

Republic of the Philippines
Province of Bohol
MUNICIPALITY OF LOON

OFFICE OF THE SANGGUNIANG BAYAN

EXCERPTS FROM THE MINUTES OF THE 51ST REGULAR SESSION OF THE 13TH SANGGUNIANG BAYAN OF LOON, PROVINCE OF BOHOL HELD ON THE 25TH DAY OF JULY 2017 AT THE SANGGUNIANG BAYAN (SB) OFFICE, LOON, BOHOL-

PRESENT:

Hon. Lloyd Peter M. Lopez, M.D.	Vice Mayor, Presiding Officer
Hon. Pedro M. Literatus, Jr.	SB Member
Hon. Timoteo L. Legitimas	SB Member
Hon. Emerson S. Relampagos	SB Member
Hon. Lydia L. Almasa	SB Member
Hon. Zaide Y. Coritico	SB Member
Hon. Judy Marie H. Veloso	SB Member
Hon. Kristel P. Tecson	SB Member
Hon. Cesar R. Pedrigal	LnB President, Ex-Officio Member

ON LEAVE:

Hon. Nilo P. Branzuela	SB Member
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MUNICIPAL ORDINANCE NO. 17-008
Series of 2017

AN ORDINANCE INSTITUTIONALIZING THE VIOLENCE AGAINST WOMEN (VAW) DESK IN EVERY BARANGAY IN THE MUNICIPALITY OF LOON

Be it enacted by the 13th Sangguniang Bayan of Loon, Bohol in session duly assembled:

SECTION 1. DEFINITION OF TERMS

1.1 Violence Against Women (VAW) - refers to any act of gender-based violence that results in, or is likely to result in physical, sexual, or psychological harm or suffering to women, including threats of such acts, coercion, or arbitrary deprivation of liberty, whether occurring in public or in private life. It shall be understood to encompass, but not limited to, the following:

- (1) Physical, sexual, psychological, and economic violence occurring in the family, including battering, sexual abuse of female children in the household, dowry-related violence, marital rape, and other traditional practices harmful to women, non-spousal violence, and violence related to exploitation;
- (2) Physical, sexual, and psychological violence occurring within the general community, including rape, sexual abuse, sexual harassment, and intimidation at work, in educational institutions and elsewhere, trafficking in women, and prostitution; and
- (3) Physical, sexual, and psychological violence perpetrated or condoned by the State, wherever it occurs. It also includes acts of violence against women as defined in Republic Act No. 9208 and 9262. Under the Magna Carta of Women, this term is used interchangeably with gender-based violence.

1.2 VAW Desk - a facility that would address VAW cases in a gender-responsive manner, managed by a person designated by the Punong Barangay. It is situated within the premises of the barangay hall. In the absence of a barangay hall, the VAW Desk shall be established within the premises where the Punong Barangay holds office.

SECTION 2. ESTABLISHMENT OF VAW DESK IN EVERY BARANGAY

2.1 Setting up the VAW Desk - the Punong Barangay shall designate an area within the barangay hall for the VAW Desk and provides the necessary furniture and fixtures such as, but not limited to, table, chairs, separate filing cabinet and log book for record-keeping of cases. Likewise, the Punong Barangay shall ensure the confidentiality of the case and privacy and safety of the victim-survivor.

2.2 Designation of VAW Desk person - the Punong Barangay shall designate a VAW Desk person who is trained in gender-sensitive handling of cases; preferably a Woman Barangay Kagawad or Woman Barangay Tanod. In cases where there are no trained personnel, ensure that the person assigned shall undergo basic gender sensitivity training and orientation on anti-VAW laws.

2.3 Functions of the Barangay VAW Desk - the VAW Desk shall perform the following tasks:

- 2.3.1 Respond to gender-based violence cases brought to the barangay;
- 2.3.2 Record the number of gender-based violence handled by the barangay and submit quarterly report on all cases of VAW to the DILG Municipal Field Office and the Municipal Social Welfare Development Office (MSWDO);
- 2.3.3 Keep VAW case records confidential and secured; ensure that only authorized personnel can access it;
- 2.3.4 Assist victims of VAW in securing Barangay Protection Order (BPO) and access necessary services;
- 2.3.5 Develop the barangay's gender-responsive plan in addressing gender-based violence, including support services, capacity building and referral system;
- 2.3.6 Coordinate with and refer cases to government agencies, non-government organization (NGO's), institutions, and other service providers as necessary;
- 2.3.7 Address other forms of abuse committed against women, especially senior citizens, women with disabilities, and other marginalized groups;
- 2.3.8 Lead advocacies on the elimination of VAW in the community; and
- 2.3.9 Perform other related functions as may be assigned;

2.4 Role of Municipal Mayor - the Municipal Mayor shall ensure the establishment of a VAW Desk in every barangay of the municipality, and provide technical and financial assistance for its operations pursuant to Section 12 d paragraph 2 of the MCW IRR.

SECTION 4. PROTOCOL IN HANDLING VAW CASES AT THE BARANGAY LEVEL

The Anti-Violence Against Women and Their Children (VAWC) Act (RA 9262) mandates the Punong Barangay or in his/her absence the Barangay Kagawad concerned or on duty to take immediate action being informed of a violent incident and is mandated to issue a Barangay Protection Order (BPO) on the date of filing after ex parte determination of the merits of the case as applied for provided , that all forms of amicable settlement under the Katarungang Pambarangay such as mediation, settlement, conciliation, arbitration shall not apply to cases of VAWC. The following protocols shall be observed by the Barangay VAW Desk person when responding to VAW situations:

3.1 A VAWC (RA 9262) victim - survivor is accompanied by someone to the barangay or the victim herself goes to the barangay.

- 3.1.1 Comfort the woman (and children, if applicable) in a safe and private room giving her water and other immediate needs, if any;
 - 3.1.2 Assess the situation and get initial information to determine the risks on hand and if immediate medical attention is needed. If so, facilitate referral to the nearest medical facility;
 - 3.1.3 After the victim-survivor is comforted, assist the Punong Barangay/Kagawad in the conduct of an investigation in a gender sensitive and non-judgemental manner in a language understood by her;
 - 3.1.4 Inform her on her rights and the remedies available and the process involved particularly in relation to the BPC. Assist her file application, if she decides to have a BPO;
 - 3.1.5 Record the incident using the National VAW Documentation System barangay form;
 - 3.1.6 If victim-survivor desires to be in a safe shelter, seek the assistance of the other Barangay officials, Barangay tanod or the police in getting her belongings and refer to a shelter/women's center to the MSWDO;
 - 3.1.7 Assist the victim-survivor to file for a Temporary Protection Order (TPO) or Permanent Protection Order (PPO) with the nearest Family Court within 24 hours after issuance of the BPO, if the victim –survivor so desires or she applies directly for a TPO /PPO instead of a BPO;
 - 3.1.8 Report the incident within four (4) hours to the PNP and the MSWDO.
- 3.2 A victim – survivor of VAWC is reported by a community member.
- 3.2.1 Verify the information and if needed, seek assistance from the PNP;
 - 3.2.2 Assess the situation and facilitate the rescue of the victim -survivor when necessary to ensure her safety, and when applicable the safety of her children;
 - 3.2.3 Inform the victim-survivor about her rights and remedies available particularly the BPO and its processes. Assist her to apply for a BPO, if she so desires;
 - 3.2.4 Refer victim-survivor for medical care and temporary shelter and other needs when needed based on the assessment done;
 - 3.2.5 Record the incident using the National VAW Documentation System barangay form;
 - 3.2.6 If not done earlier, report the incident within four (4) hours to the PNP and the MSWDO.
- 3.3 For rape, trafficking in persons and other cases which do not fall under the jurisdiction of the barangay, assist the victim-survivor to file a complaint at the PNP Women and Children Protection Center of the National Bureau of Investigation (NBI).

SECTION 4. MONITORING AND REPORTING

The Municipal Committee on Anti-Trafficking – Violence Against Women and Their Children (MCAT-VAWC) shall do the monitoring of the implementation of this ordinance and to render report as based with the issuance of this Joint Memorandum Circular.

SECTION 5. FUNDING

The cost of the establishment and operations of the VAW Desk shall be under the gender and development (GAD) budget of the barangays pursuant to the annual GAD Plans and Programs of the LGU.

SECTION 6. EFFECTIVITY

This ordinance shall take effect upon its approval and due publication in a newspaper of general circulation in (3) consecutive weeks.

UNANIMOUSLY APPROVED.

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I hereby certify to the correctness of the above-quoted ordinance.

FIDELINO P. CORITICO, LLB
Secretary to the Sanggunian

ATTESTED:

LLOYD PETER M. LOPEZ, M.D.
Vice Mayor
Presiding Officer

APPROVED:

ELVI PETER L. RELAMPAGOS
Municipal Mayor

Date: _____

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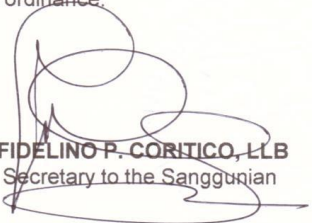
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Vice Mayor
Presiding Officer

APPROVED:


ELVI PETER L. RELAMPAGOS
Municipal Mayor

Date: 08/15/17