

Republic of the Philippines
PROVINCE OF ZAMBOANGA DEL
MUNICIPALITY OF BAYOG
7011
OFFICE OF THE SANGGUNIANG BAYAN

MUNICIPAL ORDINANCE NO. 9-30-06

BE IT ORDAINED by the 9th Sangguniang Bayan of Bayog, Zamboanga del Sur on its 116th Regular Session held at the Municipal Session Hall on November 27, 2006 at 9:00 A.M.

Section 1. This code shall be known as the “**Comprehensive Children’s Welfare Code of Bayog, Zamboanga del Sur.**”

Section 2. **Declaration of Policy and Principles of the Municipal Government of Bayog.** It is hereby declared to be the policy of the Municipal Government of Bayog that the enhancement as well as the promotion and protection of rights among children as to their survival and development be given primary concern. This code shall work for the respect for the role of the family in providing children the basic needs. It is also geared to support the efforts of parents, other child-care and development workers, Non-Government Organizations and communities in nurturing and caring for the children, from prenatal period to adolescence.

It shall be the policy of the Municipal Government of Bayog to ensure that the programs aimed toward the achievement of goals for the survival, protection, education, representation as well as participation and development of children be given utmost priority. Every effort shall be made by the Municipal Government of Bayog to guarantee that such programs are allocated with sufficient resources and are protected in times of economic severity and structural adjustments.

Section 3. **Definition of Terms.**

- a) “*Children*” – refers to persons below eighteen (18) years of age or those over but are unable to fully take care of themselves or protect themselves from abuse, neglect, cruelty, exploitation or discrimination due to physical or mental disability or condition.
- b.) “*Survival Rights*” - relates to the provision in relation to parental and governmental duties and liabilities, adequate living standard and access to the basic health services and social security.
- c.) “*Developmental Rights*” – pertains to the access of a child to educational opportunities, access to relevant information, play, leisure, cultural activities and the right to freedom of thought, idea, conscience and religion.
- d.) “*Protection Rights*” – covers those which shield and guard children against all forms of child abuse, exploitation and discrimination in major areas where a child is considered to be in an extremely difficult circumstance.
- e.) “*Representation and Participation Rights*” – includes the child’s freedom to express one’s self in matters affecting their lives as well as the right to proper representation in the law-making body of the locality. These shall be considered part of the preparation for responsible parenthood and citizenry.

f.) *“Moro”* – refers to any individual belonging to any of the thirteen ethno-linguistic groups closely associated with Islam or Muslim, such as Tausug, Maranaw, Maguindanao, Samal, Yakan, Sangil, Iranun, Palawani, Badjao, Jama-Mapun, Kalibugan, Kalagan, and Molbog.

g.) *“Child Abuse”* – refers to maltreatment of a child, whether habitual or not, which includes any of the following:

- a. Psychological and physical abuse, neglect, cruelty, sexual abuse and emotional maltreatment;
- b. Any act, deed or word which debases, degrades or demeans any intrinsic worth and dignity of a child as a human being;
- c. Unreasonable deprivation of their basic needs of survival such as food and shelter; or
- d. Failure to immediately give medical treatment to an injured child resulting in serious impairment of his/her growth and development or permanent physical, mental incapacity or death.

h.) *“Circumstances which gravely threaten or endanger the survival and normal development of children”*- includes, but are not limited to, the following:

- a. Being in a community where there is armed conflict or being affected by armed conflict-related activities;
- b. Working under conditions hazardous to life, safety and morals which unduly interfere with their normal development or working without provision for their education;
- c. Living in or fending for themselves in the streets of urban and rural areas without care of parents or guardians, or without any adult supervision needed for their welfare;
- d. Being a member of an indigenous cultural community and/or living under conditions of extreme poverty, or in an area which is underdeveloped and/or lack or has inadequate access to basic services needed for a good quality of life;
- e. Being with family members or guardians who have psychological problems grave enough for them to commit incest, sibling rape, lascivious acts and other forms of physical and mental abuse;
- f. Being a victim of human – made or natural disaster or calamity;
- g. Being a victim of an illegal transactional union or child trafficking;
- h. Circumstances analogous to those above stated which endanger the life, safety or normal development of children.

i.) *“Comprehensive Children’s Support System Against Child Abuse, Exploitation and Discrimination”* – refers to the coordinated program of services and facilities to protect children against:

- a. Child prostitution and other sexual abuse;
- b. Child trafficking;
- c. Obscene publication and indecent shows;
- d. Other acts of abuse;
- e. Child labor;
- f. Circumstances which threaten or endanger the survival and normal development of children, or as prescribed in the United Nations Convention on the Rights of the Child.

j.) “*Comprehensive Support System for the Development of Children*” – also refers to the coordinated program of services and facilities outline in Section 3 of RA 6972 and as prescribe by the UN Convention on the Rights of a Child.

k.) “*Bayog Special Council for the Welfare of Children*”- refers to the Council which shall be created by the Local Government of Bayog, Zamboanga del Sur responsible for the implementation of this code.

L.) “*Junk Diet*”- are foodstuffs which are processed with artificial flavors, coloring and preservatives and which have been found to contain carcinogenic elements harmful for the body; or those sold beyond their expiry period.

m.) “*Anti-Social Related Activities*”- are those acts on property, chastity and person which include, but not limited to, the following:

- a. Petty crimes such as snatching, shoplifting, etc;
- b. Using and pushing prohibited drugs, selling illegal or lewd reading materials;
- c. Pimping for young and old prostitutes and sexual perversion, doing or participating in obscene shows;
- d. Gambling of any form;
- e. Rape and incest; and
- f. Any other circumstances as defined in the existing laws.

ARTICLE 11 PROMOTION AND PROTECTION OF THE RIGHTS OF CHILDREN

Section 1. **Program on Child Abuse, Exploitation and Discrimination.** There shall be a comprehensive program to be formulated by the Municipal Social Welfare and Development Office in coordination with the special office for children’s concerns, other government agencies, and the private sector concerned within one (1) year from the effectivity of this code to protect the children against child prostitution and other forms of sexual abuse, child trafficking, obscene publications and indecent shows and other acts of abuse, and circumstances which endanger child survival and normal development.

Section 2. **Child Prostitution and other forms of Sexual Abuse.** Children, whether male or female, who, for money, profit or any other consideration, or due to coercion or influence of any adult, syndicate or groups, indulge in sexual intercourse or lascivious conduct, are deemed to be children exploited in prostitution and other sexual abuse.

The penalty as prescribed in Section 5 of Republic Act NO. 7610 shall be imposed upon the following:

Those who engage in or promote, facilitate or induce child prostitution which include but are not limited to the following:

1. Acting as procurer of a child prostitute by means of written or oral advertisements or other similar means;

2. Inducing a person to be a client of a child prostitute by means of written or oral advertisements or other similar means;

3. Entering into a relationship with or taking advantage of a child prostitute;
4. Threatening or using violence towards a child to engage him/her as a prostitute or participant in indecent shows;
5. Giving monetary consideration, goods or other pecuniary benefit to a child with the intent to engage such child in prostitution.

Those other persons who commit acts stated in Article 111 of Republic Act No. 7610 shall be penalized accordingly, as prescribed in the same.

The local Government Unit further prohibits the printing, publication, sale, distribution and exhibition of obscene and pornographic materials. Violators shall be penalized for a fine of not less than P500.00 but not more than P1,000.00 or an imprisonment of not more than 3 months or both upon the discretion of the court.

Section 3. Obscene Publications and Indecent Shows. Any person who shall hire, employ, use, persuade or coerce a child to perform in obscene exhibitions and indecent shows, whether live or in video, pose or model in obscene publications or pornographic materials shall suffer the penalty as prescribed in RA 7610.

Section 4. Sanctions for Establishment or Enterprise which Promote, Facilitate or Conduct Activities Constituting Child Prostitution and other Sexual Abuse, Child Trafficking, Obscene Publications and other Indecent Shows. All establishments or enterprises which promote or facilitate child prostitution and sexual abuse, child trafficking, obscene publications, indecent shows and other similar shows, and other acts of abuse shall be immediately closed and their authority or license to operate be canceled, without prejudice to the owner or manager thereof being prosecuted under this code.

Section 5. Child Trafficking. 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 for money, or for any other consideration, or barter, shall suffer the penalty as prescribed in Article 1V of Republic Act no. 7610.

Section 6. Attempt to Commit Child Trafficking. There is an attempt to commit child trafficking under the following circumstances:

- a. When a child below 15 years old travels alone to or from Bayog, Zamboanga del Sur without valid reason therefore and without clearance issued by the Bayog Special Committee for Children's Concern and Welfare, or written permit or justification from the child's parents or legal guardians;
- b. When a pregnant mother, father or guardian executes an affidavit of consent for adoption for a consideration; or consents, participates or in any manner causes the registration of the birth of such child in the name of another with or without consideration;
- c. When a person, agency, establishment or child-caring institution recruits women or couples to bear children for the purpose of child trafficking;
- d. When a doctor, hospital or clinic official or employee, nurse, midwife, local civil registrar or any other person simulates birth for the purpose of child trafficking;

- e. When a person engages in the act of looking for children among low income families, or in hospitals, clinics, nurseries, day care centers or other child caring institutions, who can be offered for child trafficking; or
- f. When any person, authority, agency or institution has witnessed and yet failed to report transactions related to child trafficking.

A penalty prescribed in Article 1V of Republic Act No. 7610 shall be imposed upon the principals of those who attempt to commit child trafficking under this code. In addition, a one-month community service shall be imposed for the commission and omission of acts under Section 4. Such service shall be defined by the Social Development Committee of Bayog, Zamboanga del Sur.

Section 7. Other Act and/ or Condition Prejudicial to the Child's Development. It shall be unlawful for any person to sell liquor, cigarette, illegal drugs and other items detrimental to the development of the child.

For purposes of this Ordinance, the penalty for the commission of such act as prescribed in Article V1 of Republic Act No. 7610 shall be imposed. The victim of the act committed under this section shall be entrusted to the care of Bayog Special Committee for Children's Concerns.

It shall be unlawful for any person to sell and possess destructive and harmful toy guns and play such toys in public places for the reason of physical and psychological harm to the children. Any person violating this section shall be penalized by confiscating the toy guns.

Section 8. Control on Children's Exposure to Commercial Video Games. Commercial establishment catering rental of electronic video games to children during school days from 7:00 o'clock in the morning to 5:00 o'clock in the afternoon shall be subjected to suspension of business permit for fifteen (15) days during the first offense and, one (1) month suspension of the same for the second offense.

Confiscation of all video units of said establishments and cancellation of business permit shall constitute the penalty for the third offense.

Commercial establishment that engage in selling or catering rental video tapes, CD and DVD are prohibited to sell or rent X rated video tapes and the likes to the minor.

Violators are subject to be penalized by a fine of not less than P500.00 but not more than P1,000.00. For second-time offender confiscation of the X video tapes, CD and DVD and cancellation of business permit.

Section 9. Children Involved in Anti-Social Related Activities. Children who are involved in anti-social or related activities shall be registered in a rehabilitation program that shall assist the children rebuild themselves and reintegrate in the mainstream of society.

Section 9A. Monitoring of Suspended Cases of Children and Appropriate Assistance. Application for suspension of sentences of children involved in anti-social activities shall be done by the Bayog Special Committee for Children's Concerns. A special team from such office shall monitor closely the cases involving children in court to adequately enforce the suspension of sentences. Appropriate and responsive rehabilitation program shall be afforded to them under the care of Bayog Special Committee for Children's Concerns. The framework of assistance shall be designated by the Bayog Special Committee for Children's Concerns in coordination with the NGOs and professionals with special interests on rehabilitation.

Section 9B. Appointment of Child and Youth Relations Officer and Police Procedures. The Police Station in Bayog Zamboanga del Sur shall have a Child and Youth Relations Officer tasked to handle cases involving children. Child-friendly police procedures shall be implemented as contained in the Police Handbook on the Management of Cases of Children in Especially Difficult Circumstances. Each PNP element shall be provided a copy of this handbook.

Section 9C. Special Course for PNP Members. A special course for members of the PNP shall be designed to handle effectively the children involved in anti-social activities. All police officers shall take up the course especially those who are interested to be assigned with the Child and Youth Relations Section (CYRO) and other CYRO Officers in the PNP detachment.

The course shall be designed and provided by the Bayog Special Committee for Children's Concerns in close coordination with the PNP Child Protection Team per Police manual and, NGOs and professional organization focused on child and youth programs.

Section 9D. Police Brutality. Any brutality committed against children by police authorities shall be subjected to penalty under this Ordinance as determined by the local People's Law Enforcement Board without prejudice to the provisions of the Revised Penal Code.

Section 10. Employment of Children. Children as defined in this code shall not be employed; Provided ; that :

a. The minimum requirements as stated in Section 12 of Republic Act No. 7610 shall be present; and

b. The employer shall register the child to the Bayog Special Committee for Children's Concerns to enjoy benefits and other special protection as may be provided for by the said special committee tasked to formulate rules and regulations.

The Bayog, Zamboanga del Sur Special Committee for Children's Concerns shall promulgate rules and regulations necessary for the effective implementation of this Section.

Section 10 A. Prohibition on the Employment of Children in Certain Advertisement. No Person shall employ child to model in all forms of commercial or advertisements promoting alcoholic beverage, intoxicating drinks, tobacco and its by products, junk food, and violence.

Section 10B. Prohibition of Minors to Drive Passenger Vehicles. No minor (below 18 years old) shall drive motorized vehicle in any major roads in the municipality.

Penalties. Any person who shall violate any provision of this Article shall suffer the penalty as prescribed in Section 16 of Republic Act No. 7610.

Section 11. Specialized Team of Educators for Moro and Indigenous People's children. In addition to the rights guaranteed to indigenous and Moro children under RA No. 7610, other existing educators shall look into the appropriateness of Curriculum for the indigenous and Moro children in the municipality of Bayog and to design training for Teachers assigned to their communities which are culture-specific and relevant to the Needs and existing situation of their communities.

Section 11A. Creation of Moro and Indigenous People's Council. A Council for Moro

And Indigenous Communities in the municipality of Bayog, Province of Zamboanga del Sur shall be created to Facilitate planning, decision making implementation, and evaluation of all government Programs affecting children of indigenous and Moro peoples. NGOs focused on these Communities shall also be recognized, respected and represented to the Council.

Section 12. Children as Social Indicators of Local Condition. Children are hereby declared as Social Indicators of Local Condition. It shall be the responsibility of the Local Government of Bayog, Zamboanga del Sur and all other sectors concerned to resolve armed conflicts in order to idealize the UN Convention on the Rights of the Child.

Section 13. Respect for the International Covenants Relevant to Armed Conflict. The Local Government Unit of Bayog, Zamboanga del Sur undertakes to respect and to ensure respect for rules of international humanitarian law applicable to Philippine political armed-conflict which are relevant to the child. Specifically the following policies shall be observed:

- a. Children shall not be the object of attack and shall be entitled to special respect. They shall be protected from any form of threat, assault, torture or other cruel, inhumane or degrading treatment;
- b. Children shall not be recruited to become members of the Armed Forces Of the Philippines or its civilian units or other armed groups, nor be allowed to take part in the fighting or used as guides, or couriers, or spies;
- c. Delivery of basic social services such as education, primary health and Emergency relief services shall be kept unhampered;
- d. The safety and protection of those who provide services, including those Involved in fact-finding missions from both government and non-government institutions shall be ensured. They shall not be subjected to undue harassment in the performance of their work;
- e. Public infrastructure, such as schools, hospital and rural health units shall Not be utilized for military purposes such as command posts, barracks, detachments, and supply depots; and,
- f. All appropriate steps shall be taken to facilitate the reunion of families temporarily separated due to armed conflict.

Section 13A. Evacuation of Children during Armed Conflict. Children shall be given priority during evacuations as a result of armed conflict. Existing people's organizations shall be tapped to look after the safety and well-being of children during evacuation operations. Measures shall be taken to ensure that the children evacuated are accompanied by persons responsible for their safety and well-being.

Section 13B. Family Life and Temporary Shelter. Whenever possible, members of the same family shall be housed in the same premises and given separate accommodation from other evacuees and provided with facilities to lead a normal family life. In places of temporary shelter, expectant and nursing mothers and children shall be given additional food in proportion to their physiological needs. Whenever feasible, children shall be given opportunities for physical exercise, sports and outdoor games.

Section 13C. Children and Family Psycho-Social Program. It is important for the children and their families that they shall be part of a psychosocial program. The Bayog Special Committee for Children's Concerns shall design a comprehensive psychosocial program for both children and their families affected by the armed-conflict.

Section 13D. Rights of Children Arrested for Reasons Related to Armed Conflict. Any child who has been arrested for reasons related to armed conflict, either as combatant, courier, guide or spy is entitled to the following rights:

- a. Separate detention from adults except where families are accommodated as family rights;
- b. Immediate free legal assistance;
- c. Immediate notice of such arrest to the parents or guardian of the child; and
- d. Release of the child on recognizance within twenty-four (24) hours to the custody of the Zamboanga del Sur Special Committee for Children;s Concern or any responsible member of the community as determined by the court.

If after hearing the evidence in the proper proceedings, the court should find that the aforesaid child has committed the acts charged against him/her, the court shall determine the imposable penalty, including any civil liability chargeable against him/her. However, instead of pronouncing judgment of conviction, the court shall suspend all further proceedings and shall commit such child to the custody or care to the Bayog Special Committee for Children's Concerns, or to any training institution operated by the government, or duly-licensed agencies or any other responsible person, until he/he has reached eighteen (18) years of age or, for a shorter period as the court may deem proper, after considering the reports and recommendations of the Bayog Special Committee for Children's Concerns, or the agency or responsible individual under whose care he/she has been committed.

The aforesaid child shall be subjected to visitation and supervision by a representation of the Bayog Special Committee for Children's Concerns or any duly licensed agency or such other officer as the courts may designate to such conditions as it may prescribe.

Section 13E. Monitoring and Reporting of Children in Situations of Armed Conflict. The chairperson or any designated official of the Barangay affected by the armed conflict shall submit the names of children residing in said barangay to the District Social Welfare and Development Officer within twenty-four (24) hours from the occurrence of the armed conflict.

Section 14. Selective Ban on Benefit Dance in the Barangay. Barangay level fund raising activities shall not include "benefit dance" as defined in this Ordinance.

Culturally relevant activities shall be promoted instead of promoting young women as commodities during "benefit dance. A penalty shall be imposed to the organizers of the benefit dance by the Provincial Court accordingly for the violation of this provision.

Section 15. Curfew on Minors. For the protection of children below 18 years of age, they shall be prohibited from loitering around or sleeping in public places, after 11 o'clock in the evening until 4 o'clock in the morning of the following day, unless they are in the company of their parents or guardians.

A penalty equivalent to a whole day seminar on duties and responsibilities of children and parents shall be imposed on the parents or guardians of the violators of this provision.

A 15-day community service, as determined by the local court, shall be imposed as penalty for second- time offenders.

ARTICLE 111
SURVIVAL AND DEVELOPMENT RIGHTS OF CHILDREN

Section 1. **Under Five Program Framework** . The local government of Bayog, Province of Zamboanga del Sur shall ensure to the maximum extent possible the survival and development of the child. The program on survival and development shall include the following;

- a. Monitoring of registration of births and the completion of the immunization series for prevention of tuberculosis, diphtheria, pertussis, Tetanus, measles, poliomyelitis and such other disease for which vaccines have been developed for administration to children up to five (5) years of age;
- b. Growth and nutritional monitoring with nutritional feeding and supervision of nutritional intake at home;
- c. Care for children of working parents during the day and, where feasible, care for children up to five (5) years of age when parents are working at night; Provided, That the day care center need not take care of the children in a particular place but shall develop network of homes where adults may take care of the children up to five (5) years of age of working parents during work hours, with adequate supervision from the Municipal Social Welfare Officer or Bayog, Zamboanga del Sur Special Committee for Children's Concerns; Provided, further, that, where young children are left to the care of a paid domestic, an elderly relative or older children without adequate and competent adult supervision, the Municipal Social Welfare Officer shall provide such training and adult supervision until the children's care meets adequate standards whereby the children under their care will develop normally as healthy, happy and loved children, even in the absence of their parents during working hours
- d. Materials and network of surrogate parents-teachers who will provide Intellectual and mental stimulation to the children, as well as supervised wholesome recreation, with a balanced program of supervised play, mental stimulation activities, and group activities with peers;
- e. A sanctuary for abused, neglected or exploited children which will take in children in urgent need of protection due to a situation which endangers the child, or which has exposed the child to cruelty and abuse; Provided, that the center, with the help and support of the barangay officials and their barangay-level support systems, may call upon law enforcement agencies when the child needs to be rescued from an unbearable home situation;
- f. A Reproductive Health Care Center for pregnant mothers for prenatal and neonatal care and, in the proper case, for delivery of the infant under conditions which will remove or minimize risk to mother and child; Provide that high-risk mothers shall be referred to the proper tertiary or secondary care service personnel and children who are at risk from any condition or illness will be brought for care; Provided, further, that hilots and barangay health workers are provided the needed basic training for normal delivery and are trained to recognize high-risk pregnancies which should be referred to competent obstetrical and pediatric medical care for mother and child who are at risk;
- g. A barangay level network of assistance from among the adults of the barangay for the total development and protection of children;
- h. Unstructured combined with structured learning exercise for children under the early childhood education shall be instituted in the children centers, or day care centers respecting the participation right of the child;

- i. A pool of trained day care or child development workers.

Section 1 A. **Early Childhood Care and Development Program.** The Local Government of Bayog, Zamboanga del Sur shall initiate for the care of 0-2 year old children through the Early Childhood Care and Development Program and that supervision of 0-2 year old in a daily 8-hour programme, if needed, shall be initiated everyday.

Section 1B. **Population-Based Day Care Center Setting Up.** The Day Care Centers shall be set up in every barangay. Number of such centers shall depend on the population level of the children and how depressed the barangay is, as determined by the Bayog Special Committee for Children's Concerns in coordination with the MSWD Office. Parents Program shall form part of this early childhood education.

Section 1C. **Promotion of Primary Health Care Program.** The Barangay Health Centers shall implement the primary health program.

To further ensure the implementation of Art. 111 Section 1C of this Code, the local government of Bayog, in particular, shall take appropriate measures:

C1.) To combat disease and malnutrition within the framework of primary health care, through the application of readily available technology and through the provision of adequate nutritious foods and clean drinking water, taking into consideration the dangers and risk of environmental pollution;

C2.) To establish a comprehensive Parents Orientation Development Program which include courses on reproductive health, child health and child rearing practices in the context of the Filipino psychology;

C3.) To monitor the full implementation of the Milk Code of the Philippines and advocate for the prosecution of milk firms which violate the code;

C4.) To conduct massive information and education on breastfeeding, utilizing existing reference materials for effective breastfeeding education program. And that students in all levels are required to take up breastfeeding course which shall be an integral part of all curricula.

Section 2. **Comprehensive Training Course on Child Health.** All health practitioners dealing with child health in government, NGOs or private institutions shall be required to complete a Comprehensive Training Course on Child Health. No one shall practice his or her health profession without the updated Certificate of Completion of this training course which shall be designed by the Task Force on Child Health, or as prescribed in the implementing rules and regulations on this ordinance.

Violation of this provision constitutes a penalty of cancellation of license to practice profession.

Section 3. **Child-Friendly Health Office in Bayog.** The Health Office in Bayog shall set up child-friendly health stations in the barangays.

Section 4. **Survey and Active Program for Differently-Abled Children.** The Local Government of Bayog shall make a periodic comprehensive survey on the differently-abled individuals of the municipality which should be child-focused and specific. It is basic to achieve

a more systematic coordination of services (health nutrition and education) for children with special needs.

Section 5. Investment in Educators and Health Professional Training Programme for Special Program with Differently-Abled Children. Training program for educators and health professional handling differently-abled children shall form part of the priority of the local government of Bayog.

Section 6. Barangay- Level Recreational and Cultural Facilities and Program. A barangay level program for the revival of indigenous games reflective of the cultural diversity in Bayog shall be installed. The local government shall allocate space for recreation and provide recreational facilities appropriate for children's gender and age. A regular cultural program appropriate for each children's age-group and gender shall be designed with due respect to cultural diversity.

Section 7. Parenting Orientation Courses. Marriage License applicants shall be required to participate to a Parenting Orientation Course 1, among other requirements, prior to the issuance of marriage license by the Civil Registrar. This course becomes an integral part of existing Family Planning Seminar or Reproductive Health Course. The Bayog Special Committee for Children's Concerns in close coordination with the Municipal Health Office and the Civil Registry Office shall update the family planning seminar in recognition of this code.

Parent-applicants for birth certificate of their child shall also be required to participate to a Parenting Orientation Course 11, as a follow-up to the first course before issuance of a Certificate of Live Birth by the Civil Registrar without prejudice to the early registration of birth requirement under existing law.

Implementing guidelines for this ordinance shall be formulated by the Bayog Special Committee for Children's Concerns in close coordination with the Office of the Civil Registrar.

Modules for these courses shall be designed by the Bayog Special Committee for Children's Concerns and the Municipal Social Welfare and Development Office and in close coordination with NGO child focused program.

ARTICLE V1 PARTICIPATION RIGHTS OF CHILDREN

Section 1. Participation of Children in Decision-Making Processes. The children in the family, school, community or other organization or institution shall be heard. Each child regardless of sex, age and tribe has the right to express his or her opinion freely and to have that opinion taken into account in any matter or procedure affecting the child. It shall be the responsibility of the adults to provide opportunities for children to express his or her views, obtain information, make ideas or information known, regardless of tribe, religion, and sex.

Section 2. Installation of Mechanism of Participation in Policy and Program Formulation in the Local Government. It is important to consult the children and provide venue for their expression of views relevant to Bayog, Zamboanga del Sur policies. It is therefore proper that seven to twelve (7-12) years old and the thirteen to eighteen (13-18) years old are convened through their representatives in a once a year basis, specifically during the children's month,

every October. NGOs concerned with these groups of children shall be part of the process in both preparation and evaluation of the convention. Detailed implementing rules and guidelines shall be drafted by the Sanguniang Kabataan Secretariat, in coordination with the Bayog Special Committee for Children's Concern.

ARTICLE V IMPLEMENTING MECHANISM

Section 1. Creation of the Special Committee for Children's Concerns. The municipality of Bayog shall create and organize the Bayog Special Committee for Children's Concerns which shall be composed of representatives coming from the different government agencies:

- a. Municipal Planning and Development Office
- b. Municipal Health Office
- c. Department of Education
- d. Municipal Social Welfare and Development Office
- e. Municipal Budget Office
- f. Municipal Local Government Officer
- g. PESO Manager
- h. PNP Women's Desk

Representatives from the following sectors may also be invited;

- a. Municipal Sangguniang Kabataan Federation
- b. Public Law Enforcement Bureau (PLEB)
- c. NGOs dealing with women and children's concerns

Section 1A. Objectives of Bayog Special Committee for Children's Concerns. The Bayog Special Committee for Children's Concerns shall be created to reinforce the capacity of the Municipal Social Welfare and Development Office in realizing the provisions of this code. It shall act as a regulatory body for the operations of all existing programs and projects designed for children. More specifically, the Bayog Special Committee for Children's Concerns shall have the following objectives;

- a.) Promote the implementation of the provisions of the UN Convention of the Rights of the Child
- b) Educate the stakeholders and the members of the Bayog community of the Convention of the Rights of the Child;
- c.) Design and implement programs to enhance the well-being of the children of Bayog;
- d.) Ensure the proper allocation of resources for children's concerns;
- e.) Protect the Rights of the Child;
- f.) Monitor the implementation of this code and the respect of the UN Convention of the Rights of the Child; and
- g.) Periodically assess and evaluate the plans and programs of the Special Committee, and assist in the refinement of the implementing Rules and guidelines of this Code.

Section 2. Components of Bayog Special Committee for Children's Concerns. The Special Committee shall have the following components to orchestrate its various program and projects consistent with the provisions of this Code, national issuances and international covenants:

- A.) Reception and Study Center
- B.) Psycho-Social Rehabilitation Centers for Children in Extremely Difficult Circumstances
- C.) Child Friendly Health Stations

- D.) Child's Rights Advocacy and Campaign
- E.) Early Childhood Care and Development Program

ARTICLE V1
FINAL PROVISIONS

Section 1. **Rules and Regulations.** Unless otherwise provided in this Code, the Sangguniang Bayan of Bayog in coordination with the Bayog Special Committee for Children's Concerns shall promulgate rules and regulations for the effective Implementation of this Code. Such rules and regulations shall take effect two months after the approval of this Code.

Section 2. **Appropriations.** The amount necessary to carry out the provisions of this Code is hereby authorized to be appropriated in the Annual Implementation Plan, Specifically, 5% of the gross income of the Local Government of Bayog and Additional 1.5 % from each additional fund from other sources.

Section 3. **Separability Clause.** If any provisions of this Code are declared invalid or unconstitutional, the remaining provisions not affected thereby shall continue to be in full force and effect.

Section 4. **Repealing Clause.** All Codes, local issuances or rules inconsistent with the provisions of this Code are hereby repealed or modified accordingly.

SECTION 5 – **EFFECTIVITY Clause** - This ordinance shall take effect after three (3) consecutive weeks of publication in a newspaper of general circulation in the Province of Zamboanga del Sur.

APPROVED this 27th day of November 2006, on motion of Hon. Saturnino O. Amor, duly seconded.

AYES: Hon. Celso A. Matias, Hon. Baltazar R. Caberte, Hon. Romualdo S. Godin, Hon. Alejandro A. Sarno, Hon. Aquilino T. Maala, Hon. Norelyn B. Rodriguez, Hon. Saturnino O. Amor, Hon. Jose C. Gadaingan, Hon. Rio R. Apao and Hon. Esmeralda S. Aranges.

NAYS: NONE

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CERTIFIED CORRECT:

ATTESTED:

(SGD) CONSUELO T. LUCERO
Secretary to the Sanggunian

(SGD) PEDRO T. ANLAP
Municipal Vice Mayor-Presiding

VERIFIED CORRECT:

APPROVED:

(SGD) CELSO A. MATIAS
SB Member-Floor Leader

(SGD) MARY ANN L. CARTALLA
Municipal Mayor