Pesos (Php1,500.00) and undergo a mandatory OSAEC Seminar to be conducted by the MSWDO;
- b. **SECOND OFFENSE:** The offender violating the Ordinance shall penalized with an *administrative fine* of Two Thousand Pesos (Php2,000.00) and undergo a mandatory OSAEC Seminar; and
- c. **THIRD AND SUBSEQUENT OFFENSE:** The offender violating the Ordinance shall be penalized with a fine of Two Thousand Five Hundred Pesos (Php2,500.00) and/or imprisonment not exceeding six (6) months, or both, at the discretion of the court.

Business establishments found to have violated any of the provisions of this Ordinance shall be subjected to suspension of 3 to 6 months of operation by the Local Chief Executive (1st and 2nd offense) or revocation of business permits (3rd offence and more).

This Ordinance shall not preclude the prosecution of a case under Republic Act No. 11930 or the Anti-OSAEC Law by the Department of Justice National Prosecution Office, which shall have control over whether to file an OSAEC Offense under this Ordinance or the Law. It should be noted, however, that Section 21 of Article III of the Philippine Constitution states that "if an act is punished by a law and an ordinance, conviction or acquittal under either shall constitute a bar to another prosecution for the same act."

SECTION 22. FUNDING. A minimum annual amount of Five Hundred Thousand Pesos (Php500,000.00) shall be allocated for the expenses for implementation of this Ordinance.

The operation and activities of the Council and establishment of the LCPRC shall be considered as related to gender and development projects of the Municipality and the funding therefore shall be part of the 5% gender and development fund for every year.

The funding, however, shall not be limited to the abovementioned source for so long as other source may be available as permitted by law.

Partnership with NGOs, CSOs, and private enterprises/individuals is encouraged for the implementation of the Ordinance.

SECTION 23. REPEALING CLAUSE. The provisions of previous local enactments, resolutions, memoranda, circulars, and other issuances inconsistent with the Ordinance are hereby repealed or modified accordingly.

SECTION 24. SEPARABILITY CLAUSE. Should any portion of the of this Ordinance be declared ultra vires or unconstitutional by competent authority, the remainder not so affected shall continue to be in full force and effect as it is susceptible to enforcement and application.

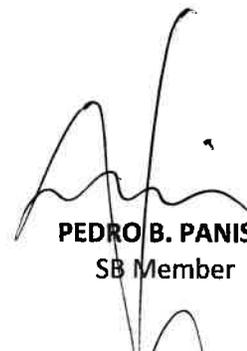
SECTION 25. EFFECTIVITY. This Ordinance shall take effect upon its approval, fifteen (15) days after its publication in a newspaper of general circulation.

SO ORDAINED.

APPROVED this 30th day of October, 2025, at Leyte, Leyte, Philippines.


ASEFA GAIL G. CAÑA
SB Member


LILETH I. GATCHALIAN
SB Member

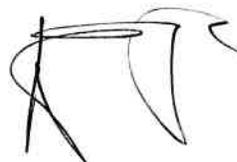

PEDRO B. PANIS
SB Member

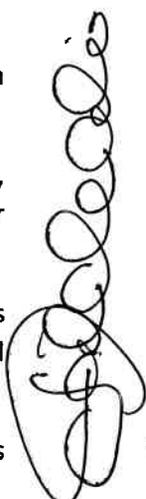

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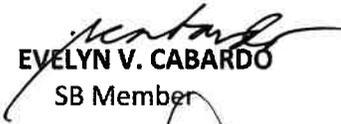








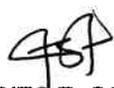




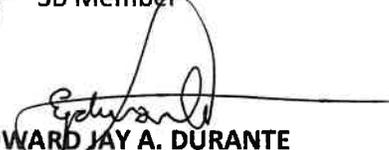
EVELYN V. CABARDO
SB Member



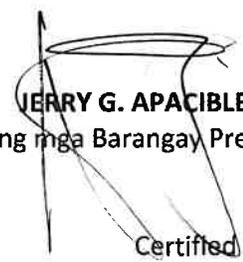
PAQUITO D. PELIPEL, JR.
SB Member



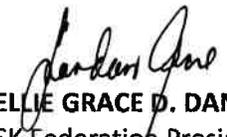
CHARITO T. GATO
SB Member



EDWARD JAY A. DURANTE
SB Member



JERRY G. APACIBLE
Liga ng mga Barangay President



NELLIE GRACE D. DANDAN
SK Federation President

Certified Correct:



VILMA D. COMBATE
MGDH I (Secretary to the Sanggunian)

Attested:

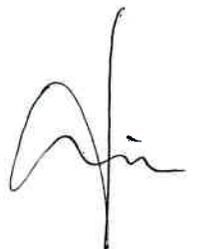
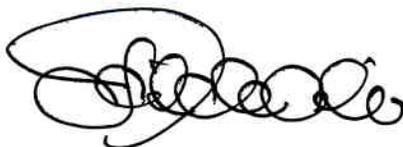


ARNOLD JAMES M. YSIDORO
Municipal Vice Mayor
Presiding Officer

Approved:



JED C. GRANADOS
Municipal Mayor





BAGONG PILIPINAS

Republic of the Philippines

MUNICIPALITY OF LEYTE

L E Y T E

-oOo-

Office of the Sangguniang Bayan



CERTIFICATE OF POSTING

TO WHOM IT MAY CONCERN:

THIS IS TO CERTIFY that Municipal Ordinance No. 121-25: " AN ORDINANCE PROHIBITING ACTS OF ONLINE SEXUAL ABUSE AND EXPLOITATION OF CHILDREN (OSAEC) IN THE MUNICIPALITY OF LEYTE WITH CORRESPONDING PENALTIES, THEREAFTER PROVIDING A SUPPORTIVE ENVIRONMENT FOR THE SURVIVORS, AND PROVIDING FUNDS THEREOF", was posted and shall remain posted in three (3) conspicuous places in this Municipality.

This certification is issued this 25TH day of November, 2025 at Leyte, Leyte, Philippines.

A handwritten signature in black ink, appearing to read "Vilma D. Combate".

VILMA D. COMBATE
Secretary to the Sangguniang Bayan