



Republic of the Philippines
PROVINCE OF LEYTE
Provincial Capitol
Tacloban City

-oOo-

Sangguniang Panlalawigan
Province of Leyte

RECEIVED
JUL 21 2026

Date: _____
By: _____

PROVINCIAL LEGAL OFFICE

2nd INDORSEMENT

June 3, 2026

Item No.: 11

Date: 28 2026 JUL

PROVINCE OF LEYTE
LEGAL OFFICE

RELEASED

By: _____
Date: 7.21.26 Time: 9:00

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 2026-06 of the Sangguniang Bayan of San Miguel, Leyte.

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

- Ordinance No. 2026-06 entitled: **"Updated Local Code for Children and Anti-OSAEC/CSAEM Ordinance of San Miguel, Leyte of 2026."**

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 (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-

PROVINCE OF LEYTE
LEGAL OFFICE
RECEIVED

By: [Signature]
Date: 05-28-26 Time: 10:20 am

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
26 May 2026

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Municipal Ordinance No. 2026-06**, of the **Municipality of San Miguel, Leyte**, entitled: **An Ordinance updating the Local Code for Children and incorporating therein the prohibition of Online Sexual Abuse and Exploitation of Children (OSAEC) and Child Sexual Abuse or Exploitation Materials (CSAEM) institutionalizing program fort its prevention and eradication providing penalties, establishing a supportive environment for child victims and providing funds thereof.**



FLORINDA JILL S. UYVICO
Secretary to the Sangguniang

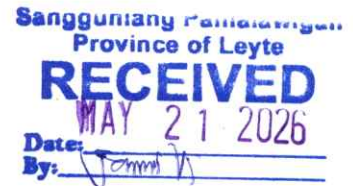


Republic of the Philippines
PROVINCE OF LEYTE
MUNICIPALITY OF SAN MIGUEL
-oOo-

OFFICE OF THE SANGGUNANG BAYAN

May 19, 2026

The Honorable Members of the Sangguniang Panlalawigan of Leyte
Thru: The Sangguniang Panlalawigan Secretary
Provincial Legislative Building
Tacloban City



Gentlemen/Ladies:

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

1. Fourteen (14) copies of Municipal Ordinance No. 2026-06, Series of 2026 entitled: **"AN ORDINANCE UPDATING THE LOCAL CODE FOR CHILDREN AND INCORPORATING THEREIN THE PROHIBITION OF ONLINE SEXUAL ABUSE AND EXPLOITATION OF CHILDREN (OSAEC) AND CHILD SEXUAL ABUSE OR EXPLOITATION MATERIALS (CSAEM) INSTITUTIONALIZING PROGRAM FOR ITS PREVENTION AND ERADICATION PROVIDING PENALTIES, ESTABLISHING A SUPPORTIVE ENVIRONMENT FOR CHILD VICTIMS AND PROVIDING FUNDS THEREOF"** as embodied under Resolution No. 134 Series of 2026.
2. Fourteen (14) copies of Certificate of Posting.

Kindly acknowledged receipt hereof.


BRYAN NEIL B. BRAZIL
Secretary to the Sangguniang Bayan



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

Sangguniang Panlalawigan
 Province of Leyte
RECEIVED

Date: **MAY 21 2026**
 By: *[Signature]*

OFFICE OF THE SANGGUNIANG BAYAN

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN, SAN MIGUEL, LEYTE, HELD AT THE SESSION HALL, LEGISLATIVE BUILDING, SAN MIGUEL, LEYTE ON APRIL 20, 2026

PRESENT:

Hon. Estanislao D. Sabdao, Jr. -	Municipal Vice-Mayor/Presiding Officer
Hon. Norman Niel G. Martija -	SB Member
Hon. Letecia G. Espos -	SB Member
Hon. Thelma M. Brazil -	SB Member
Hon. Raul A. Salasano -	SB Member
Hon. Richard Len B. Lapidario -	SB Member
Hon. Samuel P. Salomon -	Ex-Officio Member, President, Liga ng mga Barangay
Hon. Joss Novem B. Labaclado -	Ex-Officio Member, President, Sangguniang Pambayang Pederasyon

ABSENT:

Hon. Jerome P. Peñaranda -	SB Member (on official leave)
Hon. Danilo L. Aureo -	SB Member (on official leave)
Hon. Francis Jay D. Sabdao -	SB Member (on official leave)

Resolution No. 134
Series of 2026

AN ORDINANCE UPDATING THE LOCAL CODE FOR CHILDREN AND INCORPORATING THEREIN THE PROHIBITION OF ONLINE SEXUAL ABUSE AND EXPLOITATION OF CHILDREN (OSAEC) AND CHILD SEXUAL ABUSE OR EXPLOITATION MATERIALS (CSAEM) INSTITUTIONALIZING PROGRAM FOR ITS PREVENTION AND ERADICATION PROVIDING PENALTIES, ESTABLISHING A SUPPORTIVE ENVIRONMENT FOR CHILD VICTIMS AND PROVIDING FUNDS THEREOF

WHEREAS, the 1987 Constitution of the Republic of the Philippines mandates the State to protect the rights of children and provide them special protection from all forms of neglect, abuse, cruelty, exploitation, and other conditions prejudicial to their development as stated in Article XV, Section 3(2);

WHEREAS, the State recognizes the vital role of the youth in nation-building and shall promote and protect their physical, moral, spiritual, intellectual, emotional, psychological, and social well-being;

WHEREAS, Republic Act No. 11930, known as the "Anti-Online Sexual Abuse or Exploitation of Children (OSAEC) and Anti-Child Sexual Abuse or Exploitation Materials (CSAEM) Act," penalizes all forms of online sexual abuse and exploitation of children and requires local government units to pass ordinances to localize efforts against OSAEC and CSAEM, taking into account local culture and conditions;

WHEREAS, Section 33 of RA 11930 explicitly directs local governments to institutionalize community-based initiatives that address OSAEC and CSAEM at the barangay level and to establish prevention, rehabilitation, and reintegration programs under the local social welfare and development office;

WHEREAS, it is the duty of local government units to ensure the safety, protection, and welfare of children, promote their dignity and well-being, and adopt measures that prevent all forms of abuse, exploitation, and violence in accordance with existing laws; (such as RA 7610 — Special Protection of Children Against Abuse, Exploitation and Discrimination; RA 11930; and other relevant laws)

Certified Correct:

BRYAN NEIL B. BRAZIL
 Secretary to the Sangguniang Bayan

HON. RAUL A. SALASANO
 SB MEMBER

Attested by:

HON. ESTANISLAO D. SABDAO, JR.
 Municipal Vice-Mayor/Presiding Officer

HON. RICHARD LEN B. LAPIDARIO
 SB MEMBER

Concluded:

HON. NORMAN NIEL G. MARTIJA
 SB MEMBER

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

HON. LETECIA G. ESPOS
 SB MEMBER

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

HON. THELMA M. BRAZIL
 SB MEMBER

Approved:

ATTY. NORMAN D. SABDAO
 Municipal Mayor

Certified Correct:

WHEREAS, children in the Municipality of San Miguel, Leyte, are vulnerable to online sexual abuse and exploitation due to increased access to information and communications technology, necessitating stronger local mechanisms to safeguard their rights and welfare

WHEREAS, the municipality recognizes the importance of integrated, child-friendly programs and policies that support prevention, education, reporting, protection, rehabilitation, and reintegration of victims and that uphold the rights of the child as enshrined in national law;

WHEREFORE, on motion of Hon. Letecia G. Espos duly seconded by all members present;

NOW THEREFORE, BE IT ORDAINED, by the Sangguniang Bayan of Municipality of San Miguel, Leyte in regular session assembled;

MUNICIPAL ORDINANCE NO.2026-06
Series of 2026

Sponsor: Hon. Letecia G. Espos
SB Member/Chairman on Committee on Women, Social Welfare and Senior Citizen

Co-Sponsor: Hon. Raul A. Salas
SB Member/Chairman on Committee on Education, Family and Housing

ARTICLE I – GENERAL PROVISIONS

SECTION 1. Title. This Ordinance shall be known as the **“Updated Local Code for Children and Anti-OSAEC/CSAEM Ordinance of San Miguel, Leyte of 2026.”**

SECTION 2. Declaration of Policy. It is hereby declared the policy of the Municipality of San Miguel to:

1. **Protect and uphold the rights of children**, ensuring their safety, dignity, and holistic development, free from all forms of abuse, neglect, exploitation, violence, and discrimination, whether offline or online.
2. **Safeguard children from Online Sexual Abuse and Exploitation of Children (OSAEC)** and the production, distribution, access, and possession of Child Sexual Abuse or Exploitation Materials (CSAEM), recognizing the unique vulnerabilities posed by information and communication technologies.
3. **Implement and institutionalizes comprehensive local programs and initiatives** that prevent, deter, and respond to (OSAEC) and (CSAEM), appropriate to local culture and norms, and extend support services to the affected children and their families at the barangay and municipal level.
4. **Ensure effective coordination among all relevant stakeholders**, including municipal officials, barangay councils, law enforcement agencies, school authorities, civil society organizations, families, and community volunteers, to strengthen child protection mechanisms.
5. **Provide adequate prescribe support, rehabilitation, reintegration, and recovery services** for child victims and survivors, including counseling, medical care, legal assistance, education support, and psychosocial interventions, in a manner that respects their dignity and promotes healing.
6. **Promote awareness and education** on child safety, digital literacy, responsible use of technology, and protective parenting practices to reduce the risk of potential victims either online or offline.

Attested by:

Concurred:

Approved:

BRYAN NEIL B. BRAZIL
Secretary of the Sangguniang Bayan

HON. ESTANISLAO D. SABBADAO, JR.
Municipal Vice-Mayor/Presiding Officer

HON. NORMAN D. SABBADAO
SB MEMBER

HON. LETECIA G. ESPOS
SB MEMBER

HON. THELMA M. BRAZIL
SB MEMBER

ATTY. NORMAN D. SABBADAO
Municipal Mayor

HON. RAUL A. SALAS
SB MEMBER

HON. RICHARD LEN B. LAPIDARIO
SB MEMBER

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

HON. JESSA ROYEM B. LABACILADO
President, SK Pambayang Pedersayon

Certified Correct:

BRYAN NEIL B. BRAZIL
Secretary to the Sangguniang Bayan

HON. RAUL A. SALAÑO
SB MEMBER

Attested by:

HON. ESTANISLAO D. SABDAO, JR.
Municipal Vice-Mayor/Presiding Officer

HON. RICHARD LEN B. LAPIDARIO
SB MEMBER

Concurred:

HON. NORMAN D. SABDAO
SB MEMBER

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

HON. LETECIA G. ESPASOS
SB MEMBER

HON. JOSE NOVEM B. LABACILADO
President, SK Pambayang Pederasyon

HON. THELMA M. BRAZIL
SB MEMBER

Approved:

ATTY. NORMAN D. SABDAO
Municipal Mayor

7. **Allocate adequate resources and funding** for the advocacy, implementation, monitoring, and enforcement of programs, services, and sanctions necessary to fulfill the objectives of this code and applicable national laws.
8. **Uphold and implement the provisions of national laws and international conventions** protecting children, including the Anti-OSAEC and Anti-CSAEM Act (Republic Act 11930) and related implementing rules and regulations.

SECTION 3. 'Adoption of International and national laws on children.

The municipality of San Miguel declares support and adherence to international treaties and agreements related to protection of children, and hereby adopts them as part of its local policies and principles.

3.1 This code hereby adopts all relevant and enforceable national laws, rules, and other regulations, and local ordinances governing children, such as but not limited to:

- a. **Republic Act No. 7610** – Special Protection of Children Against Abuse, Exploitation and Discrimination Act;
- b. **Presidential Decree No. 603** – Child and Youth Welfare Code;
- c. **Republic Act No. 9344**, as amended by **RA 10630** – Juvenile Justice and Welfare Act;
- d. **Republic Act No. 9262** – Anti-Violence Against Women and Their Children Act;
- e. **Republic Act No. 9775** – Anti-Child Pornography Act;
- f. **Republic Act No. 9208**, as amended by **RA 10364** – Anti-Trafficking in Persons Act;
- g. **Republic Act No. 10165** – Foster Care Act;
- h. **Republic Act No. 10821** – Children's Emergency Relief and Protection Act;
- i. **Republic Act No. 11188** – Children in Armed Conflict Act;
- j. **Relevant provisions of the Family Code of the Philippines** on parental authority, support, custody, and adoption; and
- k. **Republic Act No. 12199** – Early Childhood Care and Development Act.
- l. **United Nations Convention on the Rights of the Child (CRC);**
- m. **Optional Protocols to the CRC** on the involvement of children in armed conflict and on the sale of children, child prostitution, and child pornography;
- n. **Hague Convention on Intercountry Adoption (1993 Adoption Convention);**
- o. **Relevant International Labor Organization Conventions** concerning the minimum age of employment and the prohibition of worst forms of child labor;
- p. Other applicable human rights treaties containing provisions that protect children, including but not limited to the Convention Against Torture, CEDAW, and the International Covenant on Civil and Political Rights.

These laws are hereby adopted as part of the Municipality's local policies and principles for the promotion and protection of children's rights, welfare, safety, and development.

SECTION 4. Definition of Terms.

For the purposes of this Ordinance, the following terms shall be defined as follows:

a. **Child** – A person below eighteen (18) years of age or those over but unable to fully take care of themselves or protect themselves from abuse, neglect, cruelty, exploitation, or discrimination because of physical, mental, intellectual, or sensory disability or condition. It also includes:

1. A person of any age who is presented, depicted, or portrayed as a child as defined herein; and

Certified Correct:

2. Computer-generated, digitally or manually crafted images or graphics of a person made to appear or represented to be a child as defined herein.

b. Online Sexual Abuse and Exploitation of Children (OSAEC) – The use of information and communications technology (ICT) as a means to sexually abuse, exploit, or harm children. This includes, but is not limited to, production, dissemination, and possession of child sexual abuse or exploitation materials (CSAEM),

c. Child Sexual Abuse or Exploitation Materials (CSAEM) – Any representation, whether offline, or through, with the use of ICT, by means of visual, video, audio, written, or any combination thereof, 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.

d. Child Sexual Abuse – Any form of communication through any platform or format, or any physical interaction between a child and another 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 gender or consent.

e. Child Sexual Exploitation – Any of the following acts even if consent appears to have been granted by the child:

1. Child sexual abuse with monetary or non-monetary consideration, favor, or benefit in exchange for the opportunity to perform such abusive or exploitative act;
2. Actual sexual intercourse with a child, with or without consideration;
3. Employing fraud, machination, undue influence, intimidation, threat, or deception to commit sexual abuse of a child;
4. Any similar or analogous acts related to child abuse, cruelty, or exploitation.

f. Grooming – Predatory conduct or pattern of acts establishing a relationship of trust or emotional connection with a child (or someone believed to be a child) and/or the family, guardian, or caregivers, whether in person or through electronic or other devices, for the purpose of facilitating sexual abuse, exploitation, or the production of CSAEM.

g. Sexualization of a Child – The act of using a child as an object for sexual desire or satisfaction of another, even if there is no actual sexual intercourse or the child's private parts are not shown.

h. Information and Communications Technology (ICT) – The totality of electronic means to access, create, collect, store, process, receive, transmit, present, and disseminate information, including hardware, software, networks, devices, systems, and services used in digital communications.

i. Internet Site – Any website, bulletin board service, chat room, newsgroup, or any other internet or shared network protocol address.

j. Web Hosting Provider – A person or entity that provides infrastructure for hosting, web server space, or internet connectivity enabling users to post, upload, download, or share content online, including streaming and application hosting services.

l. Streaming and Live-Streaming – Streaming refers to broadcasting or viewing material through ICT; when it occurs in real-time, it is considered live-streaming.

Attested by:

BRYAN NEIL B. BRAZIL
Secretary of the Sangguniang Bayan

HON. RAUL A. SALANO
SB MEMBER

HON. ESTANISLAO D. SABDAO, JR.
Municipal Vice-Mayor/Presiding Officer

HON. RICHARD LEM B. LAPIDARIO
SB MEMBER

Concurred:

HON. MONTEMAYOR GUERRILLA
SB MEMBER

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

HON. LETECIA G. ESPINOSA
SB MEMBER

HON. JOSE NOVEN B. LABACILADO
President, Bkt. Pambarangay Pederasyon

HON. THELMA M. BRAZIL
SB MEMBER

Approved:

ATTY. NORMAN D. SABDAO
Municipal Mayor

Certified Correct:

Section 5: Rights and Responsibilities of Child

5.1 Rights of the Child. Every child shall have the following inalienable rights, regardless of race, color, sex, language, religion, social status, physical or mental ability, birth status, or other distinction:

a. Right to Life, Survival and Development

Every child has the inherent right to life, and the State, family, and community shall ensure the child's survival and holistic development — physical, mental, emotional, spiritual, and social

b. Right to a Name, Identity, and Nationality

Every child shall be registered immediately after birth and shall have the right from birth to a name, to acquire a nationality, and to know and be cared for by his/her parents to the fullest extent possible.

c. Right to Family Life and Care

Children shall have the right to live with their parents and be brought up in an environment characterized by love, understanding, and respect, unless it is contrary to their best interests.

d. Right to Education, Play and Recreation

Children have the right to quality and appropriate education and to participate in play, leisure, and cultural activities suited to their age and abilities.

e. Right to Health and Welfare

Children have the right to the highest attainable standard of health care, adequate nutrition, clean water, safe housing, and other conditions necessary for their well-being.

f. Right to Protection from Abuse and Exploitation

Children shall be protected from all forms of abuse, violence, cruelty, neglect, maltreatment, exploitation, child labor, trafficking, sexual abuse, and harmful practices.

g. Right to Freedom of Expression and Participation

Children have the right to express their opinions freely in all matters affecting them and to have those opinions given due weight in accordance with their age and maturity.

h. Rights of Children in Conflict with the Law

Children in conflict with the law are entitled to humane treatment that respects their dignity and considers their age, including protections against cruel or degrading punishment and separation from adult offenders.

5.2 Responsibilities of the Child

In addition to their rights, every child has responsibilities to ensure their own development and contribute positively to family and community life. These include:

Attested by:

Concurred:

Approved:

BRYAN NEIL B. BRAZIL
Secretary to the Sangguniang Bayan

HON. RAUL A. SALANO
SB MEMBER

HON. ESTANISLAO P. SABDAO, JR.
Municipal Vice-Mayor/Presiding Officer

HON. RICHARD LEN E. LAPIDARIO
SB MEMBER

HON. ANITA M. G. MARTIJA
SB MEMBER

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

HON. LETECIA G. ESPINO
SB MEMBER

HON. JOSE NOVEN B. LABACILADO
President, SK Pambarangay Federation

HON. THELMA M. BRAZIL
SB MEMBER

ATTY. NORMAN D. SABDAO
Municipal Mayor

Certified Correct:

a. Respect and Obedience

Children shall respect and obey their parents, guardians, elders, teachers, and persons in authority, and must cooperate in strengthening the family unit.

b. Personal Conduct and Virtue

Children shall strive to lead an upright and virtuous life, guided by moral principles, positive values, and a sense of responsibility toward themselves and others.

c. Development of Potential

Children shall exert their utmost effort to develop their talents, abilities, and character through education, self-improvement, and constructive participation in society.

d. Respect for Others

Children shall respect the rights, dignity, and feelings of others, and behave in ways that promote harmony, peace, and mutual understanding.

e. Compliance with Laws

Children shall comply with applicable laws and regulations appropriate to their age and capacity, including those designed to protect children's welfare and safety.

5.3 Best Interests of the Child

In all actions, decisions, and policies affecting children, their best interests shall be a primary consideration, and every effort shall be made to ensure their rights are upheld and responsibilities understood in a manner consistent with their evolving capacities.

ARTICLE II; The Role of Local Government Units

Section 6. Mandatory consultation of National projects and Coordination with national government agencies.

6.1 Before the **implementation** of any project, program, or activity by any and all **national government agencies, bureaus, offices, or instrumentalities** that directly affects children and their welfare within the Municipality of San Miguel, the following shall be strictly observed:

- There shall be **mandatory consultation** with the affected local community and stakeholders, including parents, guardians, concerned civil society organizations, the Municipal Government, and other relevant sectors;
- An appropriate **public hearing** shall be conducted to hear public concerns, recommendations, and objections, and to ensure transparency and community participation; and
- Express approval** from the Provincial Governor and the Sangguniang Bayan of San Miguel shall be **obtained by the national government agency concerned** before any such project or program may proceed with implementation.

6.2 The provisions of this Section shall apply **regardless of source of funding** (national appropriations, foreign loans or grants, official development assistance, or other funding mechanisms) where the projects or programs relate to the welfare, rights, protection, education, health, safety, or development of children.

6.3 For purposes of this Section, "**project**" shall include any infrastructure, service delivery program, institutional support initiative, policy implementation, or community intervention that may affect the lives, health, safety, rights, or interests of children within the territorial jurisdiction of the Municipality of San Miguel.

Attested by:

Concurred:

Approved:

BRYAN NEIL B. BRAZIL
Secretary of the Sangguniang Bayan

HON. ESTANISLAO D. SABDAO, JR.
Municipal Vice-Mayor/Presiding Officer

HON. NORMAN NIEL D. MARTILTA
SB MEMBER

HON. LETECIA G. ESPOS
SB MEMBER

HON. THELMA M. BRAZIL
SB MEMBER

HON. RAUL A. SALANO
SB MEMBER

HON. RICHARD LEN E. LAPIDARIO
SB MEMBER

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

HON. JOSS NOVEM B. LABACILADO
President, SK Pambarangay Pederasyon

ATTY. NORMAN D. SABDAO
Municipal Mayor

Certified Correct:

6.4 This Section is mandated in accordance with the **National Policy on Local Autonomy and Intergovernmental Relations** found in the **Local Government Code of 1991 (RA 7160)**, particularly the State's policy requiring **periodic consultation** of national agencies with Local Government Units (LGUs) and the **coordination and participation of LGUs in the planning and implementation of national projects** that affect their jurisdictions.

6.5 The Sangguniang may promulgate necessary implementing rules and regulations to carry out the provisions of this Section, including procedures for public hearings, timelines for consultations, and requirements for documentation of approvals.

Section 7; Role and duty of the Local Chief Executive:

7.1 The Local Chief Executive shall be the chief implementing authority of this Ordinance and shall ensure its faithful, efficient, and effective enforcement within the territorial jurisdiction of the Municipality of San Miguel, Leyte.

7.2 Duties and Responsibilities. The Local Chief Executive shall:

a. **Ensure Enforcement of the Ordinance.** Oversee the implementation and enforcement of all provisions of this Ordinance, including the protection of children from online sexual abuse or exploitation and child sexual abuse or exploitation materials in accordance with applicable national laws and the Local Government Code.

b. **Issuance of Implementing Policies.** Issue necessary executive orders, directives, and policies to fully operationalize the provisions of this Ordinance, in coordination with relevant municipal offices, departments, and councils such as the Municipal Social Welfare and Development Office, Municipal Legal Office, Municipal Peace and Order Council, Local Council for the Protection of Children (LCPC), and other relevant bodies.

c. **Program and Service Implementation.** Direct and coordinate the formulation, adoption, and implementation of programs, projects, and services arising from this Ordinance, including preventive, protective, rehabilitative, and reintegration activities for child victim-survivors of OSAEC and CSAEM, consistent with national guidelines and best practices.

d. **Coordination with National and Local Partners.** Coordinate and cooperate with national government agencies (e.g., Department of the Interior and Local Government, Department of Social Welfare and Development, Philippine National Police, Department of Justice, Department of Education), nongovernmental organizations, civil society networks, barangay councils, and other stakeholders in the planning, implementation, monitoring, and evaluation of child protection initiatives under this Ordinance.

e. **Resource Allocation.** Ensure that adequate financial, human, and logistical resources are allocated and included in the Annual Investment Plan and Municipality budget to support the implementation of programs and activities under this Ordinance.

f. **Awareness, Education, and Advocacy.** Lead and promote education, information, and awareness campaigns on children's rights, child protection, online safety, responsible internet use, prevention of OSAEC/CSAEM, reporting mechanisms, support services, and community engagement.

g. **Monitoring and Reporting.** Establish appropriate monitoring and reporting mechanisms to regularly assess compliance, impact, and effectiveness of the Ordinance, and submit periodic reports to the Sangguniang Bayan and other appropriate bodies as required.

h. **Public Hearings and Community Participation.** Facilitate and convene public hearings and consultations, as may be necessary, to gather community input, feedback, and recommendations on the implementation and improvement of this Ordinance.

Attested by:

Conferred:

Approved:

BRYAN NEIL B. BRAZIL
Secretary of the Sangguniang Bayan
HON. RAUL A. SALANO
SB MEMBER

HON. ESTANISLAO D. SABDAO, JR.
Municipal Vice-Mayor/Presiding Officer
HON. RICHARD LEN E. LAPIDARIO
SB MEMBER

HON. WILBERT G. MARTIA
SB MEMBER
HON. SAMUEL P. SALOMON
President, Liga ng mga Barangay

HON. LETECIA C. DESPOS
SB MEMBER
HON. JOSE ROY B. LABACILADO
President, SK Pamibayang Pederasyon

HON. THELMA M. BRAZIL
SB MEMBER

ATTY. NORMAN D. SABDAO
Municipal Mayor

Certified Correct:

i. Emergency Response. In situations requiring urgent action concerning child protection and exploitation cases, the Local Chief Executive shall take immediate measures and coordinate with law enforcement and social welfare agencies to ensure swift protection, rescue, and support for affected children.

7.3 The Local Chief Executive may delegate specific duties to other municipal officials, offices, or designated implementing units, but shall remain ultimately responsible for the overall implementation and compliance with this Ordinance.

7.4 This Section is enacted pursuant to the Local Government Code of 1991, which mandates the mayor to exercise general supervision and control over municipal programs and ordinances and to coordinate with other agencies in their implementation, and consistent with the roles and responsibilities of LGUs in the Implementing Rules and Regulations of RA 11930.

Section 8; Role of the Sangguniang Legislative Committee On children.

8.1 the committee shall have the following function and responsibilities:

- Formulate, consider and deliberate on proposals, measures and bills affecting children, their survival, protections, development and participation.
- conduct periodic public hearings and consultation with appropriate organizations and agencies involved in children.
- receives, process reports and recommendations and dialogue with the provincial council for children.

SECTION 9. Creation of Local Council for the Protection of Children.

There shall be created a local council for protection of children (LCPC) at various levels with the composition and functions as provided herein:

9.1. Creation of Local Council for Protection of children

There shall be established a Local council for protection of children at the municipal and barangay level.

9.2 Composition of Municipal level

- . Municipal Mayor – Chairperson
- . Sangguniang Bayan Member (Chairperson, Committee on Women, Children & Family Relations) – Vice-Chairperson
- . Two (2) Members of the Sangguniang Bayan (elected among themselves)
- . Municipal Social Welfare and Development Officer (MSWDO)
- . Municipal Health Officer
- . DepEd Schools District Supervisor or Representative
- . Chief of Police or PNP Representative
- . Municipal Planning and Development Coordinator
- . Municipal Budget Officer
- . Municipal Accountant
- . Municipal Nutrition Action Officer
- . Municipal Disaster Risk Reduction & Management Officer
- . Municipal Public Employment Service Office (PESO) Representative
- . Liga ng mga Barangay President
- . Sangguniang Kabataan (SK) Federation President
- . Child Representative (elected/selected by children's forum)
- . Parent/Guardian Representative (e.g., PTA or community parents' group)
- . Representative from a Child-focused Civil Society Organization/NGO

Attested by:

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Municipal Mayor

Certified Correct:

9.3 Section Functions of the Municipal Local Council for the Protection of Children (LCPC/MCPC).

The Municipal LCPC shall have the following functions:

- Formulate and coordinate policies, plans, programs and activities for the welfare, protection and development of children;
- Prepare, monitor and evaluate the Annual Work and Financial Plan for children;
- Establish and maintain a comprehensive and disaggregated database on children in the municipality;
- Conduct advocacy and capability-building activities on child rights and protection;
- Monitor and evaluate the implementation of children's programs and services, including BCPC activities;
- Provide assistance and case referral for Children in Need of Special Protection;
- Document and report on good practices and challenges, and recommend policy actions to appropriate bodies; and
- Coordinate with relevant stakeholders, government agencies, NGOs, and other councils on child welfare initiatives.

9.4 Composition of Barangay Council for the Protection of Children

The Barangay Council for the Protection of Children (BCPC) in each barangay shall be composed of the following:

- Punong Barangay – Chairperson
- Barangay Kagawad (Chair, Committee on Women and Family) – Vice-Chairperson
- Barangay Violence Against Women Desk Officer
- Barangay Day Care/Child Development Worker
- Barangay Midwife
- Barangay Health Worker
- Barangay Nutrition Scholar
- Chief Tanod
- Sangguniang Kabataan (SK) Chairperson
- Child Representative
- DepEd Principal/Teacher-in-Charge or Child Protection Committee Coordinator
- Parent Representative
- Other representatives from relevant community stakeholders as may be designated.

9.5. Functions of the Barangay Council for the Protection of Children (BCPC).

The BCPC shall have the following functions:

- Foster the education of every child in the barangay;
- Encourage and support positive parenting and healthy parent-child relationships;
- Protect and assist abandoned, maltreated, abused, and vulnerable children, and facilitate appropriate referrals;
- Take steps to prevent juvenile delinquency and assist children with behavioral issues;
- Adopt measures to promote the health and nutrition of children;
- Prepare, review, and recommend the Annual Work and Financial Plan for children to the barangay Sangguniang;
- Establish and maintain a comprehensive and updated database on children;
- Coordinate with government agencies, NGOs, and stakeholders on children's programs and services;
- Conduct advocacy and IEC activities on child rights and welfare;

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- j. Advocate for child-friendly community facilities and services;
- k. Recommend barangay policies, resolutions, and ordinances responsive to children's needs;
- l. Monitor and document the implementation of children's programs and prepare periodic reports; and
- m. Perform such other functions necessary for the promotion and protection of child rights and welfare

ARTICLE III PARTICIPATION RIGHTS OF CHILDREN

SECTION 10. RIGHT TO OPINION. In accordance with article 13 of the United Nations convention of the Right of the Child:

1. Right to Express Views Freely

Children have the right to say what they think and feel about matters that affect their lives.
This includes decisions in family, school, community, and other areas where their lives are impacted.

3. Due Weight Given to Views

Children's opinions should be taken seriously and considered in decision-making according to the child's age and maturity. This means adults should not dismiss a child's views just because they are young.

4. Right to Be Heard in Proceedings

Children should be given a real and meaningful chance to be heard in formal settings (like court cases or administrative processes) that affect them. They can speak for themselves or through a representative (e.g., guardian, lawyer, advocate).

5. Applicable to All Matters Affecting the Child

The right applies not only to legal cases but to any decision that affects a child's life—education, health care, family matters, community rules, policies, and programs.

SECTION 11. RIGHT TO PARTICIPATION IN ACTIVITIES THAT HARNESS THEIR POTENTIALS

Every child shall have the right to participate in activities that promote and develop their full potential, including rest, leisure, play, recreation, cultural, artistic, and educational activities, and to be actively involved in community life and decisions that affect them.

This right is grounded in the following international standards:

1. Right to Rest, Leisure, and Play

Children have the right to rest and leisure, to engage in play and recreational activities appropriate to their age, and to participate freely in cultural life and the arts.
This right recognizes that play, relaxation, and creative activities are essential for children's physical, social, emotional, and cognitive development, helping them build skills, creativity, and confidence.

Certified Correct:

2. Right to Participate Fully in Cultural and Artistic Life

Children must be provided with appropriate and equal opportunities to take part in cultural, artistic, recreational, and leisure activities. This means accessibility and inclusion in activities that reflect their traditions, creativity, and interests, enriching their sense of identity and belonging in their community.

3. Inclusive and Equal Opportunities

The state (and in your case, the local government) must respect, promote, and encourage environments where all children — regardless of background, ability, or status — have equal chances to participate in these developmental activities.

4. Active Participation and Skill Development

Participation isn't just attendance — it means children should be actively involved in activities that encourage: Creativity (arts, music, drama, cultural expression) Physical and emotional growth (sports, play, healthy recreation). Learning and talents (workshops, classes, clubs) Social engagement (community events, youth councils). These activities help children harness their potential, interests, and abilities, and prepare them for adult responsibilities.

5. Supportive, Child-Friendly Environments

Children must have access to safe, supportive, and inclusive spaces where they can explore interests, express themselves, interact with peers, and participate in community life without fear, discrimination, or barriers.

ARTICLE IV PROTECTION RIGHTS OF THE CHILD

SECTION 12. CHILD PROSTITUTION AND OTHER SEXUAL ABUSE

Children whether male or female, who for money, profit or any other consideration or due to the coercion or influence of any adult, syndicate or group, indulge in sexual intercourse or lascivious conduct, are deemed to be children exploited in prostitution and other sexual abuse and shall be protected therefrom.

12.1 The following acts shall be prohibited and penalized under this Code in accordance with national law:

1. Engaging in or Promoting, Facilitating, or Inducing Child Prostitution, including but not limited to:
 - a. Acting as a procurer of a child for prostitution;
 - b. Inducing or enticing a person to be a client of a child prostitute, whether by written or oral advertisement or any other similar means;
 - c. Taking advantage of influence or relationship to procure a child for prostitution;
 - d. Threatening or using violence toward a child to induce participation in prostitution; and
 - e. Giving money, goods, or any pecuniary benefit to a child with the intent to engage such child in prostitution or sexual exploitation.
2. Engaging in Sexual Intercourse or Lascivious Conduct with a child who is exploited in prostitution or other forms of sexual abuse.
 - a. When the child victim is under the age of twelve (12), or as defined by applicable amendments to national law, the offender shall be prosecuted under the appropriate provisions of the Revised Penal Code or other applicable statutes.

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Municipal Mayor

3. Deriving Profit, Gain, or Advantage from child prostitution or other sexual abuse, including:
 - a. Owners, managers, or persons in charge of establishments where child prostitution or sexual exploitation takes place (e.g., establishments purporting to be entertainment venues, lodging facilities, clubs, bars, resorts) or where such acts are facilitated or conducted as part of their operations.
4. Attempt to Commit Child Prostitution and Other Sexual Abuse, such as:
 - a. A person, not being a relative of the child, found alone with a child in a room, inn, hotel, motel, or other secluded area under circumstances that would lead a reasonable person to believe that the child is about to be exploited in prostitution or sexual abuse;
 - b. A person who receives or solicits sexual services from a child in a sauna, bath, massage clinic, health club, or similar establishment under circumstances indicating exploitation.
 - c. Attempts under this provision shall be punishable with a penalty lower by two (2) degrees than that prescribed for the consummated offense under Section 5.
5. Participating in or Benefiting from any Arrangements that facilitate the sexual exploitation of a child, including recruitment, transport, transfer, harboring, or receipt of a child for the purpose of prostitution or sexual abuse.
6. Operating, Promoting, or Allowing Conduct in any establishment that knowingly permits, encourages, or profits from the prostitution or sexual exploitation of children.
 - a. Establishments found to be promoting or facilitating child prostitution and other sexual abuse shall be subject to closure, cancellation of license, and an "Off-Limits" order, in addition to criminal liability for the owners, managers, and officers.

SECTION 13. CHILD TRAFFICKING

Measure shall be undertaken to protect children from acts or any attempt at child trafficking.

13.1 Any person who shall engage in trading and dealing with children including, but not limited, to the act of buying and selling of a child or her/his services for money or any other consideration or barter shall be penalized.

13.2 Any attempt to commit child trafficking shall likewise be penalized:

13.2.1 When a child travels alone to a foreign without valid reason thereof and without clearance issued by the department of Social Welfare and Development Office (DSWDO) or written permit or justification form the child's parents or legal guardian;

13.2.2 When a person agency, establishment of child-caring institution recruit women or couples to bear a child for the purpose of child trafficking.

13.2.3 When doctor hospital or clinic official or employee, nurse, midwife, local civil registrar or any person stimulates birth for the purpose of child trafficking; or a person engage in the act of finding children among low-income families, hospitals, clinics, nurseries, day-care centers, or other child-rearing institution who can be offered for the purpose of child trafficking.

13.3. TRAVELLING MINORS

13.3.1 For domestic travel, children minors are not allowed to travel alone without clearance issued by the Punong barangay or permit travel certification coming from the Local Social Welfare and Development office (LSWDO).

Certified Correct:

13.3.2 The following are the reasons as to the requirement of permit to travel:

- a. Protect the child from abuse and exploitation
- b. Prevent child trafficking
- c. Ensure that the travel companion is duly authorized and support minors need while under her/his custody

13.3.3 A child/ minor eighteen years old below who is require to secure permit to travel and travelling in any of the following circumstances

- a. Travelling alone
- b. Travelling with a person other than anyone of her/his parents or those exercising parental authority and legal custody of the child.

13.3.4 The following are the persons who can file for permit to travel:

- a. Minor below eighteen of age years old
- b. minor's parents or legal guardian
- c. minor's travelling companion
- d. authorized representative of parent/legal guardian

13.3.5 Requirements for Securing Permit to Travel

- a. Birth certificate of the minor (original and photo copy)
- b. Barangay clearance (stating that the barangay has knowledge of the travel plans of the minors)
- c. Written parental consent attested by the punong barangay
- d. If no parents, the consent shall be made by the grandparents or eldest sibling attested by the punong barangay
- e. Identification card of minor (original and photocopy)

SECTION 14. OBSCENE PUBLICATIONS AND INDECENT SHOWS

publication and or show portraying obscenity or indecency involving children shall be prohibited

14.1. Any person who will hire, employ, use, persuade, induce or coerce a child to perform in obscene exhibitions and indecent shows, whether live or in video, or model in obscene publication s or pornographic materials shall be penalized.

14.2. Any ascendant guardian, or person entrusted in any capacity with the care of a child who shall cause and/ or allow such child to be employed or to participate in an obscene play, this scene, act, movie or show or in any other acts covered by this section shall likewise be penalized.

SECTION 15. OTHER ACTS OF NEGLIGENCE, ABUSE CRUELTY OR EXPLOITATION AND OTHER CONDITIONS TO THE CHILD'S DEVELOPMENT. The following acts of neglect, abuse cruelty or exploitation and other conditions detrimental to the child's development shall be prohibited and penalized:

15.1. Any person including the parents of the child who shall use, coerce, for or intimidate a child or any other child under the following circumstances shall be penalized:

- a. Conceal or abandon the child with intent to make such child lose his/her civil status
- b. Sell or abandon the child to another person for valuable consideration
- c. Neglect the child by not giving education
- d. Anyone who keeps a child in places like bars, hotels, motels, discos, massage parlors, etc., may be penalized

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ATTY. NORMAN D. SABDAO
Municipal Mayor

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- e. Exploit the child using her/him directly or indirectly such as for purposes of begging and other acts, which are inimical to her/his interest and welfare.
- f. Inflict cruel and unusual punishment upon the child or deliberately subject her/him to anger and other excessive scolding that embarrass or humiliate the child.
- g. Cause or encourage the child to lead immoral life
- h. Permit the child to possess, handle or carry a deadly weapon regardless of its ownership
- i. Allow or required the child to drive without license or with license which the parents know to have been illegally procured.
- j. Allow the child to get involved in any illegal activities.

15.2 The following acts shall be prohibited:

- a. Minors are prohibited from buying, ordering, serving or drinking beer, liquor, coconut wine and other intoxicating beverage as well as buying and smoking cigarettes and other tobacco products.
- b. Parents and other persons of legal age are prohibited from instructing, ordering, sending on an errand or co-opting any minor, to buy, order or drink beer, liquor, coconut wine and other intoxicating beverage as well as to buy, order or smoke cigarettes and other tobacco products.
- c. All wholesale, retail, grocery or convenient stores as well as other business establishment in San Miguel are prohibited from selling or serving beer, liquor, coconut wine and other intoxicating beverage as well cigarettes and other tobacco products to any child.
- d. For this purpose, all wholesale, retail, grocery or convenient stores as well as other business establishment in the municipality are mandated to determine the of their would-be buyers by requiring them, whenever necessary, by reason of their looks and appearance, to present their identification card (ID) or community tax certificate before selling or serving to them.

15.3 Penalty, violation of the aforementioned prohibition shall be punished by imprisonment, not exceeding one (1) year or fine not exceeding five thousand pesos (5,000.00) or both at the at the discretion of the court.

- a. Violation of paragraph A, minor shall undergo intervention program – at the barangay and MSDWD;
- b. Violation of paragraph B, and C shall be punished by imprisonment, not exceeding five thousand pesos (5,000.00) or both at the discretion of the court.

SECTION 16. SANCIONS OF ESTABLISHMENT OR ENTERPRISE WHICH PROMOTES, FACILITATES OR CONDUCTS ACTIVITIES CONSTITUTING CHILD PROSTITUTION AND OTHER SEXUAL ABUSE CHILD TRAFFICKING, OBSCENE PUBLICATIONS AND INDECENT SCHOWS AND OTHER ACT ABUSE. The following sanctions shall be imposed to establishments or enterprises which violates the provisions of Article IV of this code:

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16.1. All establishments and enterprises which promote or facilitates child prostitution and other sexual abuse, child trafficking, obscene publications and indecent shows and other acts of abuse shall be immediately closed and their authority or license to operate shall be cancelled subject to due process requirements, without prejudice to the owner or manager their being prosecuted under this code and or the Revised Penal Code as amended or special law.

16.2. After a judicial determination of the culpability of the owners, managers, employees and agents of said establishments or enterprise, a sign with a word "OFF LIMITS" shall be conspicuously displayed outside the establishment or enterprises for such period which shall not be less than one year (1) as the council may determine.

16.3. An establishment shall be deemed promoting or facilitating child prostitution and other sexual abuse child trafficking, obscene publications and indecent shows, and other acts of abuse if the acts constituting the same occur in the premises of the said establishment under this code. An enterprise such as sauna, travel agency or recruitment agency which promotes the aforementioned acts as part of a tour for foreign tourist, exhibits children in a lewd or indecent show provides child masseurs shall be deemed to have committed the acts penalized herein.

SECTION 17. EMPLOYMENT OF CHILDREN. In accordance with the Republic Act No. 9231 entitled "an Act providing for the elimination of the worst forms of child labor and affording stronger protection for the working child, amending for this purpose Republic Act No. 7610, as amended, otherwise known as the " Special Protection of Children against Child Abuse, Exploitation and Discrimination Act" all barangays and the whole municipality shall put in place mechanisms to prevent children from engaging with any hazardous work or activities.

17.1 Children below fifteen (15) years of age shall not be employed except:

- a. When a child works directly under sole responsibility of his parents or legal guardian and where only members of the employer's family are employed, provided however, that his employment neither endangers his life, safety, health and morals, nor impairs his normal development provided further that the parent or legal guardian shall provide the said minor child prescribed primary and or secondary education.
- b. Where a child's employment or participation in public entertainment of information through cinema, theater, radio television is essential, provided the employment contract is concluded by the child's parents or legal guardian with the express agreement of the child concerned if possible and the office of the municipal mayor and provided that the following requirements in all instances are strictly complied with:
 - i. The employer shall ensure the protection, health, safety, morals and normal development of the child.
 - ii. The employer shall institute measures to prevent the child exploitation or discrimination taking into account the system and the level of remuneration, and the duration and arrangement of working.
 - iii. The employer shall formulate and implement, subject to the approval and supervision of competent authorities, continuing program for training and skill acquisition of the requirements

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In the above exceptional cases where any such child may be employed, the employer shall first secure, before engaging such child a work permit from the Department of Labor and employment and the office of the Municipal Mayor which shall ensure observance of the child's rights and protection.

17.2 Worst forms of Child Labor:

a. all forms of slavery, as define under Republic Act No. 9208 or the "Anti-Trafficking in Person Act of 2003" as expanded by Republic Act No. 10364, or practices similar to slavery such sale and trafficking of children, debt bondage and serfdom and forced or compulsory labor including recruitment of children for use in arm conflict under Republic Act no. 11188 otherwise known as the Special Protection of Children in Situation of Armed Conflict Act.

b. The use, procuring, offering or exposing of a child for prostitution, for the production of pornography or for pornographic performance.

c. The use, procuring or offering of a child for illegal or illicit activities, including the production and trafficking of dangerous and volatile substances prohibited under existing laws.

d. Work which, by its nature or circumstances in which it is carried out, is hazardous or likely to be harmful to the health, safety or morals of children.

17.3. Regulations:

a. Upon renewal of permit of business establishments and registration of other form of businesses, the owner must undergo orientation/refresher of the silent provisions of Republic Act. No. 923, Child Labor 101 and related laws and regulations to be conducted by Department of Labor and Employment (DOLE) and or Local Government Unit covering the business establishments.

b. Functional or referral and reporting mechanism and emergencies hotline be made available in localities (LGUs barangay and municipality) where there are established plantations mining and quarrying operations, fishing communities, landfill, computer shops and other related businesses that posed hazards and to the and wellbeing of children.

SECTION 18. CHILDREN IN CONFLICT WITH THE LAW (CICL) AND CHILD AT RISK (CAR). The municipality of San Miguel, Leyte shall adopt measures to ensure that the rights of CICL are upheld and protected by all levels of the local government in compliance with the provisions of the Juvenile Justice and Welfare Act the Philippines based on the Republic Act No. 10630. The following must be ensured in handling the CICL:

- Formulate a Comprehensive Juvenile Intervention Program.
- Ensure that the CICL shall only be searched by a law enforcement officer of the same gender and shall not be locked up in a detention cell.
- Ensure that should detention of a CICL be necessary, the child is secured in quarters separate from that of opposite sex and adult offenders.
- Establish a residential facility for a girl and a boy CICL that will take charge in the diversion programs and reintegration of children.

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- e. Ensure the establishment of a community-based intervention and diversion programs for CICL which shall be instituted by the local government units through the LCPC, school, youth organizations and other concerned agencies.

18.1. All barangays of local government unit of San Miguel shall establish mechanisms to advocate the preventive measures, rehabilitation and reintegration of children who are at risk and have been a stray so that, they too, can look at the future with hope and enthusiasm. Children at Risk (CAR) refers to children who are vulnerable to and at risk in behaving in a way that can harm themselves or others, or vulnerable and at risk of being pushed and exploited to come into conflict with the law because of personal, family and social circumstances, such as but not limited to the following:

- a. Being abused by any person through sexual, physical, psychological, mental, economic or any other means, and the parents or guardians refuse, are unwilling, or unable to provide protection for the child.
- b. Being exploited sexually or economically.
- c. Being abandon or neglected, and after diligent search and inquiry, the parents or guardians cannot be found.
- d. Coming from a dysfunctional or broken family or being without a parent or guardian.
- e. Being out school
- f. Being a street child
- g. Being a member of a gang
- h. Living in a community with a high level of criminality or drug abuse.
- i. Living in a situation of armed conflict.

SECTION 19. CHILDREN'S PROTECTION IN TIMES OF EMERGENCIES OR DESASTERS. The following must be ensured that children shall be given first priority in the delivery of services.

19.1. All efforts shall be exerted to ensure that children are not separated from their parents/family. In case of separation, the reunification of children with their parents/family shall be given utmost priority and immediate attention.

19.2 Establishment of Child Friendly Space (CFS) in evacuation centers to provide young people with safe place to play, participate in activities, learn about their rights to health and protection, and healing from trauma they experienced.

19.3 Establishment a Woman Friendly Space (WFS) in evacuation centers where female can go to at any time to feel safe and empowered and have access to information, education, recreational activities, support and services. These are often integrated spaces offering a range of services including resources, information, social network, etc. WFS are safe spaces for women and girls in the community, culturally appropriate and tailored to the context.

SECTION 20. CURFEW HOUR FOR MINORS. Curfew hours is hereby imposed on minors by the local government units to further protect them and keep them from any form of harm and abuse and keep them from getting involved in crimes and other illegal activities. Curfew hours shall be subject to the discretion of the local government unit. The measure will use the enforcement procedure prescribed by the Juvenile Justice Welfare Act of 2006 when taking in custody the minors who will be caught violating the curfew.

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Municipal Mayor

Certified Correct:

SECTION 21. RESIDENTIAL FACILITIES. Establishment and operation of residential care facilities for woman and children managed by the Local Government of San Miguel, Leyte. The facilities are operated under the guidance of trained staff where residents are cared for under the structured therapeutic environment with the end view of reintegrating them to their families and communities as socially functioning individuals. Physical mobility of residents of said centers may be restricted pending court disposition of the charges against them.

21.1 Bahay Pag-asa for Children in conflict with the Law. This residential facility is operated by the Local Government Unit of San Miguel, Leyte under the MSWD which refers to a 24-hour child-caring institution established, funded and managed by municipality and licensed and or accredited non-government organizations (NGO) providing short term residential care for children in conflict with the law who are above fifteen (15) years but below eighteen (18) who are awaiting court disposition of their cases or transfer to another agencies or jurisdiction pursuant to Republic Act No. 9344 the Juvenile Welfare Act.

21.2. Woman/Children Development Center is a residential care facility for woman and children in crises situation manage and operated by the municipal government. The WDC provides women with gender responsive case management and appropriate service such as, but not limited to, temporary shelter, psycho-social support and healing sessions, medical service, self-enhancement sessions, counselling services, legal assistance, escorting of clients during court hearing and referral to concerned agencies for other appropriate intervention.

21.3. Child Minding Center, Municipal Government of San Miguel, Leyte shall establish and operate a child-minding center. The parents/guardian must be a working solo parent or both parents working with no responsible adult left in the home or with no sufficient income to hire a nanny.

SECTION 22. INTER-AGENCY COUNCIL AGAINST TRAFFICKING VIOLENCE AGAINST WOMEN AND CHILDREN (IACAT-VAWC) All barangays of San Miguel shall establish (IACAT-VAWC) which shall be headed by the Brgy. chairperson. It aims to establish a referral system at the barangay level to have an integrated and coordinated community response to victims of violence against women and children (VAWC) and human trafficking.

22.1. The IACAT-VAWC shall also ensure that all barangays shall provide free access of but not limited to the following, for the children who are witnesses, victims or accused in a criminal case or witness in non-criminal proceedings:

- social assistance
- Free interpretation services for speech and or hearing impaired in court proceedings
- Access to lawyer/legal representatives
- Financial and medical services.

SECTION 23. THE ROLE OF MASS MEDIA. The mass media shall play in an active role in the promotion of child rights, and delinquency prevention. Media practitioners shall, therefore, have the duty to maintain the highest critical and professional standard in reporting and covering cases of children.

Further, the mass media shall be aware of their extensive social role and responsibility as well as their influence, in communications relating with the children, they should use their power to protect the rights of the children by relaying consisting message through a balanced approach. Protect the rights of the children by using the principle of confidentiality in all cases involving children. Special attention shall also be given to effective anti-drug awareness campaigns and delinquency prevention.

Attested by:

Concurred:

Approved:

BRYAN NEIL B. BRAZIL
Secretary to the Sangguniang Bayan

HON. RAUL A. SALANO
SB MEMBER

HON. ESTANISLAO D. SARDAO, JR.
Municipal Vice-Mayor/Presiding Officer

HON. RICHARD LEN B. LAPIDARIO
SB MEMBER

HON. JEROME M. MARTINA
SB MEMBER

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

HON. LETECIA C. ESPOS
SB MEMBER

HON. JOSS-NGEM B. LABACILADO
President, St. Pambayang Pederasyon

HON. THELMA M. BRAZIL
SB MEMBER

ATTY. NORMAN D. SARDAO
Municipal Mayor

Certified Correct:

SECTION 24. THE ROLE OF PHILIPPINE NATIONAL POLICE (PNP). The PNP assigned in their respective area of coverage within the municipality shall ensure police visibility in the places frequented by children especially in the evening to provide protection and immediate assistance in case of harmful situations. The PNP shall take charge in the preparation of investigation report and endorsed to prosecutor's office for the conduct of inquest or preliminary investigation through the women's and Children's Disk Officer and actively participate in the Local Council for the Protection of Children (LCPC).

24.1. The PNP shall also conduct and facilitate advocacy and awareness raising on child, women and family protection.

SECTION 25. CHILD FRIENDLY JUSTICE SYSTEM. The municipality of San Miguel shall endeavor to support the judicial system by creating and maintaining an environment that will allow children to give reliable and complete evidence, minimize trauma to the children, encourage children to testify in legal proceedings, and facilitate the ascertainment of truth. Relative thereto, the following endeavors shall be ensured:

25.1 Lawyers/Legal representative must at all times support the legal assistance for the children's victims at all forms of abuse.

25.2 Provide access to free interpretation services for speech and or hearing-impaired children who are witnesses, victims or accused in a criminal cases or witnesses in non-criminal proceedings.

ARTICLE V SURVIVAL RIGHTS OF THE CHILDREN

SECTION 26. PRIMARY HEALTH CARE. The local government shall implement a primary health care program which shall be provided for children: provided however in case of abused, neglected or exploited children, such content shall not be required. Primary health care services include:

- 26.1 Health Education
- 26.2 Mandate of new born screening
- 26.3 treatment of locally endemic diseases
- 26.4 Expanded program on immunization
- 26.5 Maternal and child health
- 26.6 Provision of essential drugs
- 26.7 Nutrition
- 26.8 Safe water and good waste disposal

SECTION 27 MAINTENANCE OF HEALTH CENTERS, Municipal and barangay shall take appropriate measures:

27.1 To combat diseases and malnutrition within the framework of primary health care, though the application of readily available technology and through the provision of adequate nutritious food and safe drinking water, taking into consideration the dangers and risk of environmental pollution.

27.2 To establish a comprehensive parents orientation development program which includes course on reproductive health, human immunodeficiency virus (HIV) acquired immune deficiency syndrome (AIDS) child health and rearing practices in the context of Filipino Psychology;

27.3 To conduct massive information and education on breastfeeding utilizing existing reference materials for effective breastfeeding edification program.

SECTION 28. NUTRITION PROGRAM. The municipality of San Miguel shall promote good nutrition for children and towards this, it shall establish and implement the following:

28.1 Community-based and in-school feeding program for children

28.2. Nutrition education program for parents which includes the promotion of the use of iodized salt in every household.

Attested by:

BRYAN NEIL B. BRAZIL
Secretary of the Sangguniang Bayan

HON. RAUL A. SALAÑO
SB MEMBER

HON. ESTANISLAO D. SABBADAO, JR.
Municipal Vice-Mayor/Presiding Officer

HON. RICHARD LEN B. LAPIDARIO
SB MEMBER

Concurred:

HON. NORMAN NIEL P. MARTILLA
SB MEMBER

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

HON. LETECIA G. SOTOS
SB MEMBER

HON. JESS ROYEM B. LABACILADO
President, SK Pambayang Pederasyon

HON. THELMA M. BRAZIL
SB MEMBER

Approved:

ATTY. NORMAN D. SABBADAO
Municipal Mayor

Certified Correct:

28.3 Breastfeeding program for nursing mothers to ensure that infants are exclusively breastfed.

28.4 Provision of adequate nutritious food and access to clean and safe drinking water for all children, taking into consideration the danger and risk of environmental pollution.

28.5 Regulation of the scale of food in public and private elementary and high school level to ensure that schools sell nutritious food and beverage to children.

28.6 Deworming, follow-up monthly weighing

28.7 Monitoring of children with stunted growth.

Attested by:

SECTION 29. POSTER CARE PROGRAM. The municipal government through its local Social Welfare and Development Office (LSWDO) shall ensure the promotion of poster care program that caters the process of provision of planned temporary substitute parental care to a child by a foster homes/family as required by republic Act No. 10165 otherwise known the Foster Care Act of 2012.

SECTION 30. PROTECTION OF CHILDREN IN TIMES OF PANDEMIC. For health protection, children and their families are prohibited from carling/mendicancy activities especially during Christmas season.

ARTICLE VI DEVELOPMENT RIGHTS OF CHILDREN

SECTION 31. EARLY CHILDHOOD CARE AND DEVELOPMENT (ECCD) PROGRAM. The municipality of San Miguel, Leyte shall ensure to support the ECCD program through the following initiatives:

31.1 Establishment of Child development center (formerly known as Day Care Center) there shall be child development center manage by accredited day care worker/child development worker, established in every barangay in the municipality to ensure a total development and protection of child program as provided by Republic Act No. 6972.

31.2 Support to Child Development Worker and Support Group. The LGU/ barangay shall provide incentives and benefits for child development worker, technical assistance through trainings and capacity building activities shall be provided by the Local Social Welfare and Development Office.

SECTION 32. ACCESS TO QUALITY PRIMARY AND SECONDARY EDUCATION. The local government unit of San Miguel, Leyte recognize the right of every child to education, with the view to achieving this right progressively and on the basis of equal opportunity, it shall in particular:

32.1 Establish and maintain a system of free public education in the elementary and high school levels.

32.2 Develop different forms of secondary education, including general and vocational education, make them available and accessible to every child, and take appropriate measures such as the introduction of free education and offering financial assistance in case of needs.

32.3. Take measures to encourage regular attendance at schools and the reduction of drop-outs

32.4 Ensure that children with disabilities are provided with access to quality education and ample opportunities to develop their skills. School shall take into account their special needs with respect to the use of school facilities, class schedules, physical education requirements, provision and auxiliary services and other pertinent considerations.

32. 5 Facilitate in the establishment of more schools.

BRYAN NEIL B. BRAZIL
Secretary to the Sangguniang Bayan
HON. RAUL A. SALANO
SB MEMBER

HON. ESTANISLAO D. SABDAO, JR.
Municipal Vice-Mayor/Presiding Officer
HON. RICHARD LEN B. LAPIDARIO
SB MEMBER

HON. SAMUEL P. SALOMON
President, Liga ng mga Barangay
HON. NORMAN NIEG. WERTILDA
SB MEMBER

HON. JOSE ROYEM B. LABACILADO
President, SK Pambayang Pederasyon
HON. LETECIA G. JESPOS
SB MEMBER

HON. THELMA M. BRAZIL
SB MEMBER

Approved:
ATTY. NORMAN D. SABDAO
Municipal Mayor

Certified Correct:

BRYAN NEIL B. BRAZIL
Secretary to the Sangguniang Bayan
HON. RAUL A. SALANO
SB MEMBER

Attested by:

HON. ESTANISLAO D. SARDAO, JR.
Municipal Vice-Mayor/Presiding Officer
HON. RICHARD LEN B. LAPIDARIO
SB MEMBER

Concurred:

HON. NORMANTINE G. MARTINA
SB MEMBER
HON. SAMUEL P. SALOMON
President, Liga ng mga Barangay

HON. LETECIA G. BAYOS
SB MEMBER
HON. JOSE ROYEM B. LABACILADO
President, SK Pambarangay Pederasyon

HON. THELMA M. BRAZIL
SB MEMBER

Approved:
ATTY. NORMAN D. SARDAO
Municipal Mayor

SECTION 33. LEISURES, SPORTS, CULTURE. The local government unit of San Miguel shall respect and promote the right of the child to participate fully in cultural and artistic life and shall provide appropriate and equal opportunities for cultural, sports and recreational and leisure activities. In pursuit therefore, the following must be ensured:

33.1 Ensure the presence of playground/park, sports facilities and other recreational areas for children.

33.2 Recognize children who are gifted in sports or performing arts and provide access to resources to further development of their skills and talents.

SECTION 34. PARENTS EDUCATION. In order to enhance the capacity of parents to raise their children in a healthy, loving and nurturing environment and in a manner that is consistent with the child's normal growth and development, parent education shall be incorporated in the following:

34.1 Pre-marriage counselling seminars

34.2 Orientation for parents in the public and private schools for values formation, responsible parenthood and rights of the children.

**ARTICLE VII
PENAL AND PENAL PROVISION**

SECTION 35. GENERAL PENALTY. The penalty under the penal code and special law shall be applicable to any violations of the provisions of this code.

SECTION 36. INFORMATION DISSEMINATION. The Municipal Social Welfare and Development Office in coordination with the Local Council for the Protection of Children (LCPC) are hereby directed to formulate and implement information dissemination program to the general public about this code and cause the printing and distribution of the same.

SECTION 37. APPROPRIATIONS. The municipal government and barangay council shall appropriate at least 1% from Internal Revenue Allotment (IRA) to be incorporated in the annual investment plan to efficiently allocate children's fund for its programs, project, activities and operation/ strengthening of LCPC and to implement his code.

SECTION 38. SEPARABILITY CLAUSE. If for any reasons, any part of the provision of this code shall be held unconstitutional or invalid, other parts or provisions hereof which are not affected thereby shall continue to be in full force and effect

SECTION 39. REPEALING CLAUSE. All ordinances, resolutions, executive orders and other issuances which are consistent with any of the provisions of this code, are hereby repealed or modified accordingly.

SECTION 40. EFFECTIVITY CLAUSE. This code shall take effect upon completion of its publication and posting in at least two (2) conspicuous places for a minimum period of three (3) consecutive weeks.

UNANIMOUSLY APPROVED

April 20, 2026

I HEREBY CERTIFY to the correctness of the foregoing resolution.

BRYAN NEIL B. BRAZIL
Secretary to the Sangguniang Bayan

Concurred:

HON. NORMAN NIEL G. MARTUA
SB Member

HON. LETECIA G. ESPOS
SB Member

HON. RICHARD LEN B. LAPIDARIO
SB Member

HON. THELMA M. BRAZIL
SB Member

HON. RAUL A. SALANO
SB Member

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

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

Attested by:

HON. ESTANISLAO D. SABDAO, JR.
Municipal Vice-Mayor/Presiding Officer

Approved:

ATTY. NORMAN D. SABDAO
Municipal Mayor



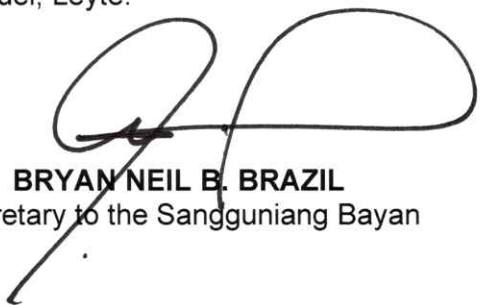
Republic of the Philippines
PROVINCE OF LEYTE
MUNICIPALITY OF SAN MIGUEL
-oOo-

OFFICE OF THE SANGGUNANG BAYAN

CERTIFICATE OF POSTING

THIS IS TO CERTIFY that Municipal Ordinance No. 2026-06, Series of 2026 as embodied under Resolution No. 134 Series of 2026 entitled **“AN ORDINANCE UPDATING THE LOCAL CODE FOR CHILDREN AND INCORPORATING THEREIN THE PROHIBITION OF ONLINE SEXUAL ABUSE AND EXPLOITATION OF CHILDREN (OSAEC) AND CHILD SEXUAL ABUSE OR EXPLOITATION MATERIALS (CSAEM) INSTITUTIONALIZING PROGRAM FOR ITS PREVENTION AND ERADICATION PROVIDING PENALTIES, ESTABLISHING A SUPPORTIVE ENVIRONMENT FOR CHILD VICTIMS AND PROVIDING FUNDS THEREOF”** has been posted in (3) three conspicuous places within the municipality and shall remain posted for (3) three consecutive weeks.

Done this 19th day of May, 2026 in San Miguel, Leyte.


BRYAN NEIL B. BRAZIL
Secretary to the Sangguniang Bayan