

ORDINANCE NO. 2014-068

VVVVVVVVVVVVVVVVVVVVVVVVV

AN ORDINANCE INSTITUTIONALIZING THE NAGA CITY COUNCIL FOR THE WELFARE AND PROTECTION OF CHILDREN (NCCWPC), CREATING THE CHILDREN'S AFFAIRS OFFICE, DEFINING THEIR FUNCTIONS, APPROPRIATING FUNDS FOR THEIR OPERATIONS, AND FOR OTHER PURPOSES:-

Sponsor: Councilor Elmer S. Baldemoro

EXPLANATORY NOTE

WHEREAS, it is a declared policy of the State under Article XV Section 3(2) of the 1987 Philippine Constitution to defend the right of children to assistance, including proper care and nutrition, and special protection from all forms of neglect, abuse, cruelty, exploitation, and other conditions prejudicial to their development;

WHEREAS, to promote and protect the welfare and rights of children in the city, the Naga City Council for the Welfare and Protection of Children (NCCWPC), a special body tasked to plan and design a comprehensive program focused on advancing the interest of young Nagueños, has been comprised by City Mayor John G. Bongat through Executive Order Nos. 2014-003;

WHEREAS, the subsequent Executive Order Nos. 2014-014-A and 2014-014-B issued by Mayor John G. Bongat expanded the NCCWPC membership to ensure the sustainability and responsiveness of the policies and programs on the promotion of children's welfare and protection of their rights;

WHEREAS, in order to effectively carry out the intents and purposes of the aforementioned responsive actions from the Executive Office of the City Government, the structures and mechanisms therein created must be institutionalized to ensure effectiveness of implementation and sustainability of solutions and actions;

BE IT ORDAINED, therefore, by the Sangguniang Panlungsod of the City of Naga that:

SECTION 1. The Naga City Council for the Welfare and Protection of Children. The Naga City Council for the Welfare and Protection of Children (NCCWPC) is hereby created as the policy-making and planning body of the City Government of Naga on programs and activities promoting the welfare of children and protecting their rights. It shall also serve as the evaluator of all programs, projects and policies affecting the Nagueño children.

SECTION 2. Definition of Terms. For purposes of this ordinance, the following terms shall mean:

- a. Children - 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 or mental impairment or condition.

- b. NCCWPC –the Naga City Council for the Welfare and Protection of Children.
- c. CAO –the Children Affairs Office.
- d. BCPC –the Barangay Council for the Protection of Children.
- e. CWC –the Council for the Welfare of Children.

SECTION 3. Composition of the NCCWPC. The NCCWPC shall be composed of the following:

Chairperson	-	City Mayor
Co-Chairperson-		Chairman, SP Committee on Children
Members	-	DILG City Director
		Liga ng mga Barangay President
		SK Federation President
		Superintendent, DepEd-Division of City Schools
		City Planning and Development Officer
		City Budget Officer
		City Health Officer
		City Social Welfare and Development Officer
		City Population and Nutrition Officer
		PNP City Director
		City Treasurer
		City Accountant
		City Civil Registrar
		City Agriculturist
		City Environment and Natural Resources Officer
		Metro Public Employment Services Officer
		City Legal Officer
		City Prosecutor
		Provincial Director, DOLE-Camarines Sur
		Presiding Judge, Family Court
		Jail Warden, Bureau of Jail Management & Penology
		Director, Commission on Human Rights
		Provincial Head, Philippine Information Agency
		Head, CWSDO-ECCD Division
		Administrator, Naga City School Board
		Executive Director, JMR Good Governance Center
		Chairperson, Kapisanan ng mga Brodkaster sa Pilipinas
		Chairperson, Naga City People’s Council
		Executive Director, HELP Learning Center
		Program Manager, Bantay Bata 163-Bicol
		Representative, Plan International
		President, Rotary Club of Naga
		President, Federation of Barangay Committee
		Chairperson on Children
		Chairperson, BantayFamilia, Inc.
		Representative, Academe
		President, National Auxiliary Chaplaincy Philippines
		Parents-Teachers Association (PTA) President
		Child Representative – President, Federation of
		Barangay Children Organization

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The membership of the representatives coming from the non-government organization, private sector and agencies/offices outside of the City Government shall commence upon their acceptance of the invitation from the City Mayor.

The members may designate a permanent alternate member to represent in the meetings and activities.

SECTION 4. Functions – The Naga City Council for the Welfare and Protection of Children shall have the following functions:

- a. Adopt plans, programs and policies for children that are gender-fair, culturally relevant and responsive to the needs of diverse groups of children 0 to below 18 years of age;
- b. Prepare Annual Work and Financial Plan for programs on children;
- c. Recommend provision of appropriations on children programs to the Sangguniang Panlungsod of Naga;
- d. Recommend local legislations promoting child survival, protection, participation and development, especially on the quality of television shows, media prints and coverage, which are detrimental to children, and with appropriate funding support;
- e. Provide coordinative linkages with other agencies and institutions in the planning, monitoring and evaluation of plans for children;
- f. Advocate for the establishment and maintenance of playgrounds, educare centers, and other facilities necessary for child and youth development, and DILG;
- g. Monitor and evaluate the implementation of the program and submit quarterly status reports to Council for the Welfare of Children (CWC);
- h. Performs such other functions as provided for in the ECCD and other child related laws.

In the performance of its functions, the NCCWPC may request the assistance of any other offices within the City Government of Naga and may seek out wider stakeholders' participation to accomplish the objectives and purposes of this ordinance.

SECTION 5. Meetings and Quorum. The meetings of the NCCWPC shall be held once every two months on the date and at the place to be determined by the body and the agenda of which shall include policies/programs/projects/activities relative to the promotion of the rights and welfare of children. The chairperson or co-chairperson of the NCCWPC may call for a special meeting as he/she may deem necessary. The NCCWPC may adopt its own internal rules of procedure at it may deem necessary for the orderly conduct of its meetings, operation and effective performance of its functions. The Children's Affairs Office (CAO), referred to in the succeeding Section, shall serve as the Secretariat of the NCCWPC.

SECTION 6. Children's Affairs Office (CAO). The Children's Affairs Office is hereby created under the direct supervision of the Office of the City Mayor with the following functions:

- a. Serve as secretariat of the NCCWPC;
- b. Provide technical assistance and recommend financial support to Barangay Council for the Protection of Children (BCPC);
- c. Establish and maintain database on children in the city;
- d. Foster education of every child;
- e. Assist children in need of special protection and refer cases filed against child abusers to proper agencies/institutions;
- f. Conduct capability building programs to enhance knowledge and skills in handling children's program;
- g. Assist in the functions and other organizational matters of the Naga City Council for the Welfare and Protection of Children;
- h. Develop a comprehensive social development and welfare program for children and submit the same to the NCCWPC for the latter's adoption;
- i. Coordinate and work with appropriate offices and agencies of the government in providing such welfare services, privileges and benefits to the intended beneficiaries;
- j. Exercise such other powers and perform such other duties and functions as may be assigned by the City Mayor or as may be prescribed by law or ordinance.

SECTION 7. Composition and Structure of the Children's Affairs Office (CAO). The CAO shall be composed of an Executive Director and such number of employees as necessary to carry out the functions and objectives of NCCWPC. Said personnel shall be appointed, designated or assigned by the city mayor. For reasons of economy and expediency, interim appointments may be resorted to, and may be drawn from any department or office now existing within the City Government. Regular or plantilla positions may be created in the future, subject to an enactment of an ordinance providing the same and, therefore, amending this section.

SECTION 8. Appropriation. To realize the objectives of this ordinance, the amount of not less than One Million Three Hundred Thousand Pesos (P1,300,000.00) is hereby appropriated chargeable against the Naga City Children's Fund (Kaakian Fund) of at least one percent of the City's total Internal Revenue Allotment (IRA) under the Special Purpose Appropriation of the current year. Budgetary release from this fund shall be based on the annual work and financial plan submitted by the Children's Affairs Office, duly adopted by the NCCWPC.

For the succeeding years, the annual appropriation for the NCCWPC and the CAO shall be based on the annual work and financial plan submitted by the Children's Affairs Office, duly adopted by the NCCWPC and finally approved by the Sangguniang Panlungsod of Naga, as manifested in the city's annual budget.

SECTION 9. Separability Clause – Should any portion of this ordinance be declared unconstitutional or invalid, the other parts or provisions thereof which are not affected, hence shall continue to be in full force and effect.

SECTION 10. Repealing Clause – All ordinances, executive issuances, rules and regulations, and/or parts thereof inconsistent with the provisions of this ordinance are hereby repealed and/or modified accordingly.

Section 11.Effectivity. This Ordinance shall take effect immediately upon its approval and after publication in a newspaper of local circulation.

ENACTED: November 4, 2014.

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WE HEREBY CERTIFY to the correctness of the foregoing ordinance.

GIL A. DE LA TORRE

Secretary to the

Sangguniang Panlungsod

GABRIEL H. BORDADO JR.
Acting City Vice Mayor
& Presiding Officer

APPROVED:

JOHN G. BONGAT
City Mayor