



Republic of the Philippines
PROVINCE OF LEYTE
 Provincial Capitol
 Tacloban City

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Item No.: 30
 Date: 26 2026 MAY,

LEGAL OFFICE
RECEIVED

By: [Signature]
 Date: 5-16-26 Time: 9:20

Sangguniang Panlalawigan
 Province of Leyte
RECEIVED
 Date: MAY 15 2026
 By: [Signature]

PROVINCIAL LEGAL OFFICE

2nd INDORSEMENT
 May 4, 2026

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 5 of the Sangguniang Bayan of Tunga, Leyte.

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

- Ordinance No. 5 entitled: “ **Bawal Bastos Ordinance of Tunga.**”

REVIEW/RECOMMENDATION/LEGAL OPINION:

This office is of the opinion that the subject Ordinance is generally in accordance with its power under Section 447(a)¹ of the Local Government Code of 1991 (R.A 7160) pursuant to RA 11313². Hence, we recommend for the declaration of its validity.

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

ATTY. JOSE RAYMUND A. ACOL
Provincial Legal Officer

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

² “Safe Spaces Act”

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

1ST INDORSEMENT
28 April 2026

PROVINCE OF LEYTE
LEGAL OFFICE

RECEIVED

By: 
Date: 4. 28. 26 Time: 3:14

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Municipal Ordinance No. 05, series of 2026** of **Tunga, Leyte**, known as the **"BAWAL BASTOS ORDINANCE OF TUNGA"**.


FLORINDA JILL S. UYVICO
Secretary to the Sanggunian



Republic of the Philippines
Province of Leyte
MUNICIPALITY OF TUNGA

Sangguniang Panlalawigan
Province of Leyte

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Date: APR 28 2026
By: [Signature]

OFFICE OF THE SANGGUNIANG BAYAN

April 28, 2026

HON. LEONARDO JAVIER JR.
Vice-Governor/Presiding Officer
Sangguniang Panlalawigan
Province of Leyte

PROVINCE OF LEYTE
LEGAL OFFICE
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By: _____
Date: _____ Time: _____

Thru: THE SECRETARY TO THE SANGGUNIANG

Sir:


Respectfully submitting herewith fifteen (15) copies of the following, together with its supporting documents for review and approval:

- 1. Supplemental Budget No. 3 C.Y. 2026 of the Municipality of Tunga, Leyte**
- 2. Municipal Ordinance No. 04, Series of 2026** – AN ORDINANCE INSTITUTIONALIZING THE GRANT OF HONORARIUM TO REPRESENTATIVES FROM ACCREDITED CIVIL SOCIETY ORGANIZATIONS (CSOs), NON-GOVERNMENT ORGANIZATIONS (NGOs), AND DULY SELECTED SECTORAL GROUPS TO THE LOCAL SPECIAL BODIES/COMMITTEES/COUNCILS OF THE MUNICIPALITY OF TUNGA AND PROVIDING FUNDS THEREOF.
- 3. Municipal Ordinance No 05, Series of 2026** – AN ORDINANCE LOCALIZING THE APPLICATION OF THE SAFE SPACES ACT OF 2019 IN THE MUNICIPALITY OF TUNGA AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF, OTHERWISE KNOWN AS THE “BAWAL BASTOS ORDINANCE OF TUNGA.”

Please acknowledge receipt hereof.

Thank you.

Very truly yours,


NAOMI C. ARCALLANA
Secretary to the Sanggunian



REPUBLIC OF THE PHILIPPINES
Province of Leyte
MUNICIPALITY OF TUNGA
-oOo-

Sangguniang Panlalawigan
Province of Leyte

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Date: APR 28 2026
By: *[Signature]* *[Signature]*

OFFICE OF THE SANGGUNIANG BAYAN

EXCERPTS FROM THE MINUTES OF THE 39TH REGULAR SESSION OF THE SANGGUNIANG BAYAN, TUNGA, LEYTE HELD ON APRIL 20, 2026 AT THE SB SESSION HALL.

PRESENT:

- | | |
|--------------------------------|--|
| Hon. Lemuel G. Ponferrada | - Municipal Vice-Mayor/Presiding Officer |
| Hon. Martiniano F. Requeiz | - SB Member |
| Hon. Herman A. Ayuste | - SB Member |
| Hon. Marietta A. Catalo | - SB Member |
| Hon. Jose Capoporo A. Uribe | - SB Member |
| Hon. Joselito L. Arintoc | - SB Member |
| Hon. Rex S. Ergina | - SB Member |
| Hon. Juanito G. Fallorina, Jr. | - SB Member |
| Hon. Florentina A. Obsequio | - Ex-Officio Member/Liga President |
| Hon. Leo Van C. Delgado | - Ex-Officio Member/SK Fed. President |

ABSENT:

- | | |
|--------------------------|---------------------------------|
| Hon. Cielito O. Esquibel | - SB Member – on vacation leave |
|--------------------------|---------------------------------|

MUNICIPAL ORDINANCE NO. 05
Series of 2026

AN ORDINANCE LOCALIZING THE APPLICATION OF THE SAFE SPACES ACT OF 2019 IN THE MUNICIPALITY OF TUNGA AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF, OTHERWISE KNOWN AS THE “BAWAL BASTOS ORDINANCE OF TUNGA.”

Sponsored by: Hon. Martiniano F. Requeiz
Co-sponsors: Hon. Marietta A. Catalo
Hon. Herman A. Ayuste

WHEREAS, Section 11, Article II of the Constitution provides that the State values the dignity of every human person and guarantees full respect for human rights;

WHEREAS, Section 8 of Republic Act 11313 provides for the duties of Local Government Units with primary responsibility to enforce certain provisions of said Act, including the passage of an ordinance to localize applicability of the Act, and impose fines on acts of gender-based sexual harassment, inter alia;

WHEREAS, the Municipal Government of Tunga is committed to ensuring that all places within its jurisdiction are safe at all times to all people, regardless of

appearance, age, background, color, race, sex, gender orientation, identity, or expression;

NOW THEREFORE; be it ordained as it is hereby ordained by the Sangguniang Bayan of Tunga, in session duly assembled.

SECTION 1. Title - This Ordinance shall be known as the "**Bawal Bastos Ordinance of Tunga**".

SECTION 2. Purpose - This Ordinance provides local mechanisms for the implementation of Republic Act 11313 including those for businesses, organizations, and schools. This Ordinance further prohibits acts of sexual harassment and acts which threaten and violate safe spaces and provides penalties for violations thereof.

SECTION 3. Definition of Terms - For purposes of this Ordinance, the following terms are hereby defined as used in the Safe Spaces Act of 2019, to wit:

- a) **Catcalling** - refers to unwanted remarks directed towards a person, commonly done in the form of wolf-whistling and misogynistic, transphobic, homophobic and sexist slurs;
- b) **Employee** - refers to a person who, in exchange for remuneration, agrees to perform specified services for another person whether natural or juridical, and whether private or public, who exercises fundamental control over the work, regardless of the term or duration of agreement, provided that for the purposes of this law, a person who is detailed to an entity under a subcontracting or secondment agreement shall be considered an employee;
- c) **Employer** - refers to a person who exercises control over an employee, provided, that for the purposes of this Ordinance, the status or conditions of the latter's employment or agreement shall be disregarded;
- d) **Gender** - refers to a set of socially ascribed characteristics, forms, roles, attitudes, value, and expectations identifying the social behavior of persons and the relationship between them;
- e) **Gender-based online sexual harassment** refers to online conduct targeted at a particular person that causes or likely to cause another mental, emotional, or psychological distress, and fear of personal safety. Sexual harassment acts include unwanted sexual advances, remarks and comments, threats, uploading or sharing of one's photographs or image without consent, video and audio recordings, cyber-stalking and online identity theft;
- f) **Gender identity and, /or expression** - refers to the personal sense of identity as characterized, among others, by manner of clothing, inclinations, and behavior in relation to masculine and feminine conventions, regardless of physiological characteristics;
- g) **Public spaces** - refers to streets and alleys, public parks, schools, building, malls, bars, restaurants, transportation terminals, public markets and other shopping centers, other privately-owned places open to the public, spaces used as evacuation centers. government offices, places of work, public utility vehicles as well as private vehicles covered by app-based transport network services, and other such vehicles purporting to be of public utility, and other

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recreational spaces such as but not limited to cinema halls, sports arenas, theatres, spas, and swimming pools; and

- h) **Stalking** - refers to conduct directed to a person involving the repeated visual or physical proximity non-consensual communication, or a combination thereof that cause or likely cause a person to fear for one's own safety or safety of others to suffer emotional distress.

ARTICLE I

Gender-Based Streets and Public Spaces Sexual Harassment.

SECTION 4. Gender-based Streets and Public Spaces Sexual Harassment. The crimes of gender-based streets and public spaces sexual harassment are committed through any unwanted and uninvited sexual actions or remarks against any person regardless of the motive for committing such action or remarks.

Gender-based streets and public spaces sexual harassment including the following are hereby declared unlawful:

- a) Catcalling, wolf-whistling, unwanted invitations, misogynistic, transphobic, homophobic and sexist slurs;
- b) Persistent uninvited comments or gestures on a person's appearance,
- c) Relentless requests for personal details including unwelcome asking for name, school, workplace, address, age, and the like;
- d) Statement of sexual comments and suggestions, telling of offensive and sexually-loaded jokes, names, and innuendoes, taunting a person with constant talk about sex;
- e) Staring or leering maliciously;
- f) Public masturbation or flashing of private parts;
- g) Showing of offensive, lewd, or pornographic pictures and videos, and flashing the same onto specific persons or passers-by;
- h) Questioning someone about sexual activities or private relationships during interviews for employment, scholarship grant, admission, or any lawful activity applied for;
- i) Requiring students or employees to wear lascivious or provocative attire in any instance;
- j) Demanding, Requesting or requiring sexual favors in exchange of a passing grade, grant of scholarship, honors or similar benefit, or as condition for employment, hiring, continued employment, promotion, pay raise, work benefit, privilege, opportunity or the like, regardless of whether the demand, request or requirement for submission is accepted;
- k) Groping, touching, pinching, poking, or brushing up against a person's body unnecessarily or deliberately;
- l) Kissing or embracing someone without consent;
- m) Stalking;
- n) Other analogous acts.

SECTION 5. Gender-based Sexual Harassment in Restaurants, Cafes, Bars, Clubs, Resorts, Water Parks, Hotel, Cinemas, Malls, Buildings, and Other Privately-Owned Places Open to the Public. - Restaurants, cafes, bars, clubs, resorts, water parks, hotels, cinemas, malls, buildings, and other privately-owned places open to the public shall adopt a zero-tolerance policy against gender-based streets and public spaces sexual harassment. These establishments shall be obliged to provide

assistance to victims of gender-based sexual harassment by coordinating with local authorities immediately after gender-based sexual harassment is reported, making CCTV footage available when ordered by said authorities, and providing a safe gender-sensitive environment to encourage victims to report gender-based sexual harassment at the first instance.

SECTION 6. Gender-based Sexual Harassment in Vehicles. - The agents of the Office of Public Safety and Security, Philippine National Police, or Barangay Tanods who shall apprehend operators or drivers committing gender-based sexual harassment in vehicles, above citing the person for the specific violation of this Ordinance, shall likewise inform the Land Transportation Office or Land Transportation Franchise Regulatory Board for cancellation of the driver's license or suspension or revocation of franchise of operators who commit gender-based sexual harassment, as applicable.

Section 7. Implementing Bodies for Gender-based Streets and Public Spaces Sexual Harassment. - The Office of Public Safety and Security and its agents, the local agents of the Philippine National Police, Barangay Anti-Violence Against Women and Children (Anti-VAWC) Desk Officers and Tanods, shall have the authority to apprehend perpetrators and/or enforce the law. Those duly deputized to issue ordinance violation tickets shall likewise be authorized to issue violation tickets for gender-based streets and public spaces sexual harassment. The Municipal Mayor or her authorized representatives or agents may likewise issue notices of violations to persons or entities in violation of this Ordinance.

SECTION 8. Anti-Sexual Harassment Desk. - Anti-VAWC Desks in Barangays are hereby designated as the Anti-Sexual Harassment (ASH) units of Barangay law enforcement and shall undergo trainings and seminars provided by the Gender and Development Office for proper response to sexual harassment complaints.

SECTION 9. Referral System for Gender-based Sexual Harassment Cases. - A referral system shall be established for complainants of Gender-based Sexual Harassment in streets and public spaces to form part of the existing Tunga Referral System for complainants on violence against women and other forms of gender-based violence.

ARTICLE II

Gender-based Online Sexual Harassment

SECTION 10. Gender-based Online Sexual Harassment. - Gender-based online sexual harassment includes acts that use information and communications technology in terrorizing and intimidating victims through:

- a) Physical, psychological, and emotional threats, unwanted sexual misogynistic, transphobic, homophobic and sexist remarks and comments online whether publicly or through direct and private messages;
- b) invasion of victim's privacy through cyberstalking and incessant messaging;
- c) Uploading and sharing without the consent of the victim, any form of media that contains photos, voice, or video with sexual content;
- d) Any unauthorized recording and sharing of any of the victim's photos, videos, or any information online;
- e) Impersonating identities of victims online or posting lies about victims to harm

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- their reputation; or
f) Filing, false abuse reports to online platforms to silence victims

SECTION 11. Referral System for Gender-Based Online Sexual Harassment - Reports of Gender Based Online Sexual Harassment shall immediately be endorsed to the PNP Women's and Children's Desk which shall have the primary duty to refer the case to the PNP Anti-Cyber Crime Group.

ARTICLE III

Gender-Based Sexual Harassment in the workplace

SECTION 12. Gender-Based Sexual Harassment in the Workplace. - The crime of gender- based sexual harassment in the workplace includes the following:

- a) An act or series of acts involving any unwelcome sexual advances, requests or demand for sexual favors or any act of sexual nature, whether done verbally, physically or through the use of technology such as text messaging or electronic mail or through any other forms of information and communication systems, that has or could have a detrimental effect on the conditions of an individual's employment or education, job performance or opportunities;
- b) A conduct of sexual nature and other conduct-based on sex affecting the dignity of person, which is unwelcome, unreasonable, and offensive to the recipient, whether done verbally, physically or through the use of technology such as text messaging or electronic mail or through any other forms of information and communication systems;
- c) A conduct that is unwelcome and pervasive and creates an intimidating, hostile or humiliating environment for the recipient: Provided, that the crime of gender- based sexual harassment may also be committed between peers and those committed to a superior officer by a subordinate, or to a teacher by a student, or to a trainer by a trainee, and
- d) Information and communication system refers to a system for generating, sending, receiving, storing or otherwise processing electronic data messages or electronic documents and includes the computer system or other similar devices by or in which data are recorded or stored and any procedure related to the recording or storage of electronic data messages or electronic documents.

SECTION 13. Duties of Employers. - Employers or other persons of authority, influence or moral ascendancy in a workplace shall have the duty to prevent, deter, or punish the performance of acts of gender-based sexual harassment in the workplace. Towards this end, the employer or person of authority, influence or moral ascendancy shall:

- a) Disseminate or post in a conspicuous place a copy of this Ordinance to all persons in the workplace;
- b) Provide measures to prevent gender-based sexual harassment in the workplace, such as the conduct of anti-sexual harassment seminars;
- c) Create an independent internal mechanism or a committee on decorum and investigation to investigate and address complaints of gender-based sexual harassment which shall:

1. Adequately represent the management, the employees from the supervisory rank, the rank-and-file employees, and the union, if

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- any;
 - 2. Designate a woman as its head and not less than half of its members should be women;
 - 3. Be composed of members who should be impartial and not connected or related to the alleged perpetrator;
 - 4. Investigate and decide on the complaints within ten (10) days or less upon receipt thereof;
 - 5. Observe due process;
 - 6. Protect the complainant from retaliation; and
 - 7. Guarantee confidentiality to the greatest extent possible;
- d) Provide and disseminate, in consultation with all persons in the workplace, a code of conduct or workplace policy which shall:
- 1. Expressly reiterate the prohibition on gender-based sexual harassment;
 - 2. Describe the procedures of the internal mechanism created under Section 13(c) of this Ordinance; and
 - 3. Set administrative penalties without prejudice to penalties as herein provided.
- e) Submit to the Gender and Development Office their compliance to this Ordinance.

SECTION 14. Duties of Employees and Co-Workers. Employees and co-workers shall have the duty to:

- a. Refrain from committing acts of gender-based sexual harassment;
- b. Discourage the conduct of gender-based sexual harassment in the workplace;
- c. Provide emotional or social support to fellow employees, co-workers, colleagues or peers who are victims of gender-based sexual harassment; and
- d. Report acts of gender-based sexual harassment witnessed in the workplace.

SECTION 15. Routine Inspection. - The Business Permits and Licensing Office (BPLO) together with the Public Employment Services Office (PESO) for the private sector and the Municipal Administrator or the Secretary of the Sangguniang Bayan for executive and legislative offices of the municipality, respectively, shall conduct yearly spontaneous inspections to ensure compliance of employers and employees with their obligations under this Ordinance.

ARTICLE IV
Gender-Based Sexual Harassment in Educational and Training Institutions

SECTION 16. Gender-Based Sexual Harassment in Educational and Training Institutions. - All schools, whether public or private, shall designate an officer-in-charge to receive complaints regarding violations of this Ordinance, and shall, ensure that the victims are provided with a gender-sensitive environment that is both respectful to the victims' needs and conducive to truth telling.

Every school must adopt and publish grievance procedures to facilitate the filing of complaints by students and faculty members. Even if an individual does not want to file a complaint or does not request that the school take any action on behalf of a student or faculty member and school authorities have knowledge or reasonably know about a possible or impending act of gender-based sexual harassment or sexual violence,

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the school should promptly investigate to determine the veracity of such information or knowledge and the circumstances under which the act of gender based sexual harassment or sexual violence were committed, and take appropriate steps to resolve the situation. If a school knows or reasonably should know about acts of gender-based sexual harassment or sexual violence being committed that creates a hostile environment, the school must take immediate action to eliminate the same acts, prevent their recurrence, and address their effects. Once a perpetrator is found guilty, the educational institution may reserve the right to strip the diploma from the perpetrator or issue an expulsion order.

There shall be created a Committee on Decorum and Investigation (CODI) in all educational institutions which shall address gender-based sexual harassment and online sexual harassment in accordance with the rules and procedures contained in their CODI manual and shall likewise be tasked with administrative investigations and the imposition of administrative penalties including but not limited to expulsion or any other suitable academic penalty.

SECTION 17. Duties of School Heads - School heads shall have the following duties:

- a) Disseminate or post a copy of this Ordinance in a conspicuous place in the educational institution;
- b) Provide measures to prevent gender-based sexual harassment in educational institutions, like information campaigns;
- c) Create an independent internal mechanism or a CODI to investigate and address complaints of gender-based sexual harassment which shall:
 1. Adequately represent the school administration, the trainers, instructors, professors or coaches and students or trainees, students and parents, as the case may be;
 2. Designate a woman as its head and not less than half of its members should be women;
 3. Ensure equal representation of persons of diverse sexual orientation, identity and/or expression, in the CODI as far as practicable;
 4. Be composed of members who should be impartial and not connected or related to the alleged perpetrator;
 5. Investigate and decide on complaints within ten (10) days or less upon receipt, thereof;
 6. Observe due process;
 7. Protect the complainant from retaliation and
 8. Guarantee confidentiality to the greatest extent possible.
- d) Provide and disseminate, in consultation with all persons in the educational institution, a code of conduct or school policy which shall:
 1. Expressly reiterate the prohibition on gender-based sexual harassment,
 2. Prescribe the procedures of the internal mechanism created under this Ordinance, and
 3. Set administrative penalties without prejudice to penalties as herein provided.
- e) Submit to the Gender and Development Office their compliance to this Ordinance.

SECTION 18. Routine Inspection. - The Division of Schools together with the Municipal Social Welfare and Development Office, for preschools, primary schools, and secondary schools, and the Gender and Development Office for tertiary, vocational, and higher education institutions, shall conduct regular spontaneous inspections to ensure compliance of school heads with their obligations under this Ordinance.

ARTICLE V
Penalties

SECTION 19. Penalties for Gender-based Streets and Public Spaces Sexual Harassment. - The following unlawful acts shall be penalized as follows without prejudice to penalties imposed under in Republic Act 11313:

- a) For violations of catcalling, wolf-whistling, misogynistic, transphobic, homophobic and sexist slurs; persistent uninvited comments or gestures on a person's appearance; relentless requests for personal details including unwelcome asking for name, school, workplace, address, age, and the like; statement of sexual comments and suggestions, telling of offensive and sexually-loaded jokes and innuendoes, taunting a person with constant talk about sex; staring or leering maliciously; and other analogous acts, the following penalties shall be meted:
1. The first offense shall be punished by a fine of One Thousand Pesos (₱1,000.00) and attendance to a Gender Sensitivity Seminar to be conducted by the PNP in coordination with the Gender and Development Office;
 2. The second offense shall be punished with a fine of One Thousand Five Hundred Pesos (₱1,500.00);
 3. The third and succeeding offense shall be punished with a fine of Two Thousand Five Hundred Pesos (₱2,500.00);
- b) For violations of public masturbation or flashing of private parts; stalking; making offensive body gestures at someone, and other similar lewd acts; the following penalties shall be meted:
1. The first offense shall be punished with a fine of One Thousand Five Hundred Pesos (₱1,500.00) and attendance to a Gender Sensitivity Seminar to be conducted by the PNP in coordination with the Gender and Development Office;
 2. The second offense shall be punished with a fine of Two Thousand Pesos (₱2,000.00) or imprisonment of not less than Eleven days (11 days) but not more than Thirty days (30 days);
 3. The third and succeeding offense shall be punished with a fine Two Thousand Five Hundred Pesos (₱2,500.00) and imprisonment of not less than One (1) month but not more than Six (6) months;
- c) For violations of showing of offensive, Lewd, or pornographic pictures and videos, and flashing the same onto specific persons or passers-by; interrogating someone about sexual activities or private life during interviews for employment, scholarship grant, admission, or any lawful activity applied for; requiring students or employees to wear suggestive or provocative attire in any instance;
1. The first offense shall be punished by a fine of Two Thousand Pesos (₱2,000.00) and attendance to a Gender Sensitivity Seminar to be conducted by the PNP in coordination with the Gender and

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Development Office;

2. The second and succeeding offense shall be punished with a fine of Two Thousand Five Hundred Pesos (₱2,500.00) and imprisonment of not less than One (1) month but not more than Six (6) months;
- d) For violations of stalking, requesting or requiring sexual favors in exchange for a good grade, obtaining a good job, promotion, pay raise, or the like; groping, touching, pinching, poking, or brushing up against a person's body unnecessarily or deliberately; kissing or embracing someone without consent; or any unwanted bodily contact with a victim's genitalia, face, anus, groin, breasts, inner thighs, buttocks, or any other part of the body, or any compounded violations of Section 4 of this Ordinance, the following penalties shall be meted:
1. The first offense shall be punished by a fine of Two Thousand Pesos (₱2,000.00) and attendance to a Gender Sensitivity Seminar to be conducted by the PNP in coordination with the Gender and Development Office;
 2. The second and succeeding offense shall be punished with a fine of Two Thousand Five Hundred Pesos (₱2,500.00) and imprisonment of not less than One (1) month but not more than Six (6) months;

SECTION 20. Liability of Employer - In addition to liabilities for committing acts of gender-based sexual harassment and without prejudice to penalties prescribed under Republic Act 11313, employers may also be held responsible for:

- a. Non-implementation of their duties under Section 13 of this Ordinance, as provided in the penal provisions; or
- b. Not taking action on reported acts of gender-based sexual harassment committed in the workplace. Any employer who violates above-stated subsection (a) & (b) shall be penalized with a fine of Two Thousand Five Hundred pesos (₱2,500.00).

SECTION 21. Liability of School Heads. - In addition to liability for committing acts of gender based sexual harassment and without prejudice to penalties prescribed Republic Act 11313, principals, school heads, teachers, instructors, professors, coaches, trainers, or any other person who has authority, influence or moral ascendancy over another in an educational or training institution may also be held responsible for:

- a. Non-implementation of their duties under Section 17 of this Ordinance, as provided in the penal provisions; or
- b. Failure to act on reported acts of gender-based sexual harassment committed in the educational institution.

Any person who violates above-stated subsection (a) & (b) shall be penalized with a fine of Two Thousand Five Hundred Pesos (₱2,500.00)

SECTION 22. Liability of Students. - Minor students who are found to have committed acts of gender-based sexual harassment shall be held liable for administrative sanctions by the school, as stated in their school handbook, provided, that they shall likewise be subject to measures as provided for in Section 24 of this Ordinance. Students of legal age, however, shall be subject to the penalties provided for in this Ordinance.

SECTION 23. Liability of Restaurants, Cafes, Bars, Clubs, Resorts, Water Park, Hotels, Cinemas, Malls, Buildings, and Other Privately-Owned Places Open to the Public.- Restaurants, cafes, bars, clubs, resorts, water parks, hotels, cinemas, malls,

buildings, and other privately-owned places open to the public which shall fail to comply with their duties and responsibilities as provided in this ordinance shall be meted with a fine of Two Thousand Five Hundred Pesos (₱2,500.00) for its first offense, and revocation of its business permit for any succeeding offense.

SECTION 24. Gender-based Sexual Harassment in Streets and Public Spaces Committed by Minors. - In case of violation of this Ordinance is committed by a minor, the City Social Welfare and Development Office shall take the necessary measures following the requirements and procedure of the Juvenile Justice Law, as amended.

SECTION 25. Qualified Gender-Based Streets, Public Spaces and Online Sexual Harassment. - The penalty next higher in degree will be applied in the following cases without prejudice to higher penalties provided for in Republic Act I 1313:

- a) If the act takes place in a common carrier or PUV, including, but not limited to, jeepneys, taxis, tricycles, or app-based transport network vehicle services, where the perpetrator is the driver of the vehicle and the offended party is a passenger;
- b) If the offended party is a minor, a senior citizen, or a person with disability (PWD), or a breastfeeding mother nursing her child;
- c) If the offended party is diagnosed with a mental problem tending to impair consent;
- d) If the perpetrator is a member of the uniformed services, such as the PNP and the *Armed Forces of the Philippines (AFP)*, and the act was perpetrated while the perpetrator was in uniform; and
- e) If the act takes place in the premises of a government agency offering frontline services to the public and the perpetrator is a government employee.

SECTION 26. Penalties for Gender-Based Online Sexual Harassment - Should any person be found to have committed gender-based online sexual harassment in whole or in part within the jurisdiction of this Municipality, that person shall be penalized with a fine of Two Thousand Five Hundred Pesos (₱2,500.00) and imprisonment of no less than One (1) month but not more than Six (6) months, without prejudice to the imposition of penalties provided by RA I 1 3 13.

If the perpetrator is a juridical person, its business permit shall be automatically deemed revoked, and the persons liable shall be the officers thereof, including but not limited to the editor or reporter in the case of print media, and the station manager, editor and broadcaster in the case of broadcast media. An alien who commits gender-based online sexual harassment shall be referred to the Department of Foreign Affairs and subject to deportation proceedings after serving sentence and payment of fines.

Exemption to acts constitutive and penalized as gender-based online sexual harassment are authorized written orders of the court for any peace officer to use online records or any copy thereof as evidence in any civil, criminal investigation or trial of the crime: Provided, That such written order shall only be issued or granted upon written application and the examination under oath or affirmation of the applicant and the witnesses may produce, and upon showing that there are reasonable grounds to believe that gender-based online sexual harassment has been committed or is about to be committed, and that the evidence to be obtained is essential to the conviction of any person for, or to the solution or prevention of such crime.

Any record, photo or video, or copy thereof of any person that is in violation of the preceding sections shall not be admissible in evidence in any judicial, quasi-judicial, legislative or administrative hearing or investigation.

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ARTICLE VI
Common Provisions

SECTION 27. Confidentiality. - At any stage of the investigation, prosecution and trial of an offense under this Ordinance, the rights of the victim and the accused who is a minor shall be recognized.

SECTION 28. Administrative Sanction. - Above penalties are without prejudice to any administrative sanctions that may be imposed if the perpetrator is a government employee.

ARTICLE VII
Final Provisions

SECTION 29. Anti-Sexual Harassment Hotline -The Rescue 161 Hotline shall be tasked to serve as the Anti-Sexual Harassment Hotline. It shall immediately refer to the appropriate enforcement unit or administrative entity any sexual harassment complaint it receives.

SECTION 30. Gender Sensitivity and Anti-Sexual Harassment Training - The Gender and Development Office together with the Municipal Social Welfare and Development Office shall be tasked to formulate modules and programs for gender sensitivity and anti- sexual harassment training for businesses, public officials, officers, employees, and workers, schools, and civil-society organizations.

SECTION 31. Mandatory Training. - All officers, officials, employees, and workers of the Municipal Government and Barangay Governments within the Municipality of Tunga shall undergo gender sensitivity and anti-sexual harassment training within one (1) year from the effectivity of this Ordinance.

Gender sensitivity and anti-sexual harassment training of administrators, officers, employees, and members shall be made a requirement for accreditation and reaccreditation of civil society organizations and for application and renewal of business permits and licenses.

All law enforcers including agents of the Philippine National Police in the Municipality and all teachers regardless of level, whether public or private, shall likewise undergo the same training.

All students, public or private, shall likewise undergo the same training before completion of Grade 10, before graduation from the K-12 curriculum, and before graduation from any program of any technical, vocational, or higher education institution.

SECTION 32. Fees for Trainings and Seminars for Private Persons and Institutions. - The Gender and Development Office shall be authorized to prescribe reasonable fees for the conduct of gender sensitivity and anti-sexual harassment training or seminar for businesses and other private institutions.

SECTION 33. Educational Modules and Awareness Campaigns. - The Municipal Gender and Development Office together with the Municipal Social Welfare and Development Office shall lead in Municipal-wide campaigns for awareness of this

Ordinance. They shall ensure the conduct of sustained information campaigns together with the Public Information Office which shall utilize all available types of media.

SECTION 34. Implementing Rules and Regulations. The Municipal Gender and Development Office, PNP, Municipal Social Welfare and Development Office, Division of Schools, Municipal Legal Office, and any other executive office designated by the Municipal Mayor shall formulate the implementing rules and regulations of this Ordinance.

SECTION 35. Appropriation. - The funds to ensure compliance to this ordinance shall be drawn from existing available funds of the Municipality.

SECTION 36. Separability Clause. If for any reason, any provision of this ordinance shall be held unconstitutional or not valid by any court of competent jurisdiction, such judgment shall not affect or impair the other provisions or part thereof which shall continue to be in force and in effect.

SECTION 37. Repealing And Amendatory Clause. All municipal ordinances, resolutions, rules, and regulations or any part thereof which are in conflict with or inconsistent with the provisions of this ordinance are hereby repealed and/or modified accordingly.

SECTION 38. Effectivity. This ordinance shall take effect fifteen (15) days after its publication in a newspaper of local circulation and posting in three conspicuous places within the municipality.

ENACTED by the Sangguniang Bayan, in session assembled this 20th day of April 2026 at Tunga, Leyte.

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



NAOMI C. ARCALLANA
Secretary to the Sanggunian

ATTESTED:


LEMUEL G. PONFERRADA
Municipal Vice Mayor/Presiding Officer


MARTINIANO F. REQUIEZ
SB Member


HERMAN A. AYUSTE
SB Member


MARIETTA A. CATALO
SB Member


(on vacation leave)
CIELITO O. ESQUIBEL
SB Member


JOSE CAPOPORO A. URIBE
SB Member


JOSELITO L. ARINTOC
SB Member


REX S. ERGINA
SB Member


JUANITO G. FALLORINA, JR.
SB Member


FLORENTINA A. OBSEQUIO
Ex-Officio Member/Liga President


LEO VAN C. DELGADO
Ex-Officio Member/SK Fed. President

APPROVED:


REINBERT C. COSTELO
Municipal Mayor
Date: 4-27-24



Republic of the Philippines
Province of Leyte
MUNICIPALITY OF TUNGA

OFFICE OF THE SANGGUNIANG BAYAN

CERTIFICATE OF POSTING

TO WHOM THIS MAY CONCERN:

THIS IS TO CERTIFY that *Municipal Ordinance No. 05, S. 2026* entitled: **“AN ORDINANCE LOCALIZING THE APPLICATION OF THE SAFE SPACES ACT OF 2019 IN THE MUNICIPALITY OF TUNGA AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF, OTHERWISE KNOWN AS THE “BAWAL BASTOS ORDINANCE OF TUNGA”**, has been posted in three (3) conspicuous places within the municipality and shall remain posted for three (3) consecutive weeks.

Issued this 27th day of April 2026 at Tunga, Leyte.


NAOMI C. ARCALLANA
Secretary to the Sanggunian



Republic of the Philippines
Province of Leyte
MUNICIPALITY OF TUNGA

OFFICE OF THE SANGGUNIANG BAYAN

CERTIFICATION

TO WHOM IT MAY CONCERN:

THIS IS TO CERTIFY that a *PUBLIC HEARING* was conducted on April 8, 2026 relative to the Proposed Ordinance entitled: **AN ORDINANCE LOCALIZING THE APPLICATION OF THE SAFE SPACES ACT OF 2019 IN THE MUNICIPALITY OF TUNGA AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF, OTHERWISE KNOWN AS THE "BAWAL BASTOS ORDINANCE OF TUNGA."**

Issued this 27th day of April 2026 at Tunga, Leyte.


NAOMI C. ARCALLANA
Secretary to the Sanggunian



Republic of the Philippines
Province of Leyte

MUNICIPALITY OF TUNGA
Office of the Sangguniang Bayan



ATTENDANCE SHEET

Description:	Public Hearing of Proposed Municipal Ordinances, 1.) An Ordinance Localizing the Application THE SAFE SPACES ACT OF 2019 in the Municipality of Tunga, and Providing Penalties for Violations thereof, otherwise known as the “BAWAL BASTOS ORDINANCE OF TUNGA” , 2.) An Ordinance Providing Speed Limits for all kinds of motor vehicles within the Municipality of Tunga Leyte, and Providing Penalties for Violations and Appropriating Funds thereof. “SPEED LIMIT ORDINANCE OF THE MUNICIPALITY OF TUNGA, LEYTE”
Date:	April 08, 2026
Time:	1:30 PM – 5:00 PM
Venue:	3 rd Floor, Function Hall, LGU Multi-Purpose Building, Tunga, Leyte

(Pursuant to the provisions of R.A No. 10173, otherwise known as Data Privacy Act of 2012, the information contained in this document is hereby freely given by the registrant as participant to the activity mentioned above, and the LGU Tunga ensures compliance with the provision of the National Privacy Act on Security Measures for Protection of the Personal Data.)

Name	Designation	Address	Contact No.	Gender (Indicate if male, female or others)	Solo Parent (Yes or No)	Person with Disability (Yes or No)	Senior Citizen (Yes or No)	Member of Indigenous People (Yes or No)	Signature
1 LEMUEL G. PONFERMANA	VICE-MAYOR	LGU-TUNGA	09772892648	MALE	NO	NO	NO	NO	
2 MAURILANO F. REQUINER	SB	LGU	0928 257 7190	MALE	''	''	YES	NO	
3 Rosario N. Ayuste	CSO - PAPO	CAN ANTONIO	09279224874	FEMALE	NO	NO	YES	NO	
4 Luhana B. Villasan	CSO - Farmers	SAN ROQUE	09202909525	FEMALE	NO	NO	YES	NO	
5 Chris Dale Espina	MTA	LGU-Tunga		M	NO	NO	NO	NO	
6 CRICOSTOMO A. UASPAY	TAM	LGU		M	NO	NO	NO	NO	
7 Agnes C. Baguian	MSW DO	LGU-Tunga	09267301099	Female	Yes	No	Yes	No	



Republic of the Philippines Province of Leyte

MUNICIPALITY OF TUNGA Office of the Sangguniang Bayan



BAGONG PILIPINAS

	Name	Designation	Address	Contact No.	Gender (Indicate if male, female or others)	Solo Parent (Yes or No)	Person with Disability (Yes or No)	Senior Citizen (Yes or No)	Member of Indigenous People (Yes or No)	Signature
8	JAN C. PAMAT	A-MA	LGU-TUNGA	09752299918	M	No	No	No	No	
9	ALEJANDRO A. CUBICOR PRES.		STO XVXIO		M	NO	NO	NO	NO	
10	Felix J. Sison	MEMBER PRES	SAN PEDRO		M	NO	NO	NO	NO	
11	EJANGELIN N. PADILLA	PRES. WOMENS	SAN PEDRO	0961224796	F	NO	NO	NO	NO	
12	MATEO F TANAYA	PP	SAN VICENTE		M	NO	NO	YES	NO	
13	Rosemarie A. Tama	DEP ED	SAN J		F	NO	M	NO	NO	
14	ALEJO G. DAVILA	P.B.	BALRE		M.	NO	NO	NO	NO	
15	RAMON P. SUBARIS	P. B.	SAN PEDRO	09307037000	M.	NO	NO	NO	NO	
16	STEFAN HERRERA	OIC	DEP ED	0977444260	M	-	-	-	-	
17	HERMANA A. SISON	SP	SAN VICENTE	09510070908	F	NO	NO	NO	NO	
18	Ronda A. Baac	BHW PRES.	SAN ANTONIO		F	NO	NO	NO	NO	
19	PIDILLO G. BAAC	P.B.	SAN ANTONIO		M					
20	BENJAMIN C. OYON	MUNO STAFF	SAN ANTONIO		M	NO	NO	NO	NO	
21	GEMIN B. OYON	MUNO STAFF	SAN ANTONIO		M	NO	NO	NO	NO	
22	ARIEL P. BARRERA	SEC. PABO	SAN ANTONIO		M					



Republic of the Philippines
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Erabangan, Ma. Carolina	WOSA - Pres.	San Antonio	09966101510	F	N	N	N	N	<i>[Signature]</i>
24 JHEL B. COTON	J. B.	EXPARANG	09917512499	M.	N	N	N	N	<i>[Signature]</i>
25 Genetose Boco	J.O	L.G.U. tunga	09209112576	F	N	N	N	N	<i>[Signature]</i>
26 Rosemarie Visto	J, O	L.G.U. tunga	09385716193	F	N	N	N	N	<i>[Signature]</i>
27 CAYADO, VINCE	J.O	L.G.U. TUNGA	09950033516	M	N	N	N	N	<i>[Signature]</i>
28 MA. JEFERITA OMBRES	MICELAND	LGI TUNGA		F	NO	NO	NO	NO	<i>[Signature]</i>
29 Thelle Mae Laure	MPDO Staff	LGU TUNGA	09061717436	F	no	no	no	no	<i>[Signature]</i>
30 Ella Map Donat	MPDO Staff	LGU TUNGA	09488612778	F	No	No	No	No	<i>[Signature]</i>
31 Emelito P. Ilad	CATUTOD Pres	Binhinon	0963507228 M	M					<i>[Signature]</i>
32 Katherine Bacabac	Guidance Counselor	GCCNHS-Tunga	09455403162	F	No	No	No	No	<i>[Signature]</i>
33 PAUL PACT	MPDO - STAFF	LGU - TUNGA	0964318639	M	No	No	No	No	<i>[Signature]</i>
34 ROMEA A. CLAVES	MPDO	TUNGA, LEYTE	09810248625	M	NO	NO	NO	NO	<i>[Signature]</i>



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35 ANGELINA S. CALIPES	P-11	Brgy. San Pedro Tunga, Leyte	09214211785	F	NO	NO	YES	NO	<i>[Signature]</i>
36 PONS JUDITH SAMILLANO	OUTR RECD	TUNGA PS	0919-911778	f	NO	NO	NO	NO	<i>[Signature]</i>
37 PMS, Unby, Hndra	INSURANCER	TUNGA PS	09955742825	m	NO	NO	NO	NO	<i>[Signature]</i>
38 PMSg ENA S. Cuarta	ASST. CAD	TUNGA PS	0967824871	F	YES	NO	NO	NO	<i>[Signature]</i>
39 CINA, RA	MLGOO	BLG TUNGA	0977852802	F	✓	✓	✓	✓	<i>[Signature]</i>
40 BENITO CANDAKE	TV	TUNGA LEYTE	09627520731	M	NO	NO	NO	NO	<i>[Signature]</i>
41 Jesus Tancas	TNDA	San Vicente		M	NO	NO	NO	NO	<i>[Signature]</i>
42 MARILYN A. CUBILLA	MBO	Lea-TUNGA	09062620118	F	NO	NO	YES	NO	<i>[Signature]</i>
43 LEO VAN C. DELGADO	PPSK PRES	LGU TUNGA	09771103073	M	NO	NO	NO	NO	<i>[Signature]</i>
44 JOSELITO L. APIHOC	SB	LGU TUNGA	09088731089	M	NO	NO	NO	NO	<i>[Signature]</i>
45 MICHAEL ANTHONY DEJA	J.O	SAN ANTONIO	0992602631	M	NO	NO	NO	NO	<i>[Signature]</i>
46 JOSEFA JOY B. TANALA	SB STAFF	LGU TUNGA	09104656329	F	NO	NO	NO	NO	<i>[Signature]</i>



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47 SALVADOR MORANTE	kyeyto	LGU		M	NO	NO	NO	NO	<i>[Signature]</i>
48 RIZA S. ALAO	CDT	LGU		F	NO	NO	NO		<i>[Signature]</i>
49 Deborah E. Colibao	SB-STAFF	LGU-TUNGA		F	NO	NO	NO	NO	<i>[Signature]</i>
50 SHAHMAH AMWIR A-GANDON	SBSTAFF	LGU-TUNGA		F	NO	NO	NO	NO	<i>[Signature]</i>
51 RHEA S. ALAO	SB-STAFF	LGU-TUNGA		F	NO	NO	NO	NO	<i>[Signature]</i>
52 MANILYN BARR	MO-STAFF	LGU-TUNGA		F	NO	NO	NO	NO	<i>[Signature]</i>
53									
54									
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57									
58									