



Republic of the Philippines
PROVINCE OF CAVITE
City of Bacoor

OFFICE OF THE SANGGUNIANG PANLUNGSOD

DISTRICT I

HON. CATHERINE SARINO-EVARISTO
City Councilor

HON. MICHAEL E. SOLIS
City Councilor

HON. ADRIELITO G. GAWARAN
City Councilor

HON. VICTORIO L. GUERRERO, JR.
City Councilor

HON. ALEJANDRO F. GUTIERREZ
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HON. LEVY M. TELA
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HON. SIMPLICIO G. DOMINGUEZ
City Councilor

HON. RAMON N. BAUTISTA
Liga nga mga Barangay President

HON. MAC RAVEN ESPIRITU
SKF-President

Attested by:

ATTY. KHALID B. ATEGA, JR.
Sangguniang Panlungsod Secretary

Certified by:

HON. ROWENA BAUTISTA-MENDIOLA
City Vice-Mayor

Approved by:

HON. STRIKE B. REVILLA
City Mayor

PRESENT:

HON. ROWENA B. MENDIOLA City Vice Mayor/Presiding Officer

DISTRICT I MEMBERS:

Hon. Catherine S. Evaristo City Councilor
Hon. Michael E. Solis City Councilor
Hon. Adrielito G. Gawaran City Councilor
Hon. Victorio L. Guerrero, Jr. City Councilor
Hon. Alejandro C. Gutierrez City Councilor
Hon. Levy M. Tela City Councilor

DISTRICT II MEMBERS:

Hon. Roberto L. Advincula City Councilor
Hon. Reynaldo D. Palabrica City Councilor
Hon. Reynaldo M. Fabian City Councilor
Hon. Rogelio M. Nolasco City Councilor
Hon. Alde Joselito F. Pagulayan City Councilor
Hon. Simplicio G. Dominguez City Councilor

EX-OFICIO MEMBERS:

Hon. Ramon N. Bautista Liga ng mga Barangay President
Hon. Mac Raven Espiritu SK Federation President

CITY ORDINANCE NO. 231-2022
Series of 2022

AN ORDINANCE AMENDING VARIOUS PROVISIONS OF CITY ORDINANCE NO. 171-2021 (ALSO KNOWN AS THE "CHILD DEVELOPMENT AND PROTECTION CODE OF THE CITY OF BACOR, CAVITE").

Authored by:

Hon. Catherine S. Evaristo and

Hon. Reynaldo D. Palabrica



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WHEREAS, Republic Act No. 7610 (otherwise known as the "**Special Protection of Children Against Abuse, Exploitation and Discrimination Act**") specifically prohibits the abuse, exploitation, and discrimination of children and minors while ascribing greater responsibility upon parents for the care of their children.

WHEREAS, City Ordinance No. 171-2022 (also known as the "**Child Development and Protection Code of the City of Bacoor**") was approved on 23 August 2021 to plug some legal loopholes being exploited by criminals engaged in the systematic abuse of children.

WHEREAS, City Ordinance No. 171-2021 (or "CO 171-2021") needs to be revised due to the impact of the pandemic in the day-to-day lives of children that made them more vulnerable to social media bullying and abuse.

NOW THEREFORE, be it **ORDAINED** by the 5th Sangguniang Panlungsod of the City of Bacoor, Cavite in regular session duly assembled that:

Section 1. Section 4 of CO 171-2021 is hereby amended and shall read as follows:

"Section 4. Rules on Interpretation. In case a conflict in the interpretation hereof arises between the English version of this ordinance and its Filipino translation, the provisions of this Code and its annexes appearing in English shall prevail.

xxx

4.8. Any word, phrase, or term not enumerated above but used in this Code shall be interpreted by considering the context in which it was used, its meaning as popularly understood, or its definition in either the Black Law Dictionary or in the 2022 edition of Meriam-Webster Dictionary; and xxx"



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City Mayor

Section 2. Section 5 of CO 171-2021 is hereby amended and shall read as follows:

"Section 5. Construction. -- This Code shall be liberally construed to carry out the policies embodied herein. In their interpretation and application, the provisions of this Code shall be held to be the minimum requirements for the protection of children and shall be construed to achieve the purposes for which this Code was adopted.

This Code shall interfere with, abrogate, and annul any other ordinance, rule, order, memorandum, or guideline prevailing in the City of Bacoor prior to its approval that are inconsistent with the provisions of this ordinance. Where any provision of this Code imposes restrictions different from those imposed under other provisions of this Code, the provision that is more restrictive or that imposes higher standards shall control. xxx"

Section 3. Section 6 of CO 171-2021 is hereby amended to read as follows:

"Section 6. Due Process Requirements. The rudimentary requirements of procedural and administrative due process shall be strictly observed prior to the imposition of any of the penalties specified hereunder. Thus, the City Mayor and City Social Welfare and Development Officer and all other city employees under them shall ensure that persons against whom the said penalties are intended to be imposed shall be: xxx"

Section 4. Section 10 of CO 171-2021 is hereby amended to read as follows:

"Section 10. Definition of Terms. - The following terms as used in this Code shall be known as follows:

xxx

"(c) "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 because of a physical, mental, or psychological disability or condition;

xxx

(e) "Child at Risk" - a child who is vulnerable to, and at the risk of, committing criminal offenses because of personal, family, and social circumstances.

xxx



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[f] "Circumstances which gravely threaten or endanger the survival and normal development of children" include, but are not limited to, the following:

xxx

[h] "Community Service" is any actual physical activity to be performed only by an adult which inculcates civic consciousness and is intended towards the improvement of a public work or promotion of a public service to be imposed by a court of law against any adult person who violates this Code pursuant to the IRR of RA No. 11362 [the "Community Service Act");

xxx

[i] "Comprehensive program against child abuse, exploitation and discrimination" refers to the coordinated program of services and facilities to protect children against:

xxx

[2] "Child trafficking" refers to the recruitment, obtaining, hiring, providing, offering, transportation, transfer, maintaining, harboring, or receipt of persons with or without the victim's consent or knowledge, within or across national borders by means of threat, or use of force, or other forms of coercion, abduction, fraud, deception, abuse of power or of position, taking advantage of the vulnerability of the person, or, the giving or receiving of payments or benefits to achieve the consent of a person having control over another person for the purpose of exploitation which includes at a minimum, the exploitation or the prostitution of others or other forms of sexual exploitation, forced labor or services, slavery, servitude or the removal or sale of organs.

The recruitment, transportation, transfer, harboring, adoption or receipt of a child for the purpose of exploitation or when the adoption is induced by any form of consideration for exploitative purposes shall also be considered as 'trafficking in persons' even if it does not involve any of the means set forth in the preceding paragraph."

xxx

Section 5. Section 12 of CO 171-2021 is hereby amended to read as follows:



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"Section 12. Survival Rights of the Child. Survival rights ensure the child's inherent right to life and to the needs that are most basic to existence such as but not limited to the following:

[1] The right to be born well, endowed with the dignity and worth of a human being from the moment of his or her conception.

[2] The right to a wholesome family life that will provide him or her with love, care, and understanding, guidance and counseling, and moral and material security. xxx"

Section 6. Section 14 of CO 171-2021 is hereby amended to read as follows:

"Section 14. xxx

[4] Free medical treatment or checkup when he/she becomes a victim of abuse and to demand that the cost of such treatment be paid by the person/s who subjected him/her to such abuse upon order of a court of law;

[5] Demand that his/her cellphone, gadgets, and other personal effects not be opened or accessed without his/her written consent and in the presence of his/her guardian/s or parent/s: xxx".

Section 6. Section 15 of CO 171-2021 is hereby amended to read as follows:

"Section 15. Participation Rights of the Child. "Participation rights" refer to the child's right to participate in matters that affect him/her most by providing all appropriate venues where he/she can express his/her opinions freely and to have these opinions taken into account, involvement in decision-making and a consultative process, freedom of association and peaceful assembly either directly, or through a representative or an appropriate body in a manner consistent with pertinent laws, ordinances, rules, regulations, department orders of national agencies or treaties. xxx"

Section 7. Section 19 of CO 171-2021 is hereby amended to read as follows:

"Section 19. Right to discipline children. - Parents have the right to discipline their minor children as may be necessary for the formation of their good character, provided it does not fall under the prohibited acts mentioned in this Code. Parents may require from their



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minor children obedience to just and reasonable rules, suggestions, and admonitions. xxx"

Section 8. Section 26 of CO 171-2021 is hereby amended to read as follows:

"Section 26. Additional Duties of the City Social Welfare and Development Office. – Aside from the duties and responsibilities reposed upon the CSWDO by law, ordinance and various government regulations, the said Office shall also perform the following duties:

26.1. Defend children from any form of abuse by filing the necessary legal action against any person or institution that violates the rights of the child as embodied in Sections 11 to 15 of this Code, in other city ordinances, and in various pertinent laws and regulations;

26.2. File the necessary legal action in a court of law to restrain any person or institution in performing any activity that hinders the development of children, endangers a child, or that imperils the values and morals of children including the temporary engagement of a lawyer for the sole purpose of defending the rights of a child accused of committing a crime if the city or national government cannot provide competent legal representation for the said child; xxx"

Section 9. City Ordinance No. 171-2021 is hereby further amended by inserting a new provision in between Sections 49 and 50 resulting in the re-numbering of all subsequent sections thereof:

"Section 50. Mandatory Programs to Protect Children from Abuse and Sexual Harassment, Child Trafficking. The following mandatory programs shall be implemented by the CSWDO, the CCPC, and by the Office of the City Mayor in all schools in the City of Bacoor to ensure the protection of school children from abuse, sexual harassment, and/or child trafficking:

50.1. Child Rights Posters: the City Information Office, in coordination with the CSWDO, the CCPC, and civil society organizations advocating child protection and development, shall formulate/design a poster effectively explaining to school children the meaning of abuse, sexual harassment, and/or child trafficking and how they can protect themselves against perpetrators of those acts. The said poster design once approved by the CCPC shall be printed at the expense of the city government and shall be posted in all classrooms, canteens, and bathrooms in all



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City Mayor

private and public schools in the city. The said poster design must also indicate in very simple terms how a child subjected to abuse, sexual harassment, and/or child trafficking can anonymously call a hotline to be maintained by the CSWDO. The removal of the said posters without the authority of the CCPC and the refusal of a school administration to comply with this provision shall be deemed a violation of this Ordinance.

50.2. Child Rights Hotline: the CSWDO shall establish, operate, and maintain a Child Rights Hotline (to be known as a "Bantay Batang Bacoor Hotline") that children subjected to abuse, sexual harassment, and/or child trafficking can call to report the criminal acts that were done or are being done against them. The said hotline shall be operated by city government personnel or by volunteers who have been trained by the CSWDO to handle crisis situations involving children. The right to privacy of children and of the persons mentioned in the said complaints shall be protected by the CSWDO.

50.3 Mandatory Classroom Seminars on Abuse, Sexual Harassment, and Child Trafficking in All Schools in the City of Bacoor: the CCPC, in coordination with the DepEd and the owners of all private schools in the City of Bacoor, shall conduct mandatory classroom seminars on how children can recognize abuse, sexual harassment, and/or child trafficking, how they can protect themselves against the said criminal acts, and what to do in case they were victims of the said acts. The said seminars shall be attended by not more than 30 school children and shall be conducted with the knowledge of the parents/guardians of the children. A separate seminar to be attended by the parents/guardians of each class on the same topic shall also be held by the CCPC. The holding of the said seminars shall be a continuing project of the CCPC and may be done on any school day in a manner that is least disruptive to the academic training of the school children.



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50.4 Mandatory Creation of Child Protection Committees in All Schools in the City of Bacoor. The Principal, Administrator, President, or Owner of all schools located and operating within the City of Bacoor are hereby mandated to create a Child Protection Committee.

50.4.1. Composition of the Child Protection Committee. Each Committee shall be comprised of the guidance counselor of the school, or if the school has no guidance counselor, any teacher in the said school that has undergone training with the CCPC on how to handle and investigate child abuse cases as Chairperson. Each committee shall have four members. Two of the said members shall be the President and Vice President of the Parents-Teachers Association of the said school both of whom should not be employees of the same school where they will serve as committee members. In case one of the said members is disqualified, the PTA shall choose who among its officers shall become a member of the Committee. The other two members of the committee shall be a representative of the City Social Welfare and Development Office who must be either a lawyer or any other person who have undergone training on how to handle and investigate child abuse cases and the school principal.

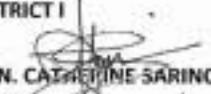
50.4.2. Appointment of Committee Members/Commencement of Duties. The members of the Committee shall be appointed by the City Mayor not later than thirty calendar days after the start of each school year upon the recommendation of the CCPC. The said Committees shall commence in the exercise of their duties

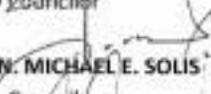


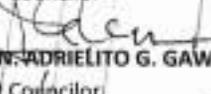
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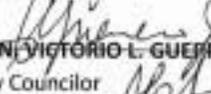
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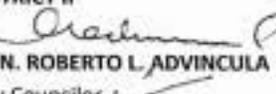

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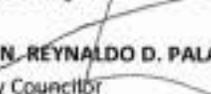

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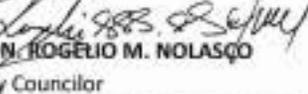

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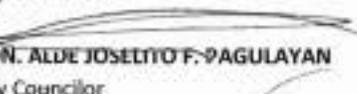
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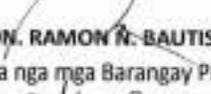

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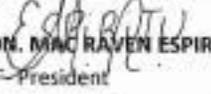

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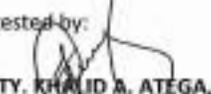

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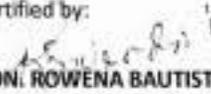

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City Mayor

immediately upon their appointment. They shall remain members of the Committee for one year unless they are reappointed, resigns, or are removed from the said Committee by the City Mayor for just cause.

50.4.3. Duties and Functions of the Child Protection Committee. The Committee shall have the following duties and functions:

a. Implement the provisions of this Code that are applicable to the school where the Committee operates.

b. Automatically convene without need of any request whenever instances of child abuse or sexual harassment are committed in the school.

c. Recommend measures that were approved by the CCPC to the school Principal, Administrator, President, or Owner intended to prevent child abuse or sexual harassment.

d. Report to the CCPC or to the City Mayor what the Committee's recommendations are and, in case the said recommendations are not being implemented, report such non-implementation to the CCPC or to the City Mayor for appropriate action by the latter.

e. Assist the CCPC, the Office of the City Prosecutor, or the police in investigating cases of child abuse and/or sexual harassment committed against a child enrolled in the school where the Committee operates; and



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Liga nga mga Barangay President

HON. MAC RAVEN ESPIRITU
SKF-President

Attested by:

ATTY. KHALID A. ATEGA, JR.
Sangguniang Panlungsod Secretary

Certified by:

HON. ROWENA BAUTISTA-MENDIOLA
City Vice-Mayor

Approved by:

HON. STRIKE B. REVILLA
City Mayor

f. Perform such other duties and functions analogous to the foregoing.

Section 10. The former Section 50 (now Section 51) of CO 171-2021 is hereby amended to read as follows:

"Section 51. Prohibited Acts. – In addition to all acts defined and penalized under Republic Act 7610 on Child Abuse and Exploitation, Republic Act 7658 on Child Labor and other pertinent laws, the following acts shall likewise be punishable:

xxx

"c. **Pre-arrangement for marriage** – Pre-arrangement made by parents or guardians to marry off their children or wards. One manifestation of pre-arrangement may be when two (2) families meet to seriously talk about the marriage of their children to each other;"

xxx

"g. **Expulsion by Reason of Pregnancy** – For schools to impose a penalty of expulsion against a child who has complied with all academic requirements by reason of her pregnancy, xxx"

Section 11. The former Section 51 (now Section 52) of CO 171-2021 is hereby amended to read as follows:

"Section 52. Penalties for Commission of Prohibited Acts. The above acts which are likewise punishable by RA 7610, RA 7658, the Revised Penal Code, or other pertinent national laws shall also be penalized hereunder. Acts or omissions not falling under said laws shall be penalized by imprisonment of one (1) year and a fine of not more than Five Thousand Pesos (P5,000.00) upon the conviction of the offender by a court of law.

PROVIDED That: the imposition of the said penalty shall be suspended if the offender was convicted while the city is under any form of health-related quarantine, when the offender is so economically destitute as certified by the CSWDO that he/she cannot afford to pay the prescribed fine, or when all of the detention centers in the city are already so over-crowded at the time of the offender's conviction that the confinement of the offender thereat shall pose a threat to his/her health or to the public health.



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PROVIDED FURTHER That: whenever the imposition of the said penalties is suspended, the convicted offender may be required by the court to perform community service in accordance with law.

PROVIDED LASTLY That: (a) if the offender is employed by the government, he/she shall face the appropriate administrative proceedings to be filed against him/her by the CCPC through the City Legal Officer, (b) if the offender is the Principal, President, or Owner of a private school, the various permits issued by the city government in favor of the said school shall be suspended and shall remain suspended until the offender is terminated or resigns from his/her office or, in the case of the Owner, if he/she has divested control over the school by refraining from taking any active role in the day-to-day operations of the school, xxx"

Section 12. The former Section 52.1. (now Section 53.1) of CO 171-2021 is hereby amended to read as follows:

"Section 52.1. – Penalty. Operators, Managers, Cashiers, Technicians, and other personnel involved in the operation of video game arcades and shops that are violating the provisions of this Ordinance shall, upon conviction, be punished by a fine of not less than Two Thousand Five Hundred Pesos (P2,500.00) or with imprisonment of not less than one (1) month nor more than six (6) months, or both fine and imprisonment at the discretion of the court. xxx"

Section 13. The former Section 54. (now Section 55) of CO 171-2021 is hereby amended to read as follows:

"Section 55. Rights of a Child Suspected or Accused of a Crime or a Felony. – Pursuant to Republic Act No. 9344 as amended by Republic Act No. 10630, every child accused of having infringed a penal law or ordinance has the following minimum rights:

1. To be presumed innocent until proven guilty in accordance with law.
2. To be informed promptly and directly of the charges against him/her through his/her parent/s or legal guardian/s, and to have legal or other appropriate assistance in the preparation and presentation of his/her defense;



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3. To have the legal issue or controversy determined without delay by a competent, independent, and impartial authority or judicial body in a fair hearing in accordance with law, in the presence of a legal counsel of his/her own choosing or other appropriate assistance provided by the CSWDO.

4. To not be subjected to repeated questioning or to a manner of questioning that is traumatizing, demeaning, confusing, or that makes him/her the subject of ridicule, derision, or hatred.

5. To be questioned in a room dedicated to conducting investigations on child abuse cases away from the public eye where only the child, his/her questioner, parent/s, guardian/s, legal counsel/s are present; xxx"

Section 14. The former Section 56 (now Section 57) of CO 171-2021 is hereby amended to read as follows:

"Section 57. Levels of Diversion. – Diversion shall be conducted at the barangay and police levels. The Lupong Tagapamayapa and the Child and Youth Relations Unit (CYRU) are the competent authorities to conduct diversion proceedings. The Barangay Council for the Protection of Children shall facilitate the implementation of the appropriate diversion program for children in conflict with the law. Children who committed light offenses such as curfew violations, truancy, parental disobedience, smoking of cigarettes or other tobacco products, the use of electronic cigarettes or vapes, drinking of alcoholic beverages, the sale or distribution of pornographic materials, public scandal, cyber-bullying, vandalism, mendicancy, littering, breaking of quarantine protocols, trespassing, and the like shall not be imprisoned or be made to pay a fine but shall be subjected to the appropriate diversion program as recommended by the BCPC.

Section 57.1. Continuing Training. Members of the Lupong Tagapamayapa as well as police officers tasked to investigate cases involving child abuse or the sexual harassment of children shall undergo training on the said subject to be supervised on a regular basis by the CCPC at the expense of the city government. xxx"

Section 15. The former Section 62 (now Section 63) of CO 171-2021 is hereby amended to read as follows:

"Section 63. Prohibition Against Labeling. – In the conduct of all proceedings involving a child accused or suspected of committing a crime or offense, the competent authorities must refrain from branding or



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City Mayor

labeling minors as "young criminals", "juvenile delinquents", "prostitutes", "snatchers", "rugby boys" or attaching to them in any manner any other derogatory names. Instead, the child accused or suspected of committing a crime or offense shall be referred to as the "suspect", "respondent", or the "accused" as the case may be. Likewise, no discriminatory remarks and practices shall be allowed particularly with respect to the minor's economic class or ethnic origins. The officer violating this provision shall be held administratively liable pursuant to the relevant provisions of law and civil service regulations. xxx"

Section 16. The former Section 64 (now Section 65) of CO 171-2021 is hereby amended to read as follows:

"Section 64. Prohibited Acts Against Youth Offenders. - All acts that are detrimental to the psychological, emotional, social, spiritual, moral, and physical health and well-being of the minor shall be prohibited.

Police and barangay officials and other employees or officials of the city government or of any government agency shall refrain from employing threats of whatever kind and nature and/or abusive, coercive, and punitive measures in dealing with minors. Such practices, whether committed directly or indirectly by persons in authority, their representatives, or any other persons acting under them or in their behalf - such as cursing, beating, stripping, and detaining minors in detention cells shall be dealt with by the CCPC through the filing of the appropriate legal action against the government officials or employees concerned.

Likewise, the imposition on children of degrading, inhuman, and cruel forms of punishment that embarrass, humiliate, and degrade their personhood and dignity or any other act that harms them psychologically, emotionally, spiritually, morally, and physically shall be prohibited.

No minor shall be made to perform involuntary servitude as a form of punishment. Except if a child is under the custody of the CSWDO and is undergoing training for eventual reintegration with his/her family, designating and/or compelling minors to act and serve as errand boys/girls, cleaners, or helpers are also prohibited.

Any violation of this provision shall be penalized with six (6) months imprisonment and with the payment of a fine of not more than Five Thousand Pesos (P5,000.00). However, if these violations are likewise penalized under any national law, the penalty imposed in such national law shall be followed. xxx"



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HON. MIM RAVEN ESPIRITU
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City Vice-Mayor

Approved by:

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City Mayor

Section 17. The former Section 65 of CO 171-2021 is hereby deleted.

Section 18. Due to the deletion of the former Section 65, the former Section 66 of CO 171-2021 is now Section 65 and shall read as follows:

"Section 65. Factors in Determining Diversion Programs. – In determining whether diversion is appropriate and desirable, the following factors shall be taken into consideration:

1. The nature and circumstances of the offense charged.
2. The frequency and severity of its occurrence.
3. The character and reputation of the child.
4. The circumstances of the accused child (e.g. age, maturity, intelligence, etc.) at the time the offense was committed.
5. The influence of the family and environment on the development of the child.
6. The emotional condition/state of the victim.
7. The weight of the evidence against the child; and
8. The safety of the community. xxx"

Section 19. The former Section 67 of CO 171-2021 shall be renumbered as Section 66. Section 68 of CO 171-2021 (now Section 67) is hereby amended to read as follows:

"Section 67. Diversion Programs . – The diversion programs shall include adequate socio-cultural and psychological responses and services for the child. Diversion programs can include, but are not limited to, the following:

- a. Written or oral reprimand or citation.
- b. Restitution of property.
- c. Reparation of damage caused.
- d. Indemnification of consequential damages.
- e. Confiscation and forfeiture of the proceeds or instruments of the crime.
- f. Payment of fine. xxx"

Section 20. The sections after the former Section 67 of CO 171-2021 are hereby renumbered.

Section 21. Sections 71 to 82 of CO 171-2021 are hereby amended to read as follows:

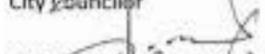


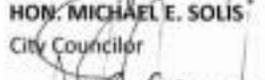
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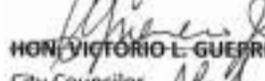
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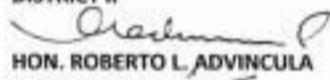

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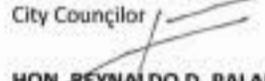

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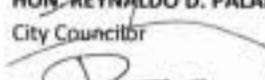

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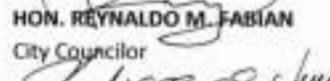

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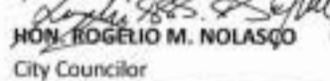
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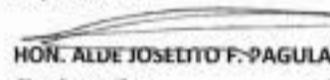

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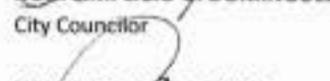

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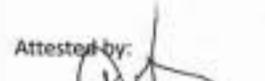

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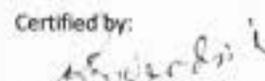

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City Vice-Mayor

Approved by:


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City Mayor

Section 71. Right of Children in Conflict with the Law to Counsel. From the custodial investigation and throughout the proceedings, the child in conflict with the law shall have the right to be represented by counsel. The arresting officer, prosecutor or judge shall ensure that the juvenile is represented by counsel before proceeding with the investigation or trial. Any confession or admission made by the child in any proceeding without the assistance of his/her counsel of choice shall be null and void.

Section 72. Custody and Supervision.—No child shall be removed from parental supervision, whether partly or entirely, unless the circumstances of her or his case make protective custody necessary. The competent authorities conducting diversion proceedings shall immediately commit the child to the custody of the parent/s or legal guardian/s who shall be responsible for the presence of the child during the diversion proceedings. In the absence of the parents or legal guardians, the child shall be committed to the care of the nearest relative, a member of the Barangay Council for the Protection of Children, or to the local social welfare and development officer. If necessary, the local social welfare and development officer in coordination with the CSWDO may refer the child to the appropriate child-caring institution.

Section 73. Confidentiality of Proceedings and Records. – All judicial or quasi-judicial records and proceedings involving children including those conducted by barangay officials, school authorities, or by the Sangguniang Panlungsod shall be confidential. The public shall be excluded during all proceedings and the records of the proceedings shall not be disclosed directly or indirectly to anyone by any of the parties or by any of the participants in the proceedings. The competent authorities shall undertake all measures to conceal material information which will lead to the child's identity such as the non-disclosure of records to the media, maintaining a separate police blotter for cases involving children, and adopting a coding system intended to conceal a child's identity. Records of children in conflict with the law shall not be used in legal proceedings involving adults or in subsequent cases involving the same offenders.

Section 74. Care and Maintenance of Children in Conflict with the Law. – The parents or other persons liable to support a child in conflict with the law shall pay the expenses for the care and maintenance of the said child who was ordered to be confined by a court of law to an institution. The court handling the case of the child in conflict with the law shall also include the amount of support to be paid by the parent's or guardian/s of the child if such person is not capable of paying the total cost



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City Mayor

of institutionalization and the rest shall be paid by the city government.

Section 75. Reintegration Programs. – The City shall implement reintegration programs for children in conflict with the law who were ordered released by a court of competent jurisdiction. The said programs shall be designed by the CSWDO with the unique personality traits or other personal circumstances of the child in mind. The CSWDO is hereby empowered to design reintegration programs tailor made for children with special needs and to alter such programs as may be needed.

Section 76. Persons Who May File a Complaint. – In accordance with existing laws, complaints on unlawful acts committed against children as enumerated herein may be filed by the following:

- The offended party;
- Parents or guardian of the child;
- Ascendant or collateral relative of the child within the third degree of consanguinity;
- Officer, social worker or representative of a licensed child-caring institution;
- Officer or social worker of the City Social Welfare and Development Office;
- Punong Barangay; or
- At least three (3) concerned responsible citizens residing in the community where the violation occurred.

Section 77. Protective Custody of the Child. – The offended party shall be immediately placed under the protective custody of the CSWDO pursuant to Executive Order No. 56, series of 1986. In the regular performance of this function, the officials and personnel of the CSWDO shall be free from any administrative, civil or criminal liability. Custody proceedings shall be conducted in accordance with the provisions of Presidential Decree No. 603.

Section 78. Confidentiality. – At the instance of the CSWDO or any member of the CCPC, the name of the offended party shall or any other detail that might lead to the identification of the offended party be withheld from the public until the court acquires jurisdiction over the case. It shall be unlawful for any editor, publisher, reporter, producer, film or television director, social media influencers, bloggers or any person associated with any print, radio, television or social media company, partnership, or site to cause undue and sensationalized publicity of any case covered by this Code which result in the moral degradation and suffering of the offended party.

Section 79. Reporting. – A person who learns of facts or circumstances that give rise to the belief that a child has suffered abuse may report the same, either



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City Mayor

orally or in writing, to the CSWDO, to any barangay official, to any employee of the city government, or to the police.

Section 80. Mandatory Reporting. – The head of any public or private hospital, medical clinic, and similar institution, as well as the attending physicians and nurses, shall report either orally or in writing, to the CSWDO or to the Bacoor Police Station the examination and/or treatment of a child who appears to have suffered abuse within forty-eight (48) hours from the knowledge of the same.

Section 81. Duty of Government Workers to Report. – It shall be the duty of all teachers and administrators in public and private schools, probation officers, government lawyers, law enforcement officers, barangay officials, correction officers and other government officials and employees whose work involves dealing with children to report of possible acts of child abuse to the authorities mentioned in the preceding sections. The city government employee or official, or the police officer who receives the said complaint is mandated to report the said complaint to the CSWDO or to the PNP within 48 hours after receiving the said complaint. Otherwise, the said employee or official shall be held liable for dereliction of duty and shall be held accountable under this Code.

Section 82. Immunity for Reporting. – Any person who, acting in good faith, reports a case of child abuse shall be free from any civil or administrative liability arising from there. There shall be a presumption that the said person acted in good faith. xxx"

Section 22. Section 84 of CO 171-2021 is hereby amended to read as follows:

"Section 84. Penalties. – The penalty for any violation of this Code not penalized elsewhere in other sections of this Code or in a national law, shall be imprisonment for six (6) months to one (1) year and/or the payment of a fine ranging from P2,500 to P5,000.00 upon the discretion of a court of law upon conviction.

For first time offenders, in cases where the offender is the parent or teacher of the child or relatives within the fourth degree of consanguinity, if the offender admits the offense and is sincere and willing to reform, the penalty may be waived subject to the consent of the child, and the following measures imposed instead:

- Attendance in a parenting seminar or any appropriate seminar
- Community service of ten to fifteen (10-15) days
- Counseling Session
- Family Therapy; and/or



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City Councilor

HON. RAMON R. BAUTISTA
Liga nga mga Barangay President

HON. MAC RAVEN ESPIRITU
SKF-President

Attested by:

ATTY. KHALID A. ATEGA, JR.
Sangguniang Panlungsod Secretary

Certified by:

HON. ROWENA BAUTISTA-MENDIOLA
City Vice-Mayor

Approved by:

HON. STRIKE B. REVILLA
City Mayor

e. Participation in appropriate training courses.

For offenses punishable under R.A. 7610, R.A. 7658, the Revised Penal Code, or any other law as well as this Code, the offended party and/or any party so authorized shall file a complaint under the national law, and the penalty in such national law shall be imposed.

No child shall be fined, punished, or imprisoned for violating any provision of this Code, xxx"

Section 23. Sections 85 to 94 of CO 171-2021 are hereby amended to read as follows:

"Section 85. Mandatory Registration of all Youth Organizations. To help the City Government monitor and regulate the activities of youth organizations in Bacoor and act in case of any untoward incident or misdemeanor involving any accredited youth organization and its members, such youth organizations are hereby mandated to register its name, office, address, and membership roll with the CSWDO.

Section 86. Eligibility - All youth organizations are eligible for accreditation if:

- The organization and all of its members and officers are based or are residents of the City of Bacoor.
- The organization requires its members to be from 15 to 30 years old.
- It is comprised of 20 or more members.
- It has been in existence for at least one (1) year.
- It has engaged in activities and projects relevant to the development of the community.
- The organization conducts regular meetings.
- It has an official adviser who oversees all group activities. The adviser should be over 26 years old, be an authority on the organization's basic thrust and its activities, and has good moral standing

Section 87. Application Procedure - To apply for accreditation, the organization should:

- Accomplish an application form from the Sangguniang Panlungsod Secretariat.
- Submit an official contact number and email address.
- Give a brief written history of its organization's thrust, rules and regulations, membership requirements, and basic activities.
- Present a roster of members and officers with their latest colored 2X2 pictures; and
- Furnish a certificate of recommendation from the punong barangay with jurisdiction over the place of residence of the members of the organization.



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Sangguniang Panlungsod Secretary

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HON. ROWENA BAUTISTA-MENDIOLA
City Vice-Mayor

Approved by:

HON. STRIKE B. REVILLA
City Mayor

Section 88. Duty to Renew- As duly recognized organizations, they should renew their membership every year and inform the CCPC about any organizational activity they plan to undertake.

Section 89. Revocation/Suspension of Accreditation- The violation of any of the rules related to the registration of youth organizations as determined by majority of the members of the CCPC will result in the suspension of the accreditation of the said organization. The accreditation of the organization shall be reinstated by the CCPC if it complies with the said rules within ten (10) days. Otherwise, the accreditation shall be revoked.

Section 90. Curfew. The period from 10:00 p.m. to 4:00 a.m. is hereby declared as "curfew hours" for minors all over the City of Bacoor. Minors apprehended for violating this provision shall be returned to their parent/s and/or guardian/s at the end of the said curfew hours.

Section 91. Regulated Acts. All minors shall be prohibited from loitering outside of their residence and room, wander, saunter around or loiter on any public road, park, plaza, or any other public place in this City during the curfew hours mentioned in the preceding section, unless otherwise exempted under this Article.

Section 92. Definitions. As used in this Article, the following terms shall have the following meanings:

1. Curfew Hours - the period between 10:00 p.m. and 4:00 a.m. when minors are not allowed to stay outside of their residence.
2. Public Roads - refer to national, provincial, City or barangay roads or street, including alleys or callejons that are used by the public.
3. Public Place- refer to any place to which the public has access including parking lots, vacant private property not owned by the minor's parents or guardians, vacant property owned by the government, public cemeteries, and such other places open to the public.
4. Residence - the place where the child or his/her parent/s or guardian/s are domiciled or are staying at on a permanent or temporary basis. In the case of a child visiting relatives within the City on vacation, his/her residence shall be considered as that of the relative he/she is visiting.

Section 93. Exemptions. Section 91 of this Code shall not apply in the following circumstances:

1. When the parent/s, guardian/s, or adult/s in charge of his/her custody is accompanying the minor.
2. When the minor is engaged in lawful pursuit of a livelihood or is aiding in any lawful activity.



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HON. MAC RAVEN ESPIRITU
SKF-President

Attested by:

ATTY. KHALID A. ATEGA, JR.
Sangguniang Panlungsod Secretary

Certified by:

HON. ROWENA BAUTISTA-MENDIOLA
City Vice-Mayor

Approved by:

HON. STRIKE B. REVILLA
City Mayor

3. When the minor is going to, or coming from, scholastic functions like attending evening classes, commencement exercises, convocations, educational programs, and similar school activities.

4. When the minor is on an errand to save life or property like calling for the service of a physician, midwife, priest, police officers, firefighters and other similar circumstances. Members of the Sangguniang Kabataan are exempted from the provisions of this Section but only if such members are engaged in the discharge of his/her official duties.

5. When the minor is going to, or coming from, any religious, social, civic or sports programs and similar activities.

6. When the minor is responding to emergency situations during the occurrence of natural or man-made calamities.

7. When the minor can show proof, or explain to the satisfaction of the apprehending officer, that he/she has just arrived from travel and is on his/her way home and similar circumstances.

8. One (1) day before and after Christmas Day, New Year's Day, Election Day, and other similar events of public interest.

9. Two (2) days before and after the day of the City of Bacoor's "Fiesta" or the fiesta of the barangay where the minor resides.

10. When the minor has a "curfew pass" issued by the City Mayor or by the Punong Barangay concerned, or

11. On such other dates or occasions when the Sangguniang Panlungsod decided, thru a resolution, to suspend the implementation of this Article.

Section 94. Rules and Regulations.

1. No child shall be imprisoned, fined, or punished for violating Article 91 of this Code. Neither shall the parent/s or guardian/s of the said child be made to pay any fine for such violation. However, the Punong Barangay where the offense was committed is hereby empowered to admonish the parent/s or guardian/s of the child and to remind them of the dangers of allowing a child to roam in public places during curfew hours.

2. Whenever a minor is apprehended for alleged violation of Section 91, he/she shall be placed under temporary custody of the police officer on duty at the Bacoor Police Station or at the barangay hall of the barangay where he/she was apprehended but only for



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 Liga nga mga Barangay President

HON. MANG RAVEN ESPIRITU
 SKP-President

Attested by:
ATTY. KHALID A. ATEGA, JR.
 Sangguniang Panlungsod Secretary

Certified by:
HON. ROWENA BAUTISTA-MENDIOLA
 City Vice-Mayor

Approved by:
HON. STRIKE B. REVILLA
 City Mayor

the remaining period of curfew hours and shall be released immediately thereafter to the custody of his/her parent/s or guardian/s.

3. No person, natural or juridical, who has been granted a Mayor's Permit to operate a business or trade activity, shall admit, or allow to stay, in his establishment any minor during the period of curfew except when the minor is employed therein, or is a member of the family of the operator, manager or person in-charge of such establishment.

4. The Mayor or his/her authorized representative, the chief of the Bacoor Police Station or his/her authorized representative, and the Punong Barangay concerned are hereby authorized to issue the necessary "curfew pass". Provided that in the case of the Punong Barangay, the "curfew pass" he/she issued shall be valid only within his/her barangay."

Section 24. All provisions of this Ordinance not declared void or unconstitutional by a court of law shall remain valid.

Section 25. This Ordinance shall take effect immediately after it has been published at least once in a newspaper of general circulation in the City of Bacoor, Cavite.

APPROVED this 10th day of October 2022 at the City of Bacoor, Cavite.

We hereby certify that we vote IN FAVOR of the foregoing Ordinance without any reservation on the date above written.

SANGGUNIANG PANLUNGSOD MEMBERS

DISTRICT I (BACOR WEST)	DISTRICT II (BACOR EAST)
HON. CATHERINE E. SARINO	HON. ROBERTO L. ADVINCULA
HON. MICHAEL E. SOLIS	HON. REYNALDO D. PALABRICA
HON. ADRIELITO G. GAWARAN	HON. REYNALDO M. FABIAN



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HON. RAMON N. BAUTISTA <i>Liga ng mga Barangay President</i> HON. MAC RAVEN ESPIRITU <i>SK Federation President</i>	

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 City Councilor
 HON. RAMON N. BAUTISTA
 Liga ng mga Barangay President
 HON. MAC RAVEN ESPIRITU
 SKF-President

I hereby certify that the foregoing Ordinance was duly passed by the 5th Sangguniang Panlungsod in accordance with law.

Certified by:

HON. ROWENA B. MENDIOLA
 City Vice Mayor/Presiding Officer

Attested by:

ATTY. KHALID A. ATEGA, JR.
 Sangguniang Panlungsod Secretary

Approved by:

HON. STRIKE B. REVILLA
 City Mayor

OCTOBER 17, 2022
 Date of Approval

Attested by:
ATTY. KHALID A. ATEGA, JR.
 Sangguniang Panlungsod Secretary
 Certified by:
HON. ROWENA BAUTISTA-MENDIOLA
 City Vice-Mayor
 Approved by:
HON. STRIKE B. REVILLA
 City Mayor