

Section 4. PENALTIES. For purposes of this ordinance a fine of Php2,500.00 and imprisonment of not less than one (1) month but not more than six (6) months will be imposed upon violators, or at the discretion of the court.

If the offense is committed by a firm, partnership, corporation or other juridical entity duly organized in accordance with law, the chief executive officer, president, general manager, or any other officer-in-charge shall be held liable. In addition, the business permit and license to operate of the concerned firm partnership, corporation or legal entity shall be revoked or cancelled.

Section 5. ENFORCEMENT. The Municipal Legal Department, Business Permits and Licensing Department, the Department of Public Order and Safety, Municipal Police District and Punong Barangays of the Municipality shall ensure the effective and efficient implementation of this Ordinance.

Section 6. REPEALING CLAUSE. All previous ordinances or local executive issuances which are contrary to, or inconsistent with this ordinance are hereby repealed or modified accordingly.

Section 7. SEPARABILITY CLAUSE. If any part, section or subject of this ordinance shall be declared illegal or invalid for being ultra vires or for being violative of law, decree, rule or regulations, such part, section or subsection shall be considered automatically amended or revised to confirm with the law, decree, rules or regulations so violated.

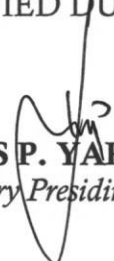
Section 8. EFFECTIVITY CLAUSE. This ordinance shall take after its approval and following its posting in conspicuous places in this Municipality for at least three (3) consecutive weeks.

Enacted unanimously, this 23rd day of May, 2022, upon motion of Honorable Kayrud W. Alegado, RN., which was duly seconded by Honorable Edwin D. Pacaldo.

I hereby certify to the correctness of the foregoing MUNICIPAL ORDINANCE, which was duly enacted by the Sangguniang Bayan on its 120th Regular Session held on May 23, 2022.


MARLON R. DAQUIGAN, J.D.
Secretary to the Sanggunian

ATTESTED AND CERTIFIED DULY ADOPTED:


VICTOR JAMES P. YAP, JR.
SB Member / Temporary Presiding Officer

APPROVED:


VIVIEN B. YAP, MD.
Municipal Mayor
Date: JUN 29 2022

EXCERPTS FROM THE MINUTES OF THE 120th REGULAR SESSION OF THE 22nd SANGGUNIANG BAYAN OF GLAN, HELD AT THE SB SESSION HALL, GLAN, SARANGANI PROVINCE ON MONDAY, MAY 23, 2022 AT EXACTLY 9:30AM

=====

PRESENT:	Hon. Victor James B. Yap, Sr.	- Municipal Vice Mayor
	Hon. Victor James P. Yap, Jr.	- SB Member / Temporary Presiding Officer
	Hon. Ricardo Q. Roque, Jr.	- SB Member
	Hon. Nazarius D. Wata	- SB Member
	Hon. Kayrud W. Alegado, RN	- SB Member
	Hon. Lydia B. Hizoler	- SB Member
	Hon. Edwin D. Pacaldo	- SB Member
	Hon. Joselito A. Escobar	- SB Member
	Hon. Florencia L. Sentillas	- SB Member
	Hon. Roldan R. Daquigan	- LnB President
	Hon. Arla Mae T. Lara	- PPSK President

ABSENT: NONE

=====

MUNICIPAL ORDINANCE NO. 22 – 019

Series of 2022

Author: Hon. Kayrud W. Alegado, RN

Co-Author: Hon. Florencia L. Sentillas

AN ORDINANCE PROHIBITING THE SALE OF COVID-19 VACCINES BY UNAUTHORIZED PERSONS IN THE MUNICIPALITY OF GLAN, PROVINCE OF SARANGANI IMPOSING PENALTIES FOR VIOLATIONS THEREOF AND FOR OTHER PURPOSES

BE IT ORDAINED, by the Sangguniang Bayan of Glan, Province of Sarangani, during its regular session, THAT:

Section 1. SHORT TITLE. This Ordinance shall be known and cited as “**ORDINANCE PROHIBITING THE SALE OF COVID-19 VACCINES BY UNAUTHORIZED PERSONS**” in the Municipality of Glan.

Section 2. LEGAL BASIS. Section 16 of Republic Act 7160 states that, “every Local Government Unit shall exercise powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare”.

Section 12 of Republic Act No. 11525 further provided that sale, advertisement, distribution, administration of COVID-19 Vaccines without a valid Emergency Use Authorization (EUA) shall be penalized based on the appropriate provisions of RA No. 9771, otherwise known as the “Food and Drug Administration Act of 1991”, and other relevant, existing rules, regulations and issuances.

National Task Force (NTF) against COVID-19 expressed deep concern over reports of illicit selling of anti-coronavirus disease 2019 vaccines, hence reminded everyone that anti-COVID vaccines are free for all qualified citizens. Thus, the selling of vaccines or of priority slots is deemed illegal and punishable by law.

Section 3. DEFINITION OF TERMS. For the purpose of this ordinance, the following terms shall mean as herein defined, viz:

- (a) **COVID19 Vaccines** - refers to vaccines intended to provide acquired immunity against Severe Acute Respiratory Syndrome Coronavirus 2 (SAR-COV-2, the virus causing Coronavirus Disease (COVID-19).
- (b) **Unauthorized Selling of COVID vaccines** - the selling of COVID vaccines procured or donated to the government without marketing authorization nor a certificate of Product Registration.

Section 4. PENALTIES. For purposes of this ordinance a fine of Php2,500.00 and imprisonment of not less than one (1) month but not more than six (6) months will be imposed upon violators, or at the discretion of the court.

If the offense is committed by a firm, partnership, corporation or other juridical entity duly organized in accordance with law, the chief executive officer, president, general manager, or any other officer-in-charge shall be held liable. In addition, the business permit and license to operate of the concerned firm partnership, corporation or legal entity shall be revoked or cancelled.

Section 5. ENFORCEMENT. The Municipal Legal Department, Business Permits and Licensing Department, the Department of Public Order and Safety, Municipal Police District and Punong Barangays of the Municipality shall ensure the effective and efficient implementation of this Ordinance.

Section 6. REPEALING CLAUSE. All previous ordinances or local executive issuances which are contrary to, or inconsistent with this ordinance are hereby repealed or modified accordingly.

Section 7. SEPARABILITY CLAUSE. If any part, section or subject of this ordinance shall be declared illegal or invalid for being ultra vires or for being violative of law, decree, rule or regulations, such part, section or subsection shall be considered automatically amended or revised to confirm with the law, decree, rules or regulations so violated.

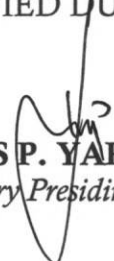
Section 8. EFFECTIVITY CLAUSE. This ordinance shall take after its approval and following its posting in conspicuous places in this Municipality for at least three (3) consecutive weeks.

Enacted unanimously, this 23rd day of May, 2022, upon motion of Honorable Kayrud W. Alegado, RN., which was duly seconded by Honorable Edwin D. Pacaldo.

I hereby certify to the correctness of the foregoing MUNICIPAL ORDINANCE, which was duly enacted by the Sangguniang Bayan on its 120th Regular Session held on May 23, 2022.


MARLON R. DAQUIGAN, J.D.
Secretary to the Sanggunian

ATTESTED AND CERTIFIED DULY ADOPTED:


VICTOR JAMES P. YAP, JR.
SB Member / Temporary Presiding Officer

APPROVED:


VIVIEN B. YAP, MD.
Municipal Mayor
Date: JUN 29 2022

EXCERPTS FROM THE MINUTES OF THE 4th REGULAR SESSION OF THE 23rd SANGGUNIANG BAYAN OF GLAN, HELD AT THE SB SESSION HALL, GLAN, SARANGANI PROVINCE ON MONDAY, JULY 25, 2022 AT EXACTLY 9:30 O'CLOCK IN THE MORNING

<i>PRESENT:</i>	<i>Hon. Victor James P. Yap, Jr.</i>	<i>- Municipal Vice Mayor / Presiding Officer</i>
	<i>Hon. Ricardo Q. Roque, Jr.</i>	<i>- SB Member / Temporary Presiding Officer</i>
	<i>Hon. Kayrud W. Alegado, RN</i>	<i>- SB Member</i>
	<i>Hon. Nazarius D. Wata</i>	<i>- SB Member</i>
	<i>Hon. Joselito A. Escobar</i>	<i>- SB Member</i>
	<i>Hon. Elsan Faith R. Engkong</i>	<i>- SB Member</i>
	<i>Hon. Lydia B. Hizoler</i>	<i>- SB Member</i>
	<i>Hon. Carlos A. Homo</i>	<i>- SB Member</i>
	<i>Hon. Edwin D. Pacaldo</i>	<i>- SB Member</i>
	<i>Hon. Roldan R. Daquigan</i>	<i>- LnB President</i>
	<i>Hon. Arla Mae T. Lara</i>	<i>- PPSK President</i>
<i>ABSENT:</i>	<i>NONE</i>	

MUNICIPAL ORDINANCE NO. 23 – 001
Series of 2022
Author: Hon. Nazarius D. Wata
Co-Author: Hon. Edwin D. Pacaldo

AN ORDINANCE ESTABLISHING THE RECREATIONAL DIVING SITES IN THE MUNICIPALITY OF GLAN, PROVINCE OF SARANGANI, PROVIDING PENALTIES FOR VIOLATIONS THEREOF AND FOR OTHER PURPOSES

Whereas, Article II, Section 16 under the Declaration of Principles and State Policies of the 1987 Constitution provides that, “the State shall protect and advance the right of the people to a balanced and healthful ecology in accord with the rhythm and harmony of nature.”;

Whereas, Section 16, Book I of the Local Government Code of 1991 further states that, “Every Local Government Unit (LGU) shall exercise the powers expressly granted... necessary, appropriate, or incidental for its efficient and effective local governance... within its territorial jurisdiction... to enhance the right of the people to a balanced ecology...” under its General Welfare clause;

Whereas, Republic Act No. 8550, also known as The Philippine Fisheries Code of 1998 as amended by Republic Act No. 10654, provides for the development, management and conservation of the fisheries and aquatic resources and integrates all laws pertinent thereto;

Whereas, Section 5 of Republic Act 11038, also known as the Expanded National Integrated Protected Area System Act of 2018, proclaimed Sarangani Bay and its neighboring waters as part of the NIPAS Protected Seascape, also giving power to other government agencies to delineate and demarcate ground boundaries;

Whereas, DENR Department Administrative Order 2013-09 provides the guidelines on ecotourism planning and management in protected areas, which aims to institutionalize ecotourism, promote advocacy on the concept and principles of ecotourism; initiate ecotourism businesses in protected areas promotion of gender inclusive equity of socio-economic benefits to the local community and indigenous cultural communities and encourage community participation;

Whereas, the Municipality of Glan is surrounded by at least 682.8 hectares of Coral Reefs and other Coastal and Marine Habitat such as seagrass and mangroves, vital for the fishery production, food security and tourism industry of the Municipality;

Whereas, the Coastal and Marine Habitat of Glan is home to different marine wildlife including endangered species of Marine turtle and Marine Mammals such as seacow;

Whereas, recreational diving is an efficient income generation program of the Municipality while protecting important coastal marine habitat to contribute for fisheries enhancement and enhance biodiversity conservation;

Whereas, the identified diving sites are not part of the Strict Protection Zones assigned by the Protected Area Management Board of the Sarangani Bay Protected Seascape; further, identified areas are part of MUZ-SPA.

Whereas, establishing recreational diving sites will help in the conservation of Strict Protection Zones, by regulating recreational diving and giving alternative livelihood to the Banca Operators;

Whereas, in the development and formulation of the Recreational Diving Sites, the principles of transparency, accountability and participatory decision-making were employed particularly with regard to the stakeholders and decision-makers;

Whereas, the Diving sites were presented in a public hearing and consensus building before the various sectors and stakeholders;

NOW, THEREFORE:

Be it Ordained, by the 23rd Sangguniang Bayan of Glan, Province of Sarangani during its regular session, THAT:

Article 1. TITLE

This Ordinance shall be known and cited as “***AN ORDINANCE ESTABLISHING THE RECREATIONAL DIVING SITES IN THE MUNICIPALITY OF GLAN, PROVINCE OF SARANGANI, PROVIDING PENALTIES FOR VIOLATIONS THEREOF AND FOR OTHER PURPOSES***” of the Municipality of Glan.

Article 2. AUTHORITY AND OBJECTIVES

Section 1. This ordinance is enacted pursuant to the provisions of Republic Act No. 8550, otherwise known as the Philippine Fisheries Code of 1998 as amended by Republic Act 10654 and Republic Act 7586 otherwise known as the National Integrated Protected Area System Act of 1992 as amended by Republic Act No. 11038E or ENIPAS act of 2018.

Section 2. Objectives. This ordinance is enacted for the following objectives:

1. To institutionalize Diving Activities in selected sites in the Municipality;
2. To promote advocacy on the concept and principles of sustainable tourism;
3. To introduce recreational diving as an ecotourism businesses in the protected areas both as a conservation strategy and an economic development option through viable business partnerships with the local government units or the private sector;
4. To promote inclusive equity of socio-economic benefits to the local community and indigenous cultural communities and encourage community participation;
5. To ensure the participation of both women and men in the ecotourism planning and management and that gender-related issues are addressed in the ecotourism management plan with less extra activities and destructive activities;
6. To protect and preserve the fishery resources especially in the strict protected zone; and
7. To ensure the safety of all divers during diving and not to go beyond the strict protected zone.

Article 3. DEFINITION OF TERMS

For the purpose of this ordinance, the following words or phrases shall have their corresponding meanings:

1. ***Strict Protection Zones*** – a designated area in the municipal coastal waters where marine life is allowed to reproduce and grow unhampered, preserved and protected. It is described as a “no take” zone since extractive and destructive human activities are strictly prohibited. However, human access may be allowed subject to management regulations.
2. ***Extractive Activities*** – shall mean taking out, catching, or collecting of anything from within the sites.



W

- page three follows -



3. **Ecotourism** - refers to a form of sustainable tourism within a natural and cultural heritage area where community participation, protection and management of natural resources, culture and indigenous knowledge and practices, environmental education and ethics as well as economic benefits are fostered and pursued for the enrichment of host communities and satisfaction of visitors.
4. **Ecotourism Product** – refers to a combination of ecotourism resources, facilities, activities and services resulting in enhanced commitment to protect the natural and cultural heritage areas.
5. **Free diving** – breath-hold diving, or skin diving is a form of underwater diving that relies on breath-holding until resurfacing rather than the use of breathing apparatus such as SCUBA gear.
6. **Protected Areas** – refers to identified portions of land and water set aside by reason of their unique physical and biological significance, managed to enhance biological diversity and protected against destructive human exploitation pursuant to the NIPAS Act of 1992 (RA 7586).
7. **SCUBA Diving** – Scuba diving is a mode of underwater diving where the diver uses a self-contained underwater breathing apparatus (SCUBA), which is completely independent of surface supply, to breathe underwater.
8. **Destructive Activities** – shall mean those activities that bring and cause damage or destruction to the marine life and or established facilities within the sanctuary.
9. **Regulated Human Access** – shall mean a controlled entry and or activity within the marine sanctuary.
10. **Dive Sites** – are specific places that recreational scuba divers go to enjoy the underwater environment. They include recreational diver training sites and technical diving sites beyond the range generally accepted for recreational diving. In this context all diving done for recreational purposes is included.
11. **Recreational Diving** – it generally refers to the underwater environment of a dive. Where a site is named, it generally refers to the locality around a specific feature, which may be reasonably conveniently visited during a dive centered or focused on that feature. Conventions may vary regionally. In some places a named dive site may refer to a specific route with a given starting point, in others it may refer more loosely to a larger region which is far bigger than a diver could reasonably visit on dives with a common point.
12. **Scuba diving tourism** – is the industry based on servicing the requirements of recreational divers at destinations other than where they live. It includes aspects of training, equipment sales, rental and service, guided experiences and environmental tourism.

Article 4. LOCATION AND AREA OF DIVING SITES

Kapatan Dive Site

Brgy Kapatan, Glan, Sarangani Province

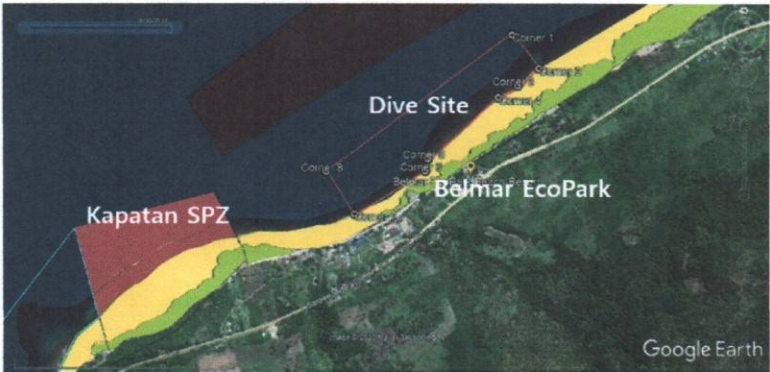
NAME OF Dive Site	BARANGAY	MUNICIPALITY	BOUNDARY TECHNICAL DESCRIPTION		Area (Hectares)	
			Latitude	Longitude		
Kapatan Dive Site	Kapatan	Glan	Corner 1	5.917272°	125.250790°	15
			Corner 2	5.916172°	125.251680°	
			Corner 3	5.915613°	125.250967°	
			Corner 4	5.915221°	125.250329°	
			Corner 5	5.913224°	125.247965°	
			Corner 6	5.912813°	125.247871°	
			Corner 7	5.911432°	125.245507°	
			Corner 8	5.912795°	125.244569°	

Restrictions:

- Atleast Certified Open Water Diver

Depth Range

- 30-60 feet

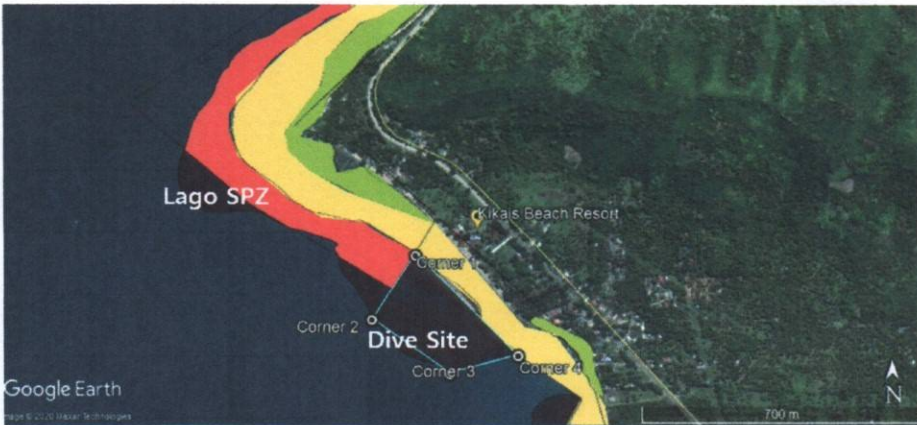


Lago Dive Site

Brgy Lago, Glan, Sarangani Province

NAME OF Dive Site	BARANGAY	MUNICIPALITY	BOUNDARY TECHNICAL DESCRIPTION		Area (Hectares)
			Latitude	Longhitude	
Lago Dive Site	Lago	Glan	Corner 1	5.880533°	125.215896°
			Corner 2	5.879060°	125.214904°
			Corner 3	5.877848°	125.216699°
			Corner 4	5.878242°	125.218269°

- Restrictions:**
- Atleast Certified Open Water Diver
- Depth Range**
- 30-60 feet

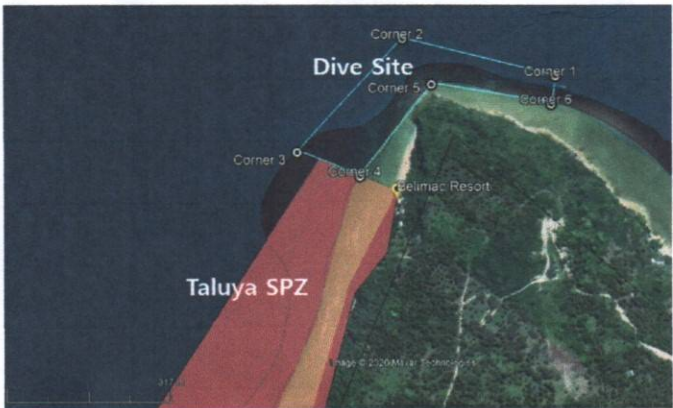


Sumbang Point Dive Site

Brgy. Taluya, Glan, Sarangani Province

NAME OF Dive Site	BARANGAY	MUNICIPALITY	BOUNDARY TECHNICAL DESCRIPTION		Area (Hectares)
			Latitude	Longhitude	
Sumbang Point Dive Site	Taluya	Glan	Corner 1	5.838632°	125.182897°
			Corner 2	5.839284°	125.180186°
			Corner 3	5.837285°	125.178328°
			Corner 4	5.836869°	125.179438°
			Corner 5	5.838480°	125.180705°
			Corner 6	5.838136°	125.182820°

- Restrictions:**
- Atleast Certified Advance Open Water Diver
- Depth Range**
- 30-60 feet
- Issues**
- Unpredictable strong current



26.

Taluya Dive Site

Brgy. Taluya, Glan, Sarangani Province

NAME OF Dive Site	BARANGAY	MUNICIPALITY	BOUNDARY TECHNICAL DESCRIPTION		Area (Hectares)
			Latitude	Longitude	
Taluya Dive Site (Casino)	Taluya	Glan	Corner 1	5.816353°	125.172053°
			Corner 2	5.809573°	125.171284°
			Corner 3	5.809080°	125.167340°
			Corner 4	5.810921°	125.167192°
			Corner 5	5.814379°	125.169090°

Restrictions:

- Atleast Certified Open Water Diver

Depth Range

- 30-60 feet



Binuni Dive Site

Brgy. Gumasa, Glan, Sarangani Province

NAME OF Dive Site	BARANGAY	MUNICIPALITY	BOUNDARY TECHNICAL DESCRIPTION		Area (Hectares)
			Latitude	Longitude	
Binuni Dive Site	Gumasa	Glan	Corner 1	5.779538°	125.187174°
			Corner 2	5.780932°	125.184912°
			Corner 3	5.778322°	125.185545°

Restrictions:

- Atleast Certified Open Water Diver

Depth Range

- 30-60 feet



[Handwritten signature]

[Handwritten mark]

Isla Jardin Dive Site (Offshore)

Brgy. Gumasa, Glan, Sarangani Province

NAME OF Dive Site	BARANGAY	MUNICIPALITY	BOUNDARY TECHNICAL DESCRIPTION		Area (Hectares)
			Latitude	Longitude	
Isla Jardin Offshore Dive Site	Gumasa	Glan	Corner 1	5.773250°	125.178427°
			Corner 2	5.766286°	125.175581°
			Corner 3	5.758601°	125.194115°
			Corner 4	5.764970°	125.196892°
			Point 1	5.761455°	125.194004°
			Point 2	5.763730°	125.191984°
Offshore 1			Point 3	5.766588°	125.187312°
Offshore 2			Point 4	5.763515°	125.184886°
Offshore 3			Point 5	5.769952°	125.179630°
Offshore 4			Point 6	5.761380°	125.190082°
Offshore 5					
Offshore 6					

Restrictions:

- Atleast Certified Advance Water Diver

Depth Range

- 30-60 feet



Burias Dive Site (Offshore)

Brgy. Burias, Glan, Sarangani Province

NAME OF Dive Site	BARANGAY	MUNICIPALITY	BOUNDARY TECHNICAL DESCRIPTION		Area (Hectares)
			Latitude	Longitude	
Burias Dive Site 2	Burias	Glan	Point 2	5.713747°	125.224917°
Burias Dive Site 3	Burias	Glan	Point 3	5.720778°	125.214722°

Restrictions:

- Atleast Certified Advance Water Diver

Depth Range

- 30-60 feet



27

Batulaki Dive Site

Brgy. Batulaki, Glan, Sarangani Province

NAME OF Dive Site	BARANGAY	MUNICIPALITY	BOUNDARY TECHNICAL DESCRIPTION		Area (Hectares)
			Corner	Latitude Longitude	
Dive Site (Batulaki-Light House)	Batulaki	Glan	Corner 1	5.565700° 125.326218°	40
			Corner 2	5.560453° 125.325615°	
			Corner 3	5.554546° 125.326319°	
			Corner 4	5.553238° 125.331024°	
			Corner 5	5.554308° 125.331525°	
			Corner 6	5.555735° 125.328102°	
			Corner 7	5.556413° 125.327493°	
			Corner 8	5.560820° 125.329142°	
			Corner 9	5.565619° 125.328227°	

- Restrictions:
- Atleast Certified Open Water Diver
- Depth Range
- 30-60 feet



Article 5. RECREATIONAL DIVING SITES COORDINATING COUNCIL (RDSCC)

The RDSCC shall be created with the following members:

Section 1. The RDSCC shall be composed by:

- a) The Municipal Mayor or Permanent alternate/MENRO
- b) Sangguniang Bayan Committee Chairman on Environment
- c) One (1) permanent representative from each coastal Barangay dive site to be represented by the Barangay Captain, or the Barangay Committee Chair on Fisheries/Environment as permanent alternate;
- d) One (1) representative from the Municipal Fisheries and Aquatic Resources Management Councils, any;
- e) One (1) representative from the Dive Tour Guide Association;
- f) One (1) representative from the Municipal Tourism Office(MTOO);
- g) One (1) representative from the Protected Area Management Office (PAMO)
- h) One (1) representative from the Department of Environment and Natural Resource;
- i) One (1) representative from the Municipal Agriculture Office.
- j) One (1) representative from Municipal Treasurers Office.

Section 2. Powers and Functions of the RECREATIONAL DIVING SITES COORDINATING COUNCIL (RDSCC). The RDSCC shall have the following powers and functions:

- a) Oversee all the diving activities in the Municipality;
- b) Formulate and implement the plans and programs for the proposed recreational diving sites;
- c) Monitor, research, review, analysis and provision of technical support on the effective implementation of Diving sites plans and programs;
- d) Recommend policy and program adjustments;
- e) Monitor compliance and overall implementation performance of all the Diving Activities;
- f) Coordinate with other agencies that will provide scientific and technical support.
- g) Report to the PAMO at the end of every year the number of persons it has granted access to per dive site.

Article 6. ADOPTION OF GREENFINS CODE OF CONDUCT

In order to protect the fragile underwater environment of the Dive Sites the following code of conduct shall be adopted from the Green Fins, to wit:



 - *page eight follows -* 

1. Adopt the Green Fins mission statement.
2. Display the adopted Green Fins agreement for the public to see Adhere to the 'Green Fins' Friendly Diving and Snorkeling Guidelines and act as a responsible role model for guests.
3. Participate in regular underwater clean-ups at the dive operator selected sites.
4. Participate in the development and implementation of a mooring buoy program and actively use moorings, drift or hand place anchors for boats in close coordination with PAMB SBPS.
5. Prohibit the sales of corals and other marine life at the dive operation participate in regular coral reef monitoring and report coral reef monitoring data to a regional coral reef database or to the PAMO/PAMB;
6. Provide adequate garbage facilities on board facility's vessel and deal with garbage disposal responsibly;
7. Operate under a 'minimum discharge policy
8. Abide by all local, regional, national laws, regulations and customs and international environmental laws/regulations;
9. Provide guests with an explanation of Green Fins' Friendly Diving and Snorkeling Guidelines in pre dive briefings
10. Provide training, briefing or literature for employees and guests regarding good environmental practices for snorkeling, diving, boating, marine wildlife interaction and other marine recreational activities provide staff and guests with public awareness and environmental materials (ID books, pamphlets etc.)
11. Provide guests with information on the local Marine Protected Areas, environmental rules and regulations, particularly on the SBPS and other marine sanctuaries;

Promote a strict 'No Touch' policy for all reef diving and snorkeling.

Article 7. ENFORCEMENT ARM

Municipal Bantay-Dagat Task Force for coastal, marine and inland waters environmental protection.

The Municipal Bantay-Dagat Task Force created by the Municipal Mayor/PAMB under is hereby strengthened, institutionalized and accorded with additional task to assist in the strict guidance of the implementation of the Recreational Diving Activities. This may also include the protection of all fish sanctuaries, reserves, refuges, and marine protected areas from recreational divers. It shall continue to exercise and perform fisheries law enforcement function for which it was originally created. The Task Force shall have the following members pursuant to Section 156, of the Fisheries Code, as amended by R.A. No. 10654:

- a) Municipal Agriculturist Office and Municipal Fishery and Coastal Resource Management Division; (as secretariat)
- b) Bureau of Fisheries and Aquatic Resources; (Municipal Fisheries Officer or the Head of Enforcement Section)
- c) Philippine National Police;
- d) PNP Maritime Command;
- e) Wildlife Traffic Monitoring Unit-DENR XII CENRO GLAN;
- f) Wildlife Enforcement Officer-PAMO SBPS;
- g) Philippine Coast Guard; and
- h) Deputy Fish Wardens(OMAG-BFAR)/BANTAY DAGAT (BFAR)

This group in coordination with RDSCC shall be responsible in monitoring, surveillance, apprehension, seizure and filing of cases. For purposes of efficient coordination and enforcement, the Task Force may adopt its own standard operations protocol.

Article 8. ORGANIZED DIVE BOAT OPERATORS

The RDSCC with the OMAG shall determine and organize dive boat operators. The RDSCC shall set guidelines on specifications of Dive Boat, which may include its size, engine requirement, design and protocols, and any other specification that may deemed necessary for the operation and safety of the Diving activities. The organized dive boat Operators shall be the sole LGU-recognized dive operators that may ferry and aid for any recreational diving activity inside the municipality.



-

page nine follows -



Article 9. CENTRALIZED LGU OPERATED DIVE SHOP

The LGU shall fund on the establishing an LGU Operated Dive Shop to cater the needs of divers for gears and other diving paraphernalia. The shop will be manned by the Municipal Tourism Operations Office (MTOO). The MTOO shall coordinate with the Philippine Commission on Sports Scuba diving (PCSS) for the tariffs on the standard gear rental.

The LGU, may however accredit private dive shop to operate in the Municipality subject to prior PAMB clearance and approval of the RDSCC.

Article 10. FEES

The following are the fees to be imposed in the Dive Tourism Activity/ies, viz:

Item Description		Fee (Php)
Diving User's Fee		₱800.00
Environmental Fee and Maintenance		₱20.00
Boat /pax/site –	Near Shore	₱150.00
	Off Shore	₱250.00

The payment for User's Fee and Environmental Fee shall be made in the Municipal Treasurer's Office or any authorized representative in the office, provided that an Official Receipt will be issued.

Diving User's fee may be repealed by DENR, DAO or PAMB whichever is applicable.

Article 11. DISTRIBUTION OF INCOME

Income from diving activities will be apportioned through the following scheme:

LGU of Glan	50 %
BLGU	30 %
PAMB-SBPS	20 %

The income from the recreational diving activity shall be deposited to thrust fund, and shall be used for Developmental works in the coastal and Marine Ecosystem.

Article 12. PROHIBITED ACTS

The following are the prohibited acts:

1. Diving outside the designated recreational diving sites.
2. Littering of any form of trash.
3. Destroying, vandalizing on any life forms underwater.
4. Hunting, taking and disturbing any wildlife.
5. Use of any Fishing paraphernalia during diving

Article 13. PENAL PROVISIONS

Violations to the prohibitions and regulations contained in this ordinance shall be subject to the following or an imprisonment of 6 months to 2 years, or both, at the discretion of the court for each and every violation committed.

1 st Offense	-	Php 500.00 and 3 months ban.
2 nd Offense	-	Php1, 000.00 and 6 months ban.
3 rd Offense	-	Php2, 500.00 and 1 year ban.

Article 14. FUNDS

The Municipal Government of Glan shall allocate 15% local share annually to cover for the annual expenses of the **Recreational Diving Sites Coordination Council**. The Municipal Government shall appropriate at least P500, 000.00 for the implementation of this ordinance.

Section 1. The RDSCC welcomes and receives donation and grants in the form of cash, materials and trainings for its technical manpower as well as tour boats operators to improve delivery of service to clients.

Section 2. Use of the diving Funds. All funds coming in for the RDSCC, whether subsidy, fines, penalties, fees and donations shall be entered as a trust fund subject to the internal control system that the LGU adopts. In the case of fines and penalties, there shall be a 50-50 sharing with the enforcement arm to be construed as gratis for a job well done and the Bantay-Dagat share will go to the Municipal Bantay-Dagat Fund.

Article 15. MONITORING AND EVALUATION

The RDSCC shall conduct close monitoring in the area maintaining a 24-hour watch. Apart from this, it shall conduct meetings and informal gatherings to assess impact of the diving activity and its financial statement presentation.

Article 16. REPEALING CLAUSE

All previous ordinance/s or local executive issuance/s which are contrary to, or inconsistent with this ordinance, are hereby repealed or modified accordingly.

Article 17. SEPARABILITY CLAUSE

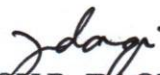
If any provision of this ordinance or the application of such provision to any person or circumstances is declared invalid, the remainder of the Ordinance or the application of such provision to other person or circumstances shall not be affected by such declaration.

Article 18. EFFECTIVITY CLAUSE

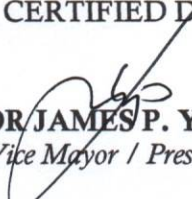
This ordinance shall take effect immediately after its approval and following its posting in conspicuous places in this Municipality for at least three (3) consecutive weeks.

Enacted unanimously, this 25th day of July, 2022, upon motion of Honorable Nazarius D. Wata, which was duly seconded by Honorable Roldan R. Daquigan.

I hereby certify to the correctness of the foregoing MUNICIPAL ORDINANCE, which was duly enacted by the Sangguniang Bayan on its 4th Regular Session held on July 25, 2022.

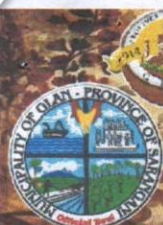

MARLON R. DAQUIGAN, J.D.
Secretary to the Sanggunian

ATTESTED AND CERTIFIED DULY ADOPTED:


VICTOR JAMES P. YAP, JR.
Municipal Vice Mayor / Presiding Officer

APPROVED:


VICTOR JAMES B. YAP, SR.
Municipal Mayor
Date: AUG 15 2022



Glan, Sarangani Province



EXCERPTS FROM THE MINUTES OF THE 17th REGULAR SESSION OF THE 23rd SANGGUNIANG BAYAN OF GLAN, HELD AT THE SB SESSION HALL, GLAN, SARANGANI PROVINCE ON TUESDAY, OCTOBER 25, 2022 AT EXACTLY 9:30 O'CLOCK IN THE MORNING

PRESENT: Hon. Victor James P. Yap, Jr. - Municipal Vice Mayor / *Presiding Officer*
 Hon. Ricardo Q. Roque, Jr. - SB Member
 Hon. Nazarius D. Wata - SB Member
 Hon. Joselito A. Escobar - SB Member
 Hon. Elsan Faith R. Engkong - SB Member
 Hon. Lydia B. Hizoler - SB Member
 Hon. Carlos A. Homo - SB Member
 Hon. Edwin D. Pacaldo - SB Member
 Hon. Roldan R. Daquigan - LnB President
 Hon. Arla Mae T. Lara - PPSK President

ABSENT: Hon. Kayrud W. Alegado, RN - SB Member, (*Official Business*)

MUNICIPAL ORDINANCE NO. 23 – 002
Series of 2022
Author: Hon. Nazarius D. Wata

AN ORDINANCE CHARGING TOURISM ECOLOGICAL FEE TO ALL GLAN BOUND GUESTS AND TOURISTS IN THE MUNICIPALITY OF GLAN, PROVINCE OF SARANGANI AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF AMENDING FOR THE PURPOSE MUNICIPAL ORDINANCE NO. 22-018, SERIES OF 2022

Be It Ordained, by the Sangguniang Bayan of Glan, Province of Sarangani, during its regular session, THAT:

Section 1. Short Title. This Ordinance shall be known and cited as, “TOURISM ECOLOGICAL FEE ORDINANCE” of the Municipality of Glan, Sarangani Province.

Section 2. Declaration of Policy. It is hereby declared the policy of the municipal government of Glan, to:

- (a) Promote, conserve and ensure sustainable and equitable utilization of coastal and aquatic resources in conformity with the Philippine Fisheries Code of 1998 and other relevant environment laws;
- (b) Ensure the benefit and enjoyment of the people of Glan, the judicious and wise utilization, protection, conservation and management on a sustainable basis natural resources with the necessity of maintaining sound ecological balance, protecting and enhancing the quality of the environment;
- (c) Enhance/promote and sustain activities in the Municipality of Glan through conservation and protection of various tourist destinations;
- (d) Implement sustainable tourism development plans and protection aimed at promoting and nurturing the cultural and ecological values of Glan and supporting it as safe and tourist-Friendly destination;
- (e) Generate funds by identifying source of revenues to finance the implementation of environmental and tourism plans and projects and to provide/improve the necessary amenities and services out of the collected fees to wit; peace and order, beautification, livelihood and health assistance, promotion and market tourism including resorts, etc;
- (f) Establish and implement partnerships and linkages among the Local Government, Barangay Local Government unit, Department of Environment & Natural Resources, Department of Tourism and other concerned national government agencies and civil society organizations, fisher folks, and other stakeholders; and

h

21

- (g) Promote ecological Solid Waste Management and Waste Water Management in conformity with the Ecological Waste Management Act of 2020 and Clean Water Act of 2004 and relevant laws.

Section 3. Definition of Terms. As used in this Ordinance, the following terms shall mean as follows:

- (a) **Accommodation Establishment** - refers to hotels, resorts, pension houses, inns, lodging places, cottages and other establishments temporarily occupied by the tourist;
- (b) **Authorized Collector** - refers to any person who has been duly deputized by the Mayor to collect ecological tourism fee or authorized agency or establishment;
- (c) **Tourism Ecological Fee (TEF)** - refers to charges imposed on any non-resident tourism, visitors, mountaineers who visit the Municipality on any accommodation establishment within the municipality. Such fees shall support sustainable program for tourism, environmental protection, conservation and management, peace and order and livelihood;
- (d) **Resident** - refers to any individual who resides permanently in the Municipality of Glan, proof of residency shall include community tax certificate, employment identification, and other current ID, or barangay clearance;
- (e) **Marine Biodiversity** - refers to the variability among living organism in marine and aquatic ecosystems and the ecological complexes of which they are part, this includes diversity with species, between species and other classification within the animal and plant kingdom of the general ecosystems;
- (f) **Municipal Water** - as defined in the Fisheries Code or RA No. 8550, it include not only streams, lakes, inland bodies of water and tidal waters within the National park, brackish water, fishpond leased by the government; national Fisheries reserved; refuge and sanctuaries but also marine water included between two lines drawn perpendicular to the general coastline where point where the boundary lines of the municipality touch the sea and low ties and the third line parallel with the general coastline including offshore island and 15 kilometer from such coastline. Where two municipalities are also situated on opposite shore such that there is less than thirty (30) kilometers of marine waters between them. The third line shall be a line equivalent from the opposite shore of the respective municipalities;
- (g) **Tourists/Visitors/Guests/Mountaineers/Beach Comers** - refers to the persons, not being a resident of Glan, who enters the Municipality for the purpose of visiting, enjoying, viewing and/or experiencing its tourist destinations and other eco-tourist spots. Whether man-made although for monetary period only;
- (h) **Trust Fund** - refers to the special account established for TEF collection and can be disbursed subject to the provisions of this ordinance;
- (i) **Bantay-Dagat** - refers to the volunteers group of community members residing inside or within the vicinity of the coastal area, recognized and deputized by the Municipal Government of Glan, whose task is to monitor, prevent or police the area against all sort of illegal activities committed by any natural or juridical person; and
- (j) **Coastal Area** - refers to a band of dry land and adjacent ocean space (water and submerged land) in which terrestrial processes and uses directly affect oceanic processes and uses and vice versa. Its geographic extent may include mangrove, swamps, brackish water ponds, nipa swamps, estuarine rivers, sandy beaches and other areas within seaward limit of 200 meters both to include coral reefs, algae flats sea grass beds and other soft-bottom areas (Section 4 (9) of the Fisheries Code of 1998).

Section 4. Establishment, Scope, and Application of Tourism Ecological Fee. It is hereby established Tourism Ecological Fee which effectively allocates responsibility for environment management, development, protection and remediation and for implementation of tourism plans and projects and to provide/improve the necessary amenities and services like peace and order by charging a certain amount for the use and/or enjoyment of Glan's Environment and Natural Resources.

Section 5. Scope and Coverage. The Tourism Ecological Fee shall be levied within the jurisdiction of the Municipality of Glan to all tourists, visitors, guests, mountaineers, and beach comers who visit and enjoy the natural scenery of Glan.

Section 6. Exemption and Discount from Payment. The following shall be exempted from the payment of Tourism Ecological Fee:

- 6.1 All residents permanently residing in Glan shall be exempted from payment of the Tourism Ecological Fee, provided he or she shows proof of residency. Proof of residency includes passport, community tax certificate, voter's ID or voter's certification or any government ID's that states Glan as address;
- 6.2 Filipino children aging 6 years old and below is free of charge from Tourism Ecological Fee (TEF) and persons with disability (PWD) will receive 20% discount upon presenting her/his PWD ID the same with Senior Citizens;
- 6.3 Government Officials/personnel who are invited by Municipal Government to perform official functions as requested by the local chief executive must present the travel order as supporting documents;
- 6.4 Visitors who arrive for purposes of scientific/academic research with prior consent and authority of any national government agency and/or the head of his or her agency; and
- 6.5 All Filipino senior citizens shall have a 20% discount in the payment of Tourism Ecological Fee.

Section 7. Tourism Ecological Fee Collection. The collection of TEF shall in accordance with the following:

- 7.1 Tourism Ecological Fee. A tourism ecological fee in the amount of Twenty Pesos (20.00) Pesos shall be collected by its designated and authorized collectors, BLGU, agency and establishment from every tourist, beach comer, visitor, guest, and mountaineer. The Tourism Ecological Fee shall be good only for his/her entire stay in Glan until his/her exit/departure from any tourism establishment or accommodation from any barangay of Glan. All funds collected shall form part of the income of the municipality but shall be deposited in a trust fund.
- 7.2 Manner of Collection. All owners of accommodation establishments, Barangay Owned Tourism Spot and beach resorts in the municipality shall be given TEF ticket for them to sell. The Tourism Ecological Fee should be collected anytime of the day upon arrival, subject to the schedule of fees provided in Section 7.1 hereof.
- 7.3 Collecting Agents. The office of the municipal treasurer shall be the principal office responsible for collecting the TEF and is hereby ordered to strictly follow the provision of this ordinance through monitoring and visitation of accommodation establishment, other tourist establishments, and beach resort on daily basis. The municipal mayor may extend logistical support to assist the collecting agents.
- 7.4 Review of TEF. The Sangguniang Bayan shall periodically review the TEF and shall be guided by a study technical information in order to rationalize the rate of fee to be collected and after due consultation with all the stakeholders.
- 7.5 Check and Balance. The ticket shall be disbursed by the Municipal Treasurer and shall undergo monitoring subject to the usual accounting and auditing procedures of the Commission on Audit.

Section 8. Administration and Management of Funds. The Municipal Mayor shall administer and manage all collection disbursement and allocations of funds out of this ordinance under the following guidelines:



h - page four follows -



- 8.1 The Sangguniang Bayan shall prioritize tourism and environment projects to be financed under this trust fund upon submission of work and financial plan the municipal development council; and
- 8.2 Fund disbursement shall be used for tourism and environment projects including the peace and order and other purposes.

Section 9. Uses of Fund. The following shall govern the rules governing the uses of funds.

- 9.1 The share or 20% of gross collection shall accrue to the tourism office and shall be used for administrative expenses such as printing of tickets and token, salaries of personnel, production of IEC materials, office supplies, tourism brochures, and establishment of tourism office.
- 9.2 The share or 20% of gross collection shall be allotted to all concerned barangays where there are tourism establishment and businesses. The allotted fund for the concerned barangay shall go directly to the barangay coffer through official receipt. The barangay share shall be used only to project proposal related to environment, tourism and peace and order will be submitted and approved by the Sangguniang Bayan and the local chief executive. Furthermore the concerned barangays where there are tourism establishments are hereby mandated to have ecological police to monitor the TEF and allowed to receive honorarium which will come from the barangay share;
- 9.3 The 20% gross collection shall be only for environment and tourism projects such as but not limited to;
 - 9.3.1 Rehabilitation of natural resources such as marine and upland resources;
 - 9.3.2 Effective environmental law enforcement that includes expenditures such as Bantay-Dagat's activities, fuel and maintenance of patrol boats and other similar activities that will help enhance and improve municipality's ecosystem
 - 9.3.3 Solid Waste Management; and
 - 9.3.4 Tourism and other environmental related program.
- 9.4 The 40% of gross collection shall accrue to the local treasury and form part of the general fund.

Section 10. Appropriation. An initial amount of **Two Hundred Thousand Pesos (Php200,000.00)** from the municipal funds be earmarked for the purposes of setting up the necessary institutional mechanism and processes (e.g. identification card, uniform, information campaign, paraphernalia, radio communication, opening of the required special trust fund/account, etc.) that will ensure the effective implementation of this ordinance.

Section 11. Incentive Mechanism for Hotels, Resorts, Cottages, Inns, and Lodging Houses. The Municipal Government Unit shall establish incentive mechanism for hotels, resorts, cottages, inns and lodging houses for actively participating in the compliance of this ordinance and shall have guaranteed 10% share from their collection.

Section 12. Sanctions and Penalties.

- 12.1 Any person who refuses to pay the Tourism Ecological Fee shall be penalized with a fine of **Php1, 500.00.**
- 12.2 Misrepresentation of one's identity, residency and the like in order to avoid payment of the fee shall be penalized by paying **Php1, 500.00.**
- 12.3 Non-issuance of tickets by deputized or authorized collector shall be penalized with a fine of **One Thousand Five Hundred Pesos (Php1, 500.00)** without prejudice to the cancellation of the authority to collect and the filing of appropriate criminal charges.
- 12.4 Collection of Tourism Ecological Fee by a person not authorized to collect shall be punishable by a fine of **Php2, 500.00.**

Jf.

[Signature]

2

- page five follows -

12.5 Resorts, cottages, and accommodation establishments that will not collect the fee from their guests upon check-in shall be penalized as follows:

- | | | |
|---------------|--------------------------------|---|
| 12.5.1 | <i>1st offense:</i> | Fine of ₱1,500.00 ; |
| 12.5.2 | <i>2nd offense:</i> | Fine of ₱2,000.00 and warning for cancellation of business Permit; |
| 12.5.3 | <i>3rd offense:</i> | Fine of ₱2,500.00 and cancellation of business permit. |

The Municipal Mayor being the local chief executive shall impose administrative sanctions to anyone who violates this ordinance.

Section 13. Implementing Rules and Regulations. The local chief executive shall, through an executive order, issue the necessary rules and regulations detailing the manner of how this revenue ordinance be properly implemented to effectively carry-out the intent thereof within thirty (30) days from the effectivity of this ordinance.

Section 14. Repealing Clause. All previous ordinance or local executive issuances which are contrary to, or inconsistent with this ordinance, are hereby repealed or modified accordingly.

Section 15. Separability Clause. If any part, section or sub-section of this ordinance shall be declared illegal or invalid for being *ultra vires* or for being violative of law, decree, rules or regulations, such part, section or sub-section shall be considered automatically amended or revised to conform with the law, decree, rules or regulations so violated.

Section 16. Effectivity. This ordinance shall take after its approval and following its posting in conspicuous places in this Municipality for at least three (3) consecutive weeks.

Enacted unanimously, this 25th day of October, 2022, upon motion of Honorable Edwin D. Pacaldo, which was duly seconded by Honorable Lydia B. Hizoler.

I hereby certify to the correctness of the foregoing MUNICIPAL ORDINANCE, which was duly enacted by the Sangguniang Bayan on its 17th Regular Session held on October 25, 2022.


MARLON R. DAQUIGAN, J.D.
Secretary to the Sanggunian

ATTESTED AND CERTIFIED DULY ADOPTED:


VICTOR JAMES P. YAP, JR.
Municipal Vice Mayor / Presiding Officer

APPROVED:


VICTOR JAMES B. YAP, SR.
Municipal Mayor
Date: NOV 22 2022

EXCERPTS FROM THE MINUTES OF THE 16th REGULAR SESSION OF THE 23rd SANGGUNIANG BAYAN OF GLAN, HELD AT THE SB SESSION HALL, GLAN, SARANGANI PROVINCE ON TUESDAY, OCTOBER 18, 2022 AT EXACTLY 9:30 O’CLOCK IN THE MORNING

=====		
PRESENT:	Hon. Victor James P. Yap, Jr.	- Municipal Vice Mayor / <i>Presiding Officer</i>
	Hon. Ricardo Q. Roque, Jr.	- SB Member
	Hon. Kayrud W. Alegado, RN	- SB Member
	Hon. Nazarius D. Wata	- SB Member
	Hon. Joselito A. Escobar	- SB Member
	Hon. Elsan Faith R. Engkong	- SB Member
	Hon. Lydia B. Hizoler	- SB Member
	Hon. Carlos A. Homo	- SB Member
	Hon. Edwin D. Pacaldo	- SB Member
	Hon. Arla Mae T. Lara	- PPSK President
ABSENT:	Hon. Roldan R. Daquigan	- LnB President, <i>(Official Business)</i>
=====		

SPECIAL ORDINANCE NO. 23 – 019
Series of 2022
Author: Hon. Lydia B. Hizoler

AN ORDINANCE GRANTING MONTHLY SOCIAL PENSION AMOUNTING TO FIVE HUNDRED PESOS (P500.00) ONLY TO QUALIFIED INDIGENT SENIOR CITIZENS IN THE MUNICIPALITY OF GLAN, SARANGANI PROVINCE WHO ARE IN THE ACTUAL LIST OF BENEFICIARIES OF THE SOCIAL PENSION PROGRAM, PROVIDING GUIDELINES AND FUNDS THEREFOR AND FOR OTHER PURPOSES

Whereas, Section 11, Article XIII of the 1987 Philippine Constitution provides that, “the State shall adopt an integrated and comprehensive approach to health development which shall endeavor to make essential goods, health and other social services available to all people at affordable cost. There shall be priority for the needs of the underprivileged, sick, elderly, disabled, women and children. The State shall endeavor to provide free medical care to paupers”;

Whereas, Section 4, Article XV of the 1987 Philippine Constitution recognizes that the family, being the basic social institution, has the duty to care for its elderly members but the State may also do so through just programs of social security;

Whereas, Republic Act No. 9994, or the “Expanded Senior Citizens Act of 2022” institutionalizes social protection to senior citizens by providing additional government assistance through Social Pension for Indigent Senior Citizens (SPISC) wherein in this program, indigent senior citizens are entitled to a monthly stipend amounting to **Five Hundred Pesos (P500.00)** which aims to augment the daily subsistence and other medical needs of senior citizens;

Whereas, the Local Government Unit of Glan, pursuant to its vision to protect the well-being of its inhabitants, finds it imperative and fitting to institutionalize and expand the benefits provided by the social pension program for the elderlies;

NOW, THEREFORE:

Be it Ordained, by the 23rd Sangguniang Bayan of Glan, Province of Sarangani during its regular session, **THAT:**

Section 1. Short Title. – This Ordinance shall be known as, “*The Local Social Pension Program for Senior Citizens*” of the Municipality of Glan.

Section 2. Declaration of Principles and Policies. – In consonance with the constitutional policies and provisions of Republic Act No. 9994, it is the policy of the Local Government Unit of Glan to recognize the rights of senior citizens to take their proper place in the society and make them a concern of the family, community, and government and give full support to the improvement and the total well-being of the elderly and their full participation as an integral part of the Philippine society.

Section 3. Definition of Terms. – As used in this Ordinance, the following terms are hereby defined as:

- **Senior Citizen or Elderly** – this refers to any Filipino citizen who is a resident of the Municipality of Glan, and at least sixty (60) years old.
- **Qualified Indigent Senior Citizen** – refers to any senior citizen who is already validated by the Municipal Social Welfare and Development Office (MSWDO), recommended by the Office of the Senior Citizens Affairs (OSCA), and approved by the Local Chief Executive as eligible for social pension in the waiting list but are not yet receiving the monthly stipend.
- **Local Social Pension Program** – refers to the monthly social pension program amounting to Five Hundred Pesos (P500.00) only, funded by the Local Government of Glan, which aims to augment the daily subsistence and other medical needs of indigent senior citizens residing in Municipality of Glan.

Section 4. Scope and Coverage. – This Ordinance covers all qualified indigent senior citizens of the Municipality of Glan based on the eligibility criteria as outlined by the Implementing Rules and Regulations of Republic Act No. 9994.

a.) Sixty (60) years old and above who have:

- No pension from Government Service Insurance System (GSIS), Social Security System (SSS), Philippine Veterans Affairs Office (PVAO), Armed Forces and Police Mutual Benefit Association, Inc. (AFPMBAI) or any other insurance company;
- No permanent source of income;
- No regular support from family or relatives for his/her basic needs; and
- Frail, sickly or with disability.

Section 5. Policy Guidelines. – The general policies and guidelines in the implementation of this ordinance shall be based on Memorandum Circular No. 04, Series of 2019 or the Omnibus Guidelines in the Implementation of Social Pension for Indigent Senior Citizens.

Among others, this special ordinance shall also conform to the following guidelines, to wit:

- a. Qualified indigent senior citizens who are still not included in the existing beneficiaries of Social Pension Program of the national government and those who are in the approved and validated existing list may avail of this local social pension program based in the order of proximity. In cases where a qualified senior citizen shall be automatically stricken out from the list of the beneficiaries in the Local Social Pension Program, the same must be replaced by another qualified indigent senior citizen based on the order of priority.

The qualified senior citizen shall receive a social pension of Five Hundred Pesos (P500.00) for qualified beneficiary will be done every 3 months or One Thousand Five Hundred Pesos (P1,500.00) per quarter.

Section 6. Implementing Agency. – The Municipal Government of Glan thru the Municipal Social Welfare and Development Office (MSWDO) in coordination with the Office of Senior Citizens Affairs (OSCA), shall implement this ordinance and shall formulate mechanisms for the effective implementation of the Local Social Pension Program.

Section 7. Funds. – The Municipal Government of Glan shall allocate funds for the purpose of this ordinance under the account of the Municipal Social Welfare and Development Office (MSWDO), subject to the availability of funds of qualified Senior Citizens.

Section 8. Separability Clause. – If, for any reason or reasons, any part or provision of this ordinance is held to be unconstitutional or invalid, other parts or provisions hereof which are not affected thereby shall continue to be in full force and effect.

W



- page three follows -

2f.

Section 9. Repealing Clause. – Ordinances, rules and regulations or parts thereof, which are inconsistent or in conflict with the provisions of this ordinance are hereby repealed and/or modified accordingly.

Section 10. Effectivity Clause. – This Special Ordinance shall take effect immediately upon approval.

Enacted unanimously, this 18th day of October, 2022, upon motion of Honorable Lydia B. Hizoler, which was duly seconded by Honorable Edwin D. Pacaldo.

I hereby certify to the correctness of the foregoing SPECIAL ORDINANCE, which was duly enacted by the Sangguniang Bayan on its 16th Regular Session held on October 18, 2022.


MARLON R. DAQUIGAN, J.D.
Secretary to the Sanggunian

ATTESTED AND CERTIFIED DULY ADOPTED:


VICTOR JAMES P. YAP, JR.
Municipal Vice Mayor / Presiding Officer

APPROVED:


VICTOR JAMES B. YAP, SR.
Municipal Mayor
Date: ~~NOV 03 2022~~

- nothing follows -

EXCERPTS FROM THE MINUTES OF THE 16th REGULAR SESSION OF THE 23rd SANGGUNIANG BAYAN OF GLAN, HELD AT THE SB SESSION HALL, GLAN, SARANGANI PROVINCE ON TUESDAY, OCTOBER 18, 2022 AT EXACTLY 9:30 O'CLOCK IN THE MORNING

=====		
PRESENT:	Hon. Victor James P. Yap, Jr.	- Municipal Vice Mayor / Presiding Officer
	Hon. Ricardo Q. Roque, Jr.	- SB Member
	Hon. Kayrud W. Alegado, RN	- SB Member
	Hon. Nazarius D. Wata	- SB Member
	Hon. Joselito A. Escobar	- SB Member
	Hon. Elsan Faith R. Engkong	- SB Member
	Hon. Lydia B. Hizoler	- SB Member
	Hon. Carlos A. Homo	- SB Member
	Hon. Edwin D. Pacaldo	- SB Member
	Hon. Arla Mae T. Lara	- PPSK President
=====		
ABSENT:	Hon. Roldan R. Daquigan	- LnB President, (Official Business)
=====		

SPECIAL ORDINANCE NO. 23 – 020
Series of 2022
Author: Hon. Kayrud W. Alegado, RN

AN ORDINANCE ESTABLISHING THE OFFICE OF THE HEALTH SERVICES, PUBLIC SECONDARY AND TERTIARY EDUCATIONAL INSTITUTIONS IN THE MUNICIPALITY OF GLAN, PROVINCE OF SARANGANI ADOLESCENT-FRIENDLY

Whereas, Section 17 of R.A. 7160, or the Local Government Code of 1991 provides for the delivery of Basic Services and Facilities for Health and Social Welfare Services, including its programs and projects on Child and Youth Welfare;

Whereas, Section 13 of Article 11 of the Philippine Constitution provides that, “the State recognizes the vital role of the youth in nation-building, and shall promote and protect their physical, moral, spiritual, intellectual, and social well-being. It shall inculcate in the youth patriotism and nationalism, and encourage their involvement in public and civic affairs”;

Whereas, the “Adolescents”, whose age group belongs to 10-19 years old comprise a significant percentage of our population, and are a potent force for genuine development to bring forth economic progress, peace, security, moral ascendancy, and meaningful participation in the local governance;

Whereas, adolescent stage is vital and very critical in the life of a person as a transition to adulthood, and is observed that considerable number of young people engage in high risk sexual and non-sexual behaviors which compromise their health, well-being, and development;

Whereas, the National Government, through the Department of Health, had issued an Administrative Order No. 2013-0013, or the National Policy and Strategic Framework on Adolescent Health and Development which states that Local Government Units, specifically the Municipality and Provincial Health Offices, and Rural Health Units shall be responsible in designing, funding, implementing, monitoring local health and development programs suited for adolescents in their area, in partnership with youth, government agencies, civil society and the private sector, under the technical guidance of the DOH and such others;

Whereas, there is a need to make community level service delivery points, adolescent-friendly, responsive, and sensitive to the needs adolescents to attract and sustain increased utilization of health services by this segment of population and help them avoid health risk behavior, prevent potential consequences and provide them with access to holistic health care services;

NOW, THEREFORE:

Be it Ordained, by the 23rd Sangguniang Bayan of Glan, Province of Sarangani during its regular session, THAT:

Section 1. Title. – This Ordinance shall be known as “Adolescent Friendly Schools and Health Facilities” in the Municipality of Glan.

Section 2. Declaration of Policy. – It is hereby declared policy of the Local Government Unit of Glan to ensure and monitor the provision of basic adolescent-friendly health care services, including, but not limited, to the operation and maintenance of facilities and equipment necessary for the delivery of adolescent-friendly health services.

Section 3. Related Principles. – The objectives of the DOH Administrative Order No. 2013-0013 or known as the National Strategic Framework on Adolescent Health and Development (AHDP) and the health outcomes of the AHDP program stipulated in the Department of Health National Standards and Implementation Guide for the Provision of Adolescent-Friendly Health Services (2010) provides basis of this ordinance.

The DOH Administrative Order No. 2013-0013 provides a strategic framework for Adolescent Health Program that is anchored on Universal Health Care, and provides policy direction and guidance to LGUs in prioritizing interventions for adolescent health.

The Adolescent Health and Development Program aims to achieve the following health outcomes:

- a. Healthy Development
- b. Healthy Nutrition
- c. Sexual and Reproductive Health
- d. Reduction of Substance Use
- e. Reduction of injuries and mortality, morbidity and psychosocial consequences of injuries
- f. Reduction of all forms of violence and mortality, morbidity and psychosocial consequences of violence
- g. Mental Health

Section 4. Definition of Terms. – For the purpose of this ordinance, the following terms shall be defined accordingly, *viz*:

- a. **Adolescent** – refers to young people between the ages of 10 and 19 years old who are in transition from childhood to adulthood (RA 10354) and are the *primary* targets of this ordinance;
- b. **Adolescent-Friendly Health Services** – refers to Information, Education and Campaign materials such as poster, brochure, counselling card, newspaper, magazine, radio spot, television spot, slideshows and video clips, and health services referred to and used in this ordinance;
- c. **Adolescent-Friendly Schools and Health Facilities** – refers to a program implemented by schools and facilities which include establishing an adolescent room or space in the Office on Health Services and its health stations and in mechanisms to respond to the health needs of adolescents;
- d. **Adolescent Health** – refers to the state of complete physical, mental and social well-being of a young person;
- e. **Adolescent Health and Development Program** – refers to a comprehensive program institutionalized by the Department of Health for the health and welfare of adolescents;
- f. **Educational Institutions** – refers to the tendency of adolescents to engage in behaviors which may pose threats to the health and well-being of adolescents, such as early sexual encounter or premarital sex or engaging in substance abuse;
- g. **Sexually-Transmitted Infections** – refers to infections which are passed from one to another primarily through sexual contact;
- h. **Substance Abuse** – refers to the harmful or hazardous use of psychoactive substances including alcohol and illicit drugs.

Section 5. Descriptive/Set-up of Adolescent-Friendly Schools and Health Facilities. – The following essential elements shall serve as basic guidelines for the establishment of an adolescent friendly schools and health facilities.

Section 6. Composition of Adolescent-Friendly Schools and Health Facility. – The Adolescent-Friendly Educational Institutions shall have designated personnel such as but not limited to Adolescent Health Coordinator, Guidance Counsellor, School Nurse, Psychologist and Psychiatrist, which shall be designated by the school head and shall be trained/oriented in adolescent health.

The Adolescent-Friendly Health Facilities shall also have a designated Adolescent Health and Development Program Coordinator assigned by the Municipal Health Officer. Furthermore, the Office on Health Services shall have the core team of adolescent-friendly service providers composed of the following, but not limited to, Physicians, Dentist, Midwives, Medical Technologists, and other trained health service provider who shall provide range of health services to adolescents.

The Local Government Unit shall create adolescent health committee who will oversee programs for young people. The Adolescent Health Committee shall be composed of the following: Municipal Mayor as the Chairperson, and the members are the SB Chairperson on the Committee on Health, Committee on Sports and Youth, Central Glan District School, North Glan 1 District School, North Glan 2 District School, South Glan District School, Municipal Social Welfare Services Officer, President of Liga ng mga Barangay, PNP-Women and Child Protection Desk, and representatives from adolescent-focused NGO and Adolescent/Youth based Religious organization.

Section 7. Functions of the Adolescent Health and Development Program Coordinator and Technical Committee.

A. Adolescent Health and Development Program Coordinator

The AHDP Coordinator shall have the following functions:

1. Attend to adolescent patients received in schools and health facilities;
2. Identify the most common health concerns and issues among young people;
3. Screen young people for risk-taking behaviors;
4. Render preventive health management and provide information on, but not limited to: substance abuse, sexuality, violence and injury prevention, and for improving mental health;
5. Ensure proper service recording;
6. Ensure timely preparation of reports: monthly, quarterly, annually; and
7. Liaise in forging of partnership and continuously coordinate with authorities from different concerned agencies such as PNP, OSWD, hospitals, religious leaders, community stakeholders and other stakeholders.

a.) OFFICE ON HEALTH SERVICES (OHS)

The Office on Health Services shall develop and implement its Adolescent Health Program in policies and standards recommended by DOH. The OHS' Adolescent Health program shall have the following features such as, but not limited to:

- 1.) Adolescent Coordinators at the OHS and its Health stations who shall screen adolescents in the proper level of care;
- 2.) Core Team of Health Service Providers who shall provide services and interventions, in a caring and non-judgmental manner;
- 3.) Special Adolescent Health day where health services will be provided specifically for adolescent clients;
- 4.) Provision of free health and reproductive health services shall be provided to adolescents in accordance to DOH standards and Reproductive Health law;
- 5.) Counselling Room/Area where privacy and confidentiality is ensured including the safekeeping of files;
- 6.) Safety cabinets where records will be kept;
- 7.) Attractive promotional IEC materials posted on the wall and take home reading materials;
- 8.) Equipped with audio-visual equipment, musical instruments, sports materials, reading materials, and sports and games equipment;
- 9.) Signboard logo indicating the health services provided and time when these health services will be provided (*open from 8:00AM – 5:00PM, Mondays to Fridays*)
- 10.) Multi-sectoral – referral network shall be established for adolescent health information and services;
- 11.) Recording, reporting and monitoring mechanisms shall be established;

b.) SECONDARY AND TERTIARY EDUCATIONAL INSTITUTIONS

The School may design and implement a program or measures to respond to the needs of in-school adolescents. Schools program on Adolescent Health and Development may have the following features, such as, but not limited to:

- 1.) Presence of competent professional such as Guidance Counsellor who shall provide counselling services to adolescents;
- 2.) Counselling room/area where privacy and confidentiality will be observed;
- 3.) Logbooks and anecdotal records for recording purpose;

Handwritten signature

Handwritten mark

Handwritten signature

- 4.) Safety cabinets where records will be kept;
- 5.) Attractive promotional IEC materials posted on the wall and take home reading materials;
- 6.) Equipped with audio-visual equipment, musical instruments, sports materials, reading materials, and sports and games equipment;
- 7.) Open during school hours

B. Adolescent Health Committee

The Adolescent Health Committee shall be responsible in developing strategic plans, oversee the implementation of adolescent health initiatives, including monitoring and evaluation of adolescent health programs in the municipality. Specifically, the Adolescent Health Committee shall have the following roles and responsibilities:

a. Municipal Health Office

As the secretariat of the committee, the Office on Health Services shall be responsible for the following:

- Prepare agenda for the meeting and send communications to the members a week before the meeting;
- Regular attendance to meetings;
- Participate in planning and monitoring activities;
- Submit reports or provide feedback on the status of the program implementation;
- Spearhead the development of Operational Guidelines in making OHS and health stations adolescent-friendly, consistent to the DOH standards; and
- Spearhead the conduct of Adolescent Health and Development activities in the municipality.

b. Academe

- Submit reports or provide feedback on the implementation of school-based AH related initiatives;
- Referral/networking of services to the Office on Health Services, Cluster Health Stations and other facilities;
- Organize school-based Peer Educators; and
- Participate in the conduct of municipality-wide RH related activities such as Family Planning Month, World AIDS Day, and international AIDS Candlelight Memorial

c. NGOs

- Coordinate with the OHS on activities, programs and services offered;
- Assist the LGU in undertaking activities on AH;
- Referral and Networking; and
- Submit reports and or provide feedback

d. Barangay and other Government Agencies

- Assist and participate actively in Adolescent Health Activities;
- Share resources for Adolescent Health activities;
- Referral and Networking;
- Organize Peer Educators;
- Master listings of young people in the Barangay;
- Early referral of teenage pregnancies; and
- Integrate in Barangay plans the activities related to Adolescent Health and Development

Section 8. Budgetary Allocation.

A. The Office on Health Services

The establishment and operations of the Adolescent-Friendly Health Facility shall have an initial budget of **One Hundred Thousand Pesos (₱100,000.00)**. The Cost of Operations for the succeeding years shall be charged under the OHS, Sanggunian Kabataan (SK) Funds, Gender and Development Budget and other external fund source.

B. Educational Institutions

For the effective implementation of this ordinance, all secondary and tertiary educational institutions within the municipality shall allocate necessary funds for the establishment of Adolescent Health program within the school premises. Adolescent Health program shall also be included in the Annual Plan of the schools.

h

- page five follows -



Section 9. Recognition of the Best Performing Adolescent-Friendly Schools and Health Stations within the Municipality.

- a. Citations and awards shall be given to the best performing adolescent friendly schools and health facilities
- b. The Adolescent Health Committee shall create a TWG who shall be responsible for the formulation of monitoring tools for assessment purpose, framing the criteria, and shall act as evaluator/judge in selecting the best performing health stations and educational institutions which had an established adolescent health program within their school premises.
- c. The awards shall be given during in appropriate ceremonies during the celebration of city foundation anniversary.

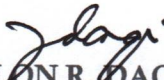
Section 10. Administrative Provision.

The Adolescent Health Committee under the leadership of the Local Chief Executive and other stakeholders involved shall have the primary responsibility for the enforcement of this ordinance and to formulate the Implementing Rules and Regulations on administrative procedures necessary to carry out the provisions of this ordinance.

Section 11. Effectivity Clause. – This Ordinance shall take effect upon approval and after posting the same in three (3) conspicuous places within the municipality.

Enacted unanimously, this 18th day of October, 2022, upon motion of Honorable Lydia B. Hizoler, which was duly seconded by Honorable Edwin D. Pacaldo.

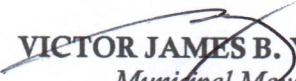
I hereby certify to the correctness of the foregoing SPECIAL ORDINANCE, which was duly enacted by the Sangguniang Bayan on its 16th Regular Session held on October 18, 2022.


MARLON R. DAQUIGAN, J.D.
Secretary to the Sanggunian

ATTESTED AND CERTIFIED DULY ADOPTED:


VICTOR JAMES P. YAP, JR.
Municipal Vice Mayor / Presiding Officer

APPROVED:


VICTOR JAMES B. YAP, SR.
Municipal Mayor
Date: OCT 26 2022