



Republic of the Philippines
SANGGUNIANG PANLUNGSOD
City Government of Naga

ORDINANCE NO. 2024-041
VVVVVVVVVVVVVVVVVVVVVVVVVVVVVV

AN ORDINANCE ESTABLISHING THE BALAY SILANGAN REFORMATION CENTER (BSRC) IN THE CITY OF NAGA, PROVIDING GENERAL GUIDELINES FOR ITS OPERATION, ADOPTING CERTAIN PROVISIONS OF DANGEROUS DRUGS BOARD (DDB) BOARD REGULATIONS NO. 3 SERIES OF 2016 AND NO. 3 SERIES OF 2022, SECTIONS 51, 77, 84(A) AND 84(Q) OF RA 9165, AND DILG MEMORANDUM CIRCULAR NO. 2009-09 (UNIFIED ACTIONS AGAINST ILLEGAL DRUGS AND OTHER SUBSTANCES), AND PROVIDING FUNDS THEREFOR: -

Author: Hon. Melvin Ramon G. Buenafe

WHEREAS, Section 84 (q) of RA 9165 states that the PDEA may: "...enlist the assistance of any department, bureau, office, agency or instrumentality of the government, including government-owned and/or controlled corporation, in the anti-illegal drugs drive...";

WHEREAS, Section 51 of RA 9165 mandates that Local Government Units ("LGUs") shall "appropriate a substantial portion of their respective annual budgets to assist in or enhance the enforcement of the Act giving priority to preventive or educational programs and the rehabilitation or treatment of drug dependents.";

WHEREAS, the DDB issued Regulation No. 3, series of 2016, which provides for the Guidelines on Handling Voluntary Surrender of Drug Personalities who are non-users;

WHEREAS, the Department of the Interior and Local Government (DILG) issued Memorandum Circular (MC) No. 2009-09 (Subject: Unified Actions Against Illegal Drugs and Other Substances), which mandates that it is a principal responsibility of local authorities to support overall government efforts to address illegal drugs and other substances;

Be it ordained by the Sangguniang Panlungsod of Naga City in Session assembled:

SECTION 1. SHORT TITLE. This Ordinance shall be known as the "The Balay Silangan Ordinance of the City of Naga."

SECTION 2. DECLARATION OF POLICY. It is hereby declared that the City of Naga shall prioritize the giving of preventive or educational programs, rehabilitation or treatment of drug dependents, reformation of drug offenders, and to support overall government efforts to address problems on illegal drugs and other substances;

SECTION 3. SCOPE AND LIMITATION. This Ordinance provides guidelines in the establishment of BSRC and its reformation program for qualified pushers who voluntarily surrendered to authorities and plea bargainers for violation of RA 9165 who are not eligible to be admitted in a Department of Health (DOH) operated and/or accredited Drug Abuse Treatment and Rehabilitation Facility; Community Based Drug Rehabilitation Program (CDBRP); and General Intervention (GI).

The Reformation Program is a process of rectifying or modifying negative attitudes and behaviors to enable the person to be more productive and acceptable to society. This also includes facilitating the reintegration of the individual back to his

family and community.

SECTION 4. PURPOSE. The purpose of this Ordinance is to provide measures for reformatory rehabilitation of surrenderer drug personalities who have not used substances, not dependent to these substances, cleansed of drugs, and/or have negative findings, and those who have availed the plea-bargaining agreement, to facilitate their reintegration back to their families and the society, with the involvement of the community.

SECTION 5. DEFINITION OF TERMS. As used in this Ordinance, the following terms mean:

Balay Silangan Reformation Center - refers to a reformatory facility which caters pushers and plea bargainers.

Pushers - any person who sells, trades, administers, dispenses, delivers, or gives away to another, on any term whatsoever, or distributes, dispatches in transit, or transports dangerous drugs or who acts as a broker in any of such transactions, in violation of the Act.

Surrenderer - refers to an individual involved in illegal drugs who voluntarily submit themselves to intervention programs implemented by the Government.

Plea Bargain - refers to an agreement between a prosecutor and a defendant whereby the defendant is permitted to plead guilty to a reduced charge.

Plea Bargainers - refers to drug offenders who availed of the plea bargain agreement.

Reintegration - refers to a process of reintegrating someone back to his family/community.

Reformation - refers to the process of rectifying/modifying negative attitudes and behaviors to enable the person to be more productive and acceptable to society.

SECTION 6. ESTABLISHMENT OF BALAY SILANGAN REFORMATION CENTER (BSRC). There shall be established/constructed a Balay Silangan Reformation Center (BSRC) in the City of Naga necessary for the Reformation Program with, but not limited to, the following amenities:

- Lecture Room/s;
- Counseling Room;
- Sleeping Quarters;
- Comfort Rooms;
- Mess Area/Pantry;
- Clinic; and
- Sports/Recreation Area

BSRC may be a newly constructed or an existing structure.

SECTION 7. PROVISION OF HUMAN RESOURCES WHO WILL SERVE AS PERSONNEL AND SUBJECT MATTER EXPERTS (SMES) FOR THE PROGRAM IN ACCORDANCE WITH THE REQUIREMENTS OF THE POI. The PDEA, PNP, PSO

and the CADAC shall collaborate in providing Personnel and SMEs for the implementation of the reformation program.

- A. There shall be an appropriate number of personnel who will man the facility, which includes, but is not limited to, the following:
- Facility Head;
 - Program Coordinators;
 - Medical Aide;
 - Security; and
 - Utility Workers
- B. Provision of training for personnel who will man the BSRC.
- C. Financial and logistical support needed for the operationalization of the BSRC.
- D. MOA/MOU with various stakeholders.
- E. Reformation Module, which is holistic and anchored on respect for human dignity.

SECTION 8. BALAY SILANGAN REFORMATION PROGRAM (BSRP) COMPONENT. The pushers and plea bargainers enrolled in the BSRP shall undergo three (3) months reformation program which include one (1) month mandatory in-house for Education, Health, Psychosocial and Physical Activities and two (2) months Livelihood or Employment Education phase.

Only those reformists who completed the one (1) month mandatory in-house certified by the case manager shall proceed to:

- A. Education and Health
- Knowledge on Illegal Drugs;
 - III effects of illegal Drugs; and
 - Lecture on RA 9165, as amended by RA 10640
- B. Psychosocial and Physical Activities
- Counseling Sessions;
 - Consultative Sessions;
 - Moral Recovery Activities;
 - Discipline and Values Formation;
 - Personal and Life Skills; and
 - Exercises and Sports Activities
- C. Livelihood or Employment Education which may be determined by LGUs whatever practicable to include but not limited to the following:
- Green Revolution Program (Gardening*)
 - Soap Making
 - Massage Training or Reflexology
 - Basic Carpentry
 - Basic Welding and Electrical
 - Basic Haircutting
 - Food Processing
 - Mushroom Culture
- D. After-care Services
- Continuous Counselling;
 - Job Placement; and

- Alternative Economic Development Program

SECTION 9. QUALIFICATIONS OF PUSHERS AND PLEA BARGAINERS TO BALAY SILANGAN REFORMATION PROGRAM (BSRP).

- Listed in PDEA-PNP Certified BADAC Watch List (PDEA-PNP CBWL) (except for offenders who served sentence or acquitted by court)
- Pushers who surrendered but not listed in the PDEA-PNP Certified BADAC Watch List shall undergo validation process. The said pusher shall be qualified in BSRP once listed upon conduct of management of watch list
- Surrenderers who are not High Value Target
- Plea Bargainers with court order for admission to BSRP
- Referral from other Government Agencies

SECTION 10. ADMISSION.

A. Submission of Admission Documents

- Endorsement letter from BADAC Chairman
- Affidavit of Undertaking
- Court Order for admission to BSRC, if applicable

B. Assessment

- Medical and Physical Examination
- Psychological Test, if available
- Profiling
- Drug test
- Other laboratory tests as may be deemed necessary (e.g. COVID-19 RT-PCR test, Chest X-ray, etc.)

C. Program Orientation

SECTION 11. COMPLETION OF THE BALAY SILANGAN REFORMATION PROGRAM (BSRP). The Facility Head shall issue a Certificate of Completion of the BSRP to Reformists who are considered graduates after having completed the Education, Health, Psychosocial, Physical Activities, Livelihood and/or Employment Education.

SECTION 12. ROLES OF VARIOUS AGENCIES/COMPONENTS.

A. PDEA

- Orientation on BSRP
- Orientation on RA 9165
- Information Campaign on BSRP
- Provide Subject-Matter-Expert/Resource Person
- Approval of POIs for training of BSRC personnel
- Approval of POIs for BSRC clients
- Ensure the participation of stakeholders in the program implementation

B. NCDDDB/CADAC

- Development/adoption of POI for training of BSRC personnel
- Development/adoption of POI for BSRC clients

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- Capacitate BSRC personnel in coordination with PDEA and other concerned institutions
- Allocate funding and/or resources for BSRP operationalization
- Establish BSRC and manage the program
- Facilitate forging partnership with all concerned stakeholders
- Address health concerns of program beneficiaries

C. PNP/AFP/PSO

- Provide assistance in the BSRP as requested
- Provide Subject-Matter-Expert

D. DSWD and other local social welfare offices

- Assessment on the efficacy and efficiency of the BSRP
- Social services for program beneficiaries and their immediate families
- Capacitate the BSRC personnel

E. TESDA / DSWD / DTI / DOLE / DA

- Provide additional resources or support for program implementation, employment and livelihood opportunities

F. DEPED/CHED

- Education of program beneficiaries

G. City Health Office (CHO)

- Screening of Surrenderers
- Address the health concerns of beneficiaries/enrollees

H. Religious Group Partners

- Provide religious service and spiritual guidance to the beneficiaries/enrollees

SECTION 13. SUPPORT TO FAMILIES OF BALAY SILANGAN REFORMISTS.

Subject to feasibility, the City Government of Naga thru the CADAC may provide assistance to the family of indigent reformist undergoing the reformation program.

SECTION 14. MONITORING AND REPORTING. Concerned PDEA/PNP/PSO

Unit in the City shall submit quarterly reports on the Drug Reformation Program to the Oversight Committee composed of the CADAC.

SECTION 15. FUNDING. Appropriate funding shall be provided by

the City Government of Naga through CADAC to support activities in the implementation of the BSRP in accordance with section 324 RA 7160 and sec-51 of RA 9165, as well as various issuances of DILG.

Private companies/corporations may provide funding and other forms of support for this program as part of their corporate social responsibility in accordance with existing laws and regulations.

SECTION 16. PENALTY FOR NON-COMPLIANCE/VIOLATION. Failure of

the concerned officials to perform their function in accordance with the provisions of this Board Regulation shall be grounds for

filing appropriate charges pursuant to Section 60 of the Local Government Code and Section 32 of RA 9165.

SECTION 17. REPEALING CLAUSE. If any provision or part hereof is held invalid or unconstitutional, the remainder of this Ordinance or the provisions not otherwise affected shall remain valid and subsisting.

SECTION 18. EFFECTIVITY. This Ordinance shall take effect immediately after approval.

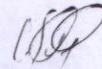
ENACTED: April 23, 2024.

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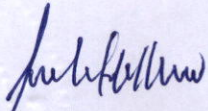
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WE HEREBY CERTIFY to the correctness of the foregoing ordinance.

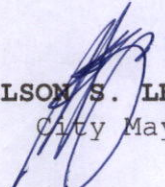


GIL A. DE LA TORRE
Secretary to the
Sangguniang Panlungsod



JOSELITO S.A. DEL ROSARIO, Ph.D.
City Councilor &
Acting Presiding Officer

APPROVED:



NELSON S. LEGACION
City Mayor 4/25/24