



Republic of the Philippines
Tanggapan ng Sangguniang Panlungsod
City of Naga



ORDINANCE NO. 2002-055

AN ORDINANCE DECLARING ALL DAY CARE CENTERS AND SCHOOLS FOR EARLY EDUCATION AND DEVELOPMENT (SEED) IN THE CITY OF NAGA AS SCHOOLS INCLUSIVE OF CHILDREN WITH SPECIAL EDUCATIONAL NEEDS:-

Authors: Hon. Mila S.D. Raquid-Arroyo
Hon. Simeon F. Adan

Be it enacted by the Sangguniang Panlungsod of the City of Naga, that:

SECTION 1. - TITLE. - This Ordinance shall be known as the “Inclusive Schools Ordinance” of the City of Naga.

SECTION 2. - PURPOSE. - The purpose of this Ordinance is to widen the implementation of the Inclusive Education Program adopted by the Philippine Government in furtherance of the Framework for Action on Special Education adopted by the UNESCO in 1994. This Framework of Action has been premised on the result of scientific research and studies showing that the development and learning intervention for the physically, mentally, or emotionally impaired children are best implemented within the normal learning context where they regularly socialize and integrate with those who are otherwise considered as normal children;

SECTION 3. - DEFINITION OF TERMS. - As used in this Ordinance, the following terms shall mean as follows:

- a. DAY CARE CENTERS AND SCHOOLS FOR EARLY EDUCATION AND DEVELOPMENT - refers to schools or institutions of learning catering to the educational needs of children with ages ranging from 3 years old to 6 years old;
- b. CHILDREN WITH SPECIAL EDUCATIONAL NEEDS - refers to children with impaired physical, intellectual, social, emotional, linguistic, or other disability;
- c. INCLUSIVE - refers to the principle, policy, and practice of allowing full access to the services and facilities offered by schools to all children regardless of whether they are children with special needs or not;
- d. CSWDO - refers to the City Social Welfare and Development Office.

SECTION 4. - To achieve the purposes of this Ordinance, all day care centers and schools for early education and development in the City of Naga are hereby declared as inclusive schools. For this purpose, all day care centers or schools for early education and development are hereby called upon to capacitate their personnel towards the full implementation of this provision.

SECTION 5. - CAPABILITY-BUILDING SUPPORT SERVICE. - To capacitate schools to implement and comply with this Ordinance, the CSWDO is hereby mandated to coordinate with pertinent government offices and private groups for the continuing training of the teachers involved in the implementation of this Ordinance.

SECTION 6. - PENALTY FOR REFUSAL TO ADMIT CHILDREN WITH SPECIAL EDUCATIONAL NEEDS. - After one (1) year from the effectivity of this Ordinance, it shall be unlawful for any day care center or school for early education and development to refuse admission of children with special educational needs without justifiable reason. For the purpose of this section, the following grounds shall be considered insufficient to justify refusal:

- a. Lack/absence of trained personnel;
- b. Lack/absence of facilities;
- c. Other grounds based on undue discrimination against children with special educational needs

For each count of violation under this section, a fine of Five Thousand Pesos (P5,000.00) shall be imposed.

SECTION 7. - SEPARABILITY CLAUSE. - Should any portion of this Ordinance be declared unconstitutional or illegal by any court of competent jurisdiction, the portions not so declared shall remain in full force and effect.

SECTION 8. - REPEALING CLAUSE. - All ordinances, executive orders and administrative issuances or part or parts thereof which are inconsistent with this Ordinance are hereby repealed or modified accordingly.

SECTION 9. - EFFECTIVITY. - This Ordinance shall take effect fifteen days from date of its publication or posting.

ENACTED: August 7, 2002.

WE HEREBY CERTIFY to the correctness of the foregoing ordinance.

JOSE C. RAÑOLA, M.D.
City Councilor/Acting City Vice Mayor
& Presiding Officer

GIL A. DE LA TORRE
Board Secretary II
& Secretary Designate

APPROVED:

JESSE M. ROBREDO
City Mayor