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PROVINCE OF PANGASINAN
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OFFICE OF THE SANGGUNIANG PANLALAWIGAN SECRETARY

CERTIFICATION

TO WHOM IT MAY CONCERN:

THIS IS TO CERTIFY that at the regular session duly constituted of the Sangguniang Panlalawigan, Province of Pangasinan, held on March 31, 2025, at the Session Hall, Capitol Building, Lingayen, Pangasinan the following resolution was approved:

Sponsored by SP Members Shiela Marie F. Baniqued and Vici M. Ventanilla and co-sponsored by SP Members Carolyn D. Sison, Joyce D. Fernandez and Raul R. Sabangan

RESOLUTION NO. 404-2025

DECLARING MUNICIPAL ORDINANCE NO. 03, S-2025 OF THE SANGGUNIANG BAYAN OF BAYAMBANG, PANGASINAN, ENTITLED “AN ORDINANCE PROHIBITING ONLINE SEXUAL ABUSE AND EXPLOITATION OF CHILDREN (OSAEC) AND CHILD SEXUAL ABUSE OR EXPLOITATION MATERIALS (CSAEM) IN THE MUNICIPALITY OF BAYAMBANG INSTITUTIONALIZING PROGRAMS FOR ITS PREVENTION AND ERADICATION AND PROVIDING PENALTIES THEREOF, THEREAFTER ESTABLISHING A SUPPORTIVE ENVIRONMENT FOR CHILD VICTIMS, AND PROVIDING FUNDS THEREOF” AS WITHIN THE CONFERRED POWERS OF THE SANGGUNIAN TO ENACT

WHEREAS, the Sangguniang Bayan of Bayambang, Pangasinan submitted its Municipal Ordinance No. 03, S-2025 to the Sangguniang Panlalawigan for review and evaluation pursuant to Section 56 of Republic Act No. 7160, otherwise known as the Local Government Code of 1991;

WHEREAS, the Committee on Laws and Ordinances of the Sangguniang Panlalawigan with the technical assistance of the Provincial Legal Officer have conducted initial review and study on said municipal ordinance and found out that the same was enacted in accordance with Section 2 of R.A. No. 11930 or “Anti-Online Sexual Abuse or Exploitation of Children (OSAEC) and Anti-Child Sexual Abuse or Exploitation Materials (CSAEM) Act”; Section 2 (a)(b)(1)(2) of R.A. No. 9775 or “Anti-Child Pornography Act of 2009”; Section 2 of R.A. No. 7610 or “Special Protection of Children Against Abuse, Exploitation and Discrimination Act” and Sections 16, 17 (a)(iv) of R.A. No. 7160;



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Resolution No. 404-2025

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WHEREAS, the subject ordinance shall take effect after compliance with the requirement of publication pursuant to Section 511 (a) of R.A. No. 7160;

WHEREFORE, in view of the foregoing, on motion of SP Members Shiela Marie F. Baniqued and Vici M. Ventanilla and co-sponsored by SP Members Carolyn D. Sison, Joyce D. Fernandez and Raul R. Sabangan, duly seconded, it was—


RESOLVED, by the Sangguniang Panlalawigan in session assembled, to declare Municipal Ordinance No. 03, S-2025 of the Sangguniang Bayan of Bayambang, Pangasinan, entitled “An Ordinance prohibiting Online Sexual Abuse and Exploitation of Children (OSAEC) and Child Sexual Abuse or Exploitation Materials (CSAEM) in the municipality of Bayambang institutionalizing programs for its prevention and eradication and providing penalties thereof, thereafter establishing a supportive environment for child victims, and providing funds thereof” as within the conferred powers of the Sangguniang Bayan to enact;

RESOLVED FURTHER, that a copy of this resolution be furnished the Office of the Sangguniang Bayan of Bayambang, Pangasinan, for its information and guidance.

CERTIFIED BY:


VERNA T. NAVA-PEREZ
Secretary to the Sanggunian

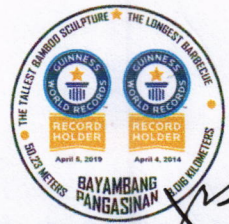
ATTESTED:


MARK RONALD D.C. LAMBINO
Vice Governor
(Presiding Officer)



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MUNICIPAL ORDINANCE NO. 03

Series of 2025

"AN ORDINANCE PROHIBITING ONLINE SEXUAL ABUSE AND EXPLOITATION OF CHILDREN (OSAEC) AND CHILD SEXUAL ABUSE OR EXPLOITATION MATERIALS (CSAEM) IN THE MUNICIPALITY OF BAYAMBANG INSTITUTIONALIZING PROGRAMS FOR ITS PREVENTION AND ERADICATION AND PROVIDING PENALTIES THEREOF, THEREAFTER ESTABLISHING A SUPPORTIVE ENVIRONMENT FOR CHILD VICTIMS, AND PROVIDING FUNDS THEREOF"

Authored by:

Coun. Benjamin Francisco S. De Vera

WHEREAS, Section 3, Article XV of the 1987 Philippine Constitution provides that "the state shall defend the rights 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, RA 7610 or the "Special Protection of Children Against Abuse, Exploitation and Discrimination Act" provides that it is hereby declared to be the policy of the State to provide special protection to children from all forms of abuse, neglect, cruelty exploitation and discrimination and other conditions, prejudicial their development; provide sanctions for their commission and carry out a program for prevention and deterrence of and crisis intervention in situations of child abuse, exploitation and discrimination;

WHEREAS, RA 7160 or the Local Government Code of 1991, states that every local government unit shall exercise the powers expressly granted, those necessarily implied there from, 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. Within their respective territorial jurisdictions, local government units shall ensure and support, among other things, the preservation and enrichment of culture, promote health and safety, enhance the right of the people to a balanced ecology, encourage and support the development of appropriate and self-reliant scientific and technological capabilities, improve public morals, enhance economic prosperity and social justice, promote full employment among their residents, maintain peace and order, and preserve the comfort and convenience of their inhabitants;

WHEREAS, RA 7160 or the Local Government Code of 1991, provides that the Sangguniang Bayan as the legislative **body** of the Municipality, shall enact, approve resolutions and appropriate funds for the general welfare of the municipality and its inhabitants pursuant to section 16 of this Code and in the proper exercise of the corporate powers of the municipality as provided for under section 22 of this Code;



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WHEREAS, R.A. No. 11930 or the "Anti-Online Sexual Abuse or Exploitation of Children (OSAEC) and Anti-Child Sexual Abuse or Exploitation Materials (CSAEM) Act" provides that Local governments shall pass an ordinance to localize efforts against OSAEC and CSAEM, take account local culture and norms, institutionalize community-based initiatives that address OSAEC and CSAEM at the barangay level, establish OSAEC and CSAEM prevention programs that aim to educate families against OSAEC and CSAEM, and provide a holistic local program for rehabilitation and reintegration under the local social welfare and development office including support and protection for victims and survivors;

WHEREAS, R.A. No. 11930 or the "Anti-Online Sexual Abuse or Exploitation of Children (OSAEC) and Anti-Child Sexual Abuse or Exploitation Materials (CSAEM) Act" declared it to be the policy of the State to provide special protections to children from all forms of sexual violence, abuse and exploitation especially those committed with the use of information and communications technology (ICT), provide sanctions for their commission and carry out programs for the prevention, deterrence and intervention in all situations of online sexual abuse and exploitation of children in the digital and non-digital production, distribution or possession of child sexual abuse or exploitation material;

WHEREAS, R.A. No. 11862 or the Expanded Anti-Trafficking Act of 2022 was signed into law by President Rodrigo Duterte on 23 June 2022 which provided for the definition of Online Sexual Abuse or Exploitation of Children (OSEC) and Child Sexual Abuse and Exploitation Material (CSEM) or Child Sexual Abuse Material (CSAM);

WHEREAS, Section 33 of R.A. 11930 or the Anti Online Sexual Abuse and Exploitation of Children Law provides that Local Governments shall pass an Ordinance to localize efforts against OSAEC and CSAEM, take into account local culture and norms, institutionalize community based initiatives that address OSAEC and CSAEM at the barangay level, establish OSAEC and CSAEM prevention programs that aims to educate families against OSAEC and CSAEM and provide a holistic local program for rehabilitation and reintegration under the local services welfare and development office including support and protection for victims and survivors;

WHEREAS, the Municipality of Bayambang demonstrate exemplary child friendly governance;

WHEREAS, the internet has been a positive catalyst for innovation, education, and economic growth, however, it has also enabled those who would harm children by making it easier for them to produce, access and share sexual abuse materials; to find like-minded offenders; and reduce their risk of detection;

WHEREAS, DILG MC No. 2024-094, dated July 10, 2024, integrates the enactment of local ordinance against OSAEC and CSAEM as one of the indicators of the Child-Friendly Local Governance Audit (CFLGA);



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WHEREAS, the adoption of stronger legislative measures in support of online safety of children in the Municipality of Bayambang will pave the way for the protection and development of the child and it will enhance local governance and strengthen the child protection if survivors are capacitated for leadership development, advocacy and participation;

NOW THEREFORE, on motion of SB Member Benjamin Francisco S. De Vera, duly seconded;

Be it enacted by the Sangguniang Bayan in session assembled, that:

SECTION 1. *Short Title* - This Ordinance shall be known as the "An Ordinance Prohibiting Online Sexual Abuse and Exploitation of Children and Child Sexual Abuse and Exploitation Materials in the Municipality of Bayambang or Anti-OSAEC/CSAEM Ordinance"

Section 2. Scope and Application - This Ordinance covers all households, internet and allied business establishments, private business establishments, government agencies and its facilities within the Municipality of Bayambang.

Section 3. Declaration of Policy - The Municipality of Bayambang hereby declares as policy that:

- a) Each child is protected against the ill-effects of and the dangers of unsafe internet use and prevent online abuse and sexual exploitation;
- b) Families, parents and guardians and their children are educated and well-informed about positive parenting, specifically, guiding their children on the use and the adoption of internet or online-offline safety behaviors;
- c) Persons in government offices and other public and private institutions are educated on OSAEC as it evolves and how to respond to technology-based trafficking in persons and are capacitated to respond according to their mandates;
- d) Online businesses and other allied services/enterprises, such as, but not limited to data providers, money transfers, IT equipment providers and internet installers are compliant to existing laws and its provisions in ensuring online safety.

Section 4. Definition of Terms - For the purpose of this Ordinance, the following terms and phrases shall mean:

- a) "Child" refers to a person below eighteen (18) years of age or over but is unable to fully take care of himself/herself from abuse, neglect, cruelty, exploitation or discrimination because of a physical or mental disability or condition.

A child shall also refer to:

- a.1 A person regardless of age who is presented, depicted or portrayed as a child defined herein;
- a.2 Computer-generated, digitally or manually crafted images or graphics of a person who is represented or who is made to appear to be a child as defined herein.



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b) *"Child sexual abuse"* refers to any form of communication through any platform format, or any physical interaction between a child and any person when the child is being used for any act or activity inducing sexual stimulation or for the purpose of sexual gratification or in pursuit of the desire to have carnal knowledge of the child, regardless of the gender of the perpetrator or the victim, or the consent of the victim.

c) *"Child sexual exploitation"* refers to any of the following acts even if consent appears to have been granted by the child:

- 1) Child sexual abuse with consideration whether monetary or nonmonetary consideration, favor, or benefit in exchange for the opportunity to perform such abusive or exploitative act;
- 2) Actual sexual intercourse with a child or children with or without consideration;
- 3) Employing fraud, machination, undue influence, intimidation, threat or deception by any person to commit sexual abuse or sexual intercourse with a child or children; or
- 4) Any other similar or analogous acts related to child abuse, cruelty, or exploitation or to be responsible for other conditions prejudicial to the development of the child.

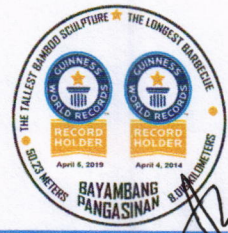
Section 5. Prohibited Acts - The following are considered acts of online sexual abuse and exploitation of children and it shall be unlawful for any person to commit any of the following act:

- a. Online child sexual abuse material - accessing, possessing, producing and/or distributing images and/or videos of child sexual abuse;
 - b. Grooming of children for sexual purposes - developing a relationship with a child to enable their sexual abuse and/or exploitation, either online or offline;
 - c. Live-streaming sexual abuse of children - using online video applications to view, and sometimes interact with the sexual abuse of children live;
 - d. Sextortion: coercing and blackmailing children for sexual purposes-producing and/or utilizing sexual images and/or videos depicting a child, for the purposes of sexual, financial or other personal gains;
 - e. Other unlawful or prohibited acts as provided under the Republic Act No. 9775 or "Anti-Child Pornography Act of 2009, Republic Act No. 11862 or the "Expanded Anti- Trafficking in Persons Act of 2022" and Republic Act No. 11930 or the "Anti Online Abuse and Exploitation of Children Law"
- d) *"Child Sexual Abuse or Exploitation Material (CSAEM) or Child Sexual Abuse Material (CSAM)"* refers to any representation, whether offline, or by, through or with the use of ICT, by means of visual, video, audio, written, or any combination thereof, by electronic, mechanical, digital, optical, magnetic or any other means, of a child engaged or involved in real or simulated sexual activities, or depicting acts of sexual abuse or exploitation of a child as a sexual object. It shall also include materials that focus on the genitalia or other private body parts of a child. For purposes of this Act, CSAEM may interchangeably be referred to as CSAM;



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- e) *"Internet cafe or kiosk"* refers to an establishment that offers or proposes to offer services to the public for the use of its computer/s or computer system for the purposes of accessing the internet, computer games or related services. This includes machines such as *piso-net, etc.*
- f) *"Online Sexual Abuse and Exploitation of Children (OSAEC)"* refers to the usage of digital or analog communication and ICT as means to abuse and exploit children sexually, which includes cases in which contact child abuse or exploitation offline is combined with an online component. This can also include the production, dissemination, and possession of CSAEM or CSAM; online grooming of children for sexual purposes; sexual extortion of children; sharing image-based sexual abuse; commercial sexual exploitation of children; exploitation of children through online prostitution; and live-streaming of sexual abuse, with or without the consent of the victim.
- g) *Remittance Centers* refers to financial service providers that allow people to send or receive money to anyone within the country or abroad. They offer a traditional way to transfer money for Filipinos without a bank account, PayPal account, and/or internet connection.
- h) *"Sexual Abuse or exploitation material"* refers to any online or offline representation, whether visual, audio or written combination thereof, by electronic, mechanical, digital, optical, magnetic or any other means, of child engaged or involved in real or simulated explicit sexual activities.

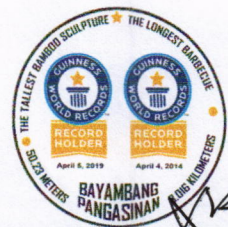
In the online platform, sexual abuse or exploitation material shall include visual or audio or written materials or a combination thereof which is distributed via email, text message, instant messaging, chat rooms, peer-to-peer file sharing networks, social media platforms, and unencrypted and encrypted communication apps or traded on password-protected sites, bulletin boards and forums.

- i) *"Videotaped In-Depth Interview (VJDJ)"* shall mean a video recorded "inquiry or proceeding conducted by duly trained members of a multidisciplinary team or representatives of law enforcement or child protective services for the purpose of determining whether child abuse has been committed."
- j) *Trauma-Informed Care* is an organizational structure and treatment framework that involves understanding, recognizing, and responding to the effects of all types of trauma and seeking to employ practices that do not traumatize or re-traumatize (National Child Traumatic Stress Network, 2020).
- k) *Network of Care*- refers to a Trauma-Informed Network of Government and Private Facilities and Service providers within a region, offering Programs and Services for OSEC Survivors and their Families with a protocol that facilitates efficient and effective communication, coordination and collaboration in service delivery.
- l) Foster Care refers to the provision of planned temporary substitute parental care to a child by a foster parent. While Foster Child refers to a child placed under foster care. Foster Family Care License refers to the document issued by the DSWD authorizing the foster parent to provide foster care. Foster Parent refers to a person, duly licensed by the DSWD, to provide foster care.
- m) *Kinship Care* is the full-time care of a child by a relative or another member of the extended family.



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- n) *Survivor Network*- an all-inclusive program for members in the Philippines from different case types of violence like child sexual abuse, commercial sexual exploitation, and online sexual exploitation of children, who desire and pursue safe communities through justice systems that protect the most vulnerable.
- o) *Local Survivor Group* - A group of survivors in a specific region who have come together for a cause and to support one another. These groups may be affiliated with IJM, IJM partners, or others.
- p) *Survivor Leadership*- Survivors are individuals with experience and expertise to offer. Survivors can use their experience and expertise in a leadership capacity to empower and work with fellow survivors and the community. Survivor Leadership means survivors are engaged as leaders who can shape programs or projects through their direct contribution; and survivors are impacting and leading the movement against violence and slavery.

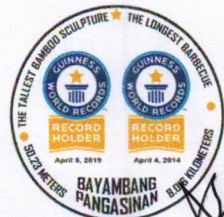
Section 6. Roles and Responsibilities of the LGUs-

- a. Monitor and regulate the establishment and operation of internet cafes and kiosks or similar establishments to prevent violations of the Act;
- b. Monitor and document cases of Online Sexual Abuse and Exploitation of Children (OSAEC) and Child Sexual Abuse and Exploitation Materials (CSAEM) through the Municipal Social Welfare and Development Office (MSWDO). Ensure the timely and regular submission of comprehensive reports to the Department of Social Welfare and Development (DSWD) Field Offices while strictly adhering to the Data Privacy Act. This includes anonymizing victim data, implementing robust data protection measures, and securing proper consent mechanisms for any data collection and reporting.
- c. Effect the cancellation of licenses of establishments, which violate the provisions of the RA 11930 and other related-laws and policies after due notice, hearing, and coordination with relevant national agencies such as DSWD or PNP.
- d. Undertake education and information campaigns to prevent and suppress OSAEC and CSAEM;
- e. Assist, coordinate, and partner with the Social Welfare Development Agencies (SWDAs) in enhancing their resources or technical capabilities to implement anti- OSAEC and CSAEM programs;
- f. Establish and support community-based initiatives and prevention programs that aim to educate families against OSAEC and CSAEM;
- g. Provide basic social services for the prevention, rescue, recovery, rehabilitation, and reintegration under the MSWDO, including aftercare support services to child victim- survivors;
- h. Assist and refer families of child victim-survivors for local employment, whether private or public, through the Public Employment Service Office (PESO), in coordination with the DOLE, as part of the reintegration programs of the government;
- i. Enact and implement ordinances to localize efforts against OSAEC and CSAEM, taking into account local culture and norms;



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- j. Coordinate with the NCC-OSAEC-CSAEM and the DILG to ensure uniformity and consistency between the local ordinances or issuances, the Act, and this IRR;
- k. Ensure the participation of the Sangguniang Kabataan (SK), and the allocation of sufficient funds from the SK funds and resources for the initiatives against OSAEC and CSAEM at the barangay level;
- l. Strengthen, activate, and mobilize existing child-focused committees (BCPCs, LCPCs and LCAT-VAWCs), councils, similar organizations, and LGUs at the provincial, city, municipal, and barangay levels to prevent and suppress OSAEC and CSAEM;
- m. Assist and support in the filing of cases;
- n. Coordinate with, refer, and endorse to the DSWD and/or other relevant agencies of government all cases of OSAEC and CSAEM depending on the child victim-survivor's needs; and
- o. Provide technical assistance to Barangays to ensure that they also adopt local ordinances against OSAEC-CSEAM

Section 7. Mandatory Services to Victims of Child Sexual Abuse or Exploitation - The Municipal Social Welfare and Development Office (MSWDO) shall ensure that the child who is a victim of any form of child sexual abuse or exploitation is provided appropriate care, custody and support for their recovery and reintegration in accordance with existing laws.

The child and his family shall be entitled to protection as well as to the rights and benefits of witnesses under Republic Act No.6981, otherwise known as "The Witness Protection, Security and Benefit Act."

To ensure recovery, rehabilitation and reintegration into the mainstream of society concerned government agencies and the barangays shall make available the following services to victims of any form of child sexual abuse or exploitation:

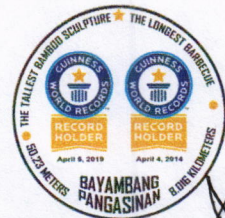
- i. Emergency shelter or appropriate housing;
- ii. Alternative family-based care like Foster care and Kinship Care
- iii. Counselling;
- iv. Free legal services, which shall include information about the victim's rights and the procedure for filing of complaints, claims for compensation and such other legal remedies available to them in a language understood by the child;
- v. Medical and/or psychological services;
- vi. Livelihood and skills training; and
- vii. Educational assistance.
- viii. Support services to survivor empowerment, leadership development, advocacy and participation

Sustained supervision and follow through mechanism that will track the progress of recovery, rehabilitation and reintegration of the child victims shall be adopted and carried out.



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Section 8. Duties and Function of Attorney IV to provide assistance to victim-survivors - The Attorney IV (Permanent Position) who will act as the legal officer of the Municipality of Bayambang to ensure that victim-survivors receive comprehensive legal services and assistance. These services shall include providing clear and accessible information about the rights of child victim-survivors, the procedures for filing complaints, claiming compensation, and pursuing other available legal remedies. All legal guidance shall be communicated in a language and manner that the child can fully understand. If the victim-survivor is an indigent and chooses to seek assistance from the Public Attorney's Office (PAO), the municipality shall establish a structured mechanism to facilitate access to free legal aid through close coordination with the PAO.

Section 9. Case Referral - When a person has knowledge or information of facts or circumstances that a person is suspected to be a victim of OSAEC or other related trafficking or is about to be a victim of the same, he or she may immediately report the case to any of the following:

- a. IACAT Action line through 1343;
- b. MAKABATA Helpline through 1383;
- c. Barangay VAW Desk Officer;
- d. Members of the Local Council for the Protection of Children (LCPC);
- e. Members of the Local Committee on Anti-Trafficking and Violence against Women and their Children (LCAT-VAWC);
- f. MSWDO;
- g. Local PNP;
- h. Other Law Enforcement Agencies;
- i. CSOs, NGOs, and faith-based organizations

Section 10. Anti-Trafficking in Persons Database - The Municipality of Bayambang, through the MCAT-VAWC (or the LCPC), shall monitor and document cases of trafficking in persons, including OSAEC-CSAEM cases within the Municipality, while strictly adhering to the Data Privacy Act.

To prevent duplication and ensure consistency in data collection, the MCAT-VAWC shall coordinate with relevant national agencies, including the Inter-Agency Council Against Trafficking (IACAT) and the Department of Social Welfare and Development (DSWD), to harmonize its database with existing national systems. Such coordination shall include alignment of data requirements, definitions, reporting formats, data collection systems, and data verification mechanisms.

The database shall, at a minimum, include the following information:

- a) The number of trafficking in persons (TIP) cases, categorized by case status, including the number of cases under investigation, submitted for prosecution, dismissed, filed and/or pending before the courts, as well as the number of convictions and acquittals;
- b) Demographic profile of each case, disaggregated by sex and age;
- c) The number of TIP victims referred to the agency, categorized by destination countries/areas and area of origin, disaggregated by sex and age.



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Section 11. Responsibility of Mall Owners/Operators and Owners or Lessors of Other Business Establishments - All mall owners, operators, and owners or lessors of similar business establishments, such as hotels and resorts, shall notify the Local PNP of the Municipality of Bayambang or the NBI within 48 hours upon obtaining actual knowledge or having reasonable grounds to believe, based on facts and circumstances, that child sexual abuse or exploitation is occurring within their premises.

Provided, that the public display of any form of child sexual abuse or exploitation within their premises shall create a **rebuttable presumption** of knowledge on the part of the establishment owners, operators, or lessors. However, this presumption may be contested by presenting evidence of due diligence, such as policies, preventive measures, and monitoring mechanisms implemented to prevent such activities.

Photo developers, information technology professionals, credit card companies, remittance centers, banks, and any person who obtains direct knowledge of any form of child sexual abuse or exploitation activities shall have the duty to report any suspected child sexual abuse or exploitation materials or transactions to the proper authorities within 48 hours from discovery.

Any willful and intentional violation of this provision shall be subject to the penalty provided under Section 21 of this Ordinance.

Section 12. Authority to Regulate Internet Cafe or Kiosk - The BPLO, MSWDO, shall have the authority to monitor and regulate the establishment and operation of internet cafe or kiosks, remittance centers, or similar establishments, located within the LGU, to prevent violation of the provisions of this Ordinance.

All internet cafe and kiosks, as well as money remittance centers, and all other establishments included in the preceding section should undergo a Seminar or Orientation on Online Sexual Exploitation and Abuse of Children (OSAEC), as a requirement prior to the issuance of a business permit, regardless of the kind of application whether it is new or renewal. Upon the discretion of the Business Permit and Licensing Office/Department, the said establishments may be issued a provisional license for a period of not more than three (3) months prior to the completion of the aforementioned OSAEC Seminars.

Section 13. Programs for Victims of Child Sexual Abuse or Exploitation - The Municipal Social Welfare and Development Office (MSWDO) shall develop and implement the necessary programs that will prevent any form of child sexual abuse or exploitation, as well as protect, heal and reintegrate the child into the mainstream of society. Such programs shall include but not limited to the following:

1. Provision of mandatory services including counselling, free legal services, medical or psychological services, livelihood and skills training and educational assistance to the child;



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2. Sponsorship of a national research program on any form of child sexual abuse or exploitation and other acts covered by the law and the establishment of a data collection system for monitoring and evaluation purposes;
3. Provision of necessary technical and material support services to appropriate government agencies and non-governmental organizations (e.g Mostly financial support for training, needs of MDTs and network of care);
4. Sponsorship of conferences and seminar to provide venue for consensus building amongst the public, the academe, government, nongovernmental and international organizations including the regional network of care;
5. Promotion of information and education campaign;
6. Survivor Empowerment, Leadership Development, Advocacy and Participation; and
7. Establishment of a survivor network and local survivor support group.

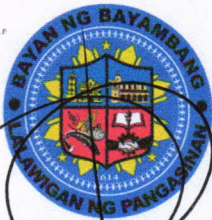
As assessed and recommended by the local social worker, the programs mentioned above shall also be provided to immediate family members of the child victim ONLY when they are not the offending party and that there is no indication of bias in favor of the perpetrator.

Section 14. Multi-disciplinary Case Management. In the handling and management of cases of child victims, the approach should be multi-disciplinary, and a multi-disciplinary case conference (MDCC) shall be conducted.

- a. **Multi-disciplinary Case Management** brings together more than two groups of disciplines or professionals from different backgrounds and specializations and areas of expertise to organize and carry out work to address the holistic needs of the child survivor (and his/her family). It is a collaborative process of assessment, planning, implementation and review. (e.g law enforcers, social workers; from the local and from the residential facility, psychologist, teachers and etc)
- b. **Multi-disciplinary Case Conference (MDCC)** is a forum by which professionals having a major role in the handling of online child abuse and exploitation cases can share their professional knowledge, information or concern on the child(ren). The case conference analyzes risks and recommends actions to be taken in relation to the welfare planning of the child(ren) and the family. All the information and discussions would be kept confidential.

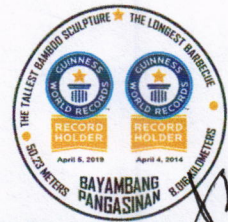
Section 15. Trainings - Regular trainings and seminars shall be held to enable the members of the Council to function efficiently. Similar trainings shall also be provided to the following officials and volunteers for the purpose of equipping them with the necessary knowledge and skills to prevent and suppress OSAEC in their area of jurisdiction or to assist in the monitoring, investigation and prosecution of cases of OSAEC:

- a. Barangay VAW-Desk Officers;
- b. Law enforcement officials
- c. Social workers
- d. Teachers and parents



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- e. Barangay-based volunteer groups, such as women and youth groups.
- f. Other stakeholders.

Section 16. Trauma-Informed Care for Frontliners - In partnership with medical authorities and educational institutions, a program for counselling and stress management shall be developed for social workers and other frontline OSAEC responders.

Section 17. Establishment of a Healthy and Child-Friendly Space (or other existing child centers, temporary shelters in the LGU that can be used for the same purpose) -The Municipality of Bayambang shall establish a *Local Child Protection and Response Center (LCPCR)* that shall serve as a refuge for child victims in general. It shall provide for:

- a. Temporary shelter for abused children
- b. Interview rooms
- c. Office for the Municipal Inter-Agency Council Against Online Sexual Abuse and Exploitation of Children and its Secretariat

The LCPCR shall be provided with adequate personal and administrative staff to effectively serve the best interest of children.

The LCPCR shall also serve as an **assessment center** to address the gap in the provision of comprehensive and timely assessments for OSEAC survivor placement as the basis for other partners in the Network of Care to provide case management.

- a. The primary role of assessment centers is to provide a safe and temporary home for newly rescued OSEC survivors where they can receive specialized services and support for the start of their recovery;
- b. The staff of the center are composed of a team of professionals (social worker, psychologist, counselor, medical doctor, and nurses) and paraprofessionals (house parents, security personnel and administrative support staff) who provide critical care, specialized services and comprehensive assessment to newly rescued OSEC survivors. These staff members are expected to intentionally care for the children during their whole stay in the assessment center whilst employing trauma-informed care to support survivors in the recovery and development of attachment skills.;
- c. Concurrently, a case management team composed of the center social worker, psychologist, nurse and medical doctor, alongside a law enforcement officer and lawyer, are designated to complete an individualized assessment of the child and his/her family.
- d. The critical assessments undertaken at the center include, but are not limited to: psychological assessment; medical assessment; psychosocial assessment and; family assessment. The comprehensive assessments of the child and his/her family are critical in determining the permanency plan for the child, be it reunification with relatives or reintegration through other avenues such as: foster care, independent living; or adoption;
- e. Through this center, the process of transitioning a child to a permanent placement option is expected to be fast-tracked rather than extending the child's stay long-term inside the shelter.



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Note: In the absence of a LCPCR or its equivalent center, a specific room in the LGU shall be established in accordance with the requirements of a child friendly space that shall serve the purpose of promoting the best interest of child victims. In the alternative, Community Day Care Centers shall be utilized as a Child Friendly Space for processing and interview of children.

Section 18: Video In-Depth Disclosure Interview (VIDI) of the Child

To facilitate the comprehensive assessment of survivors and enhance the prosecution of Online Sexual Abuse and Exploitation of Children (OSAEC) cases, the Municipality of Bayambang shall establish a minimum of one (1) room optimized for conducting VIDI, adhering to the standards established in Rules 28 and 29 of the Rules on Examination of Child Witnesses. This room must be equipped as a Child Friendly Space, inclusive of proper personnel and equipment, such as one-way mirrors, cameras, and recorders.

In alignment with national laws, including the Special Protection of Children Against Abuse, Exploitation and Discrimination Act (R.A. 7610) and the Juvenile Justice and Welfare Act (R.A. 9344), the ordinance provides a clear legal mandate for the municipal government to implement these measures. Additionally, the municipal government may formalize collaboration through a Memorandum of Agreement (MOA) with national agencies, such as the Department of Social Welfare and Development (DSWD), Department of Justice (DOJ), or the Philippine National Police - Women and Children Protection Center (PNP-WCPC).

If a Local Child Protection Resource Center (LCPCR) or a fully equipped facility is unavailable, the VIDI may be conducted in any room deemed appropriate for a child interview by a qualified social worker, equipped with a VIDI Mobile Kit.

A Multi-Disciplinary Team (MDT) shall be established to conduct VIDIs, composed of the following:

- Social worker*
- Properly trained police officer/investigator*
- Psychiatrist, psychologist, or licensed physician*

The MDT shall receive adequate training in conducting VIDIs to ensure a child-protective approach, and that evidence obtained through these interviews is court-admissible. This team will operate under the guidance of the DOJ and the DSWD to ensure adherence to national legal standards.

Section 19: VIDI Mobile Kit

The Local Police Station, the Local Social Welfare and Development Office, and the LCPCR shall be equipped with VIDI Mobile Kits, which will include:

- a. Video Camera with Charger and Case*
- b. Tripod*
- c. Laptop with Charger and Case*
- d. Storage Media (SD Card and Flash Drives)*
- e. Extension Cord*



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f. Forms and Support Documents Folder, including:

Informed Consent Form
Handling Log Sheet
Interview Guide and Script
Sample Joint Affidavit of Interviewer and Social Worker
Blank Acknowledgment Receipts

These Mobile Kits will support the effective implementation of VIDIs, providing necessary tools and resources for the MDTs to ensure that all procedures are conducted in accordance with established protocols and in a child-friendly manner.

Section 20. Local Anti-OSAEC Prevention and Awareness Programs - The Municipality of Bayambang shall conduct a robust prevention and awareness program involving all sectors in the community to combat OSAEC. The Local Government shall declare a day in September as Anti-OSAEC Day to increase awareness against the crime, and in line with the celebration of Family Month.

Section 21. Penalties - Without prejudice to the penalties and fines prescribed under Republic Act No. 11930 (Anti-OSAEC Law) and other relevant national laws, the following penalties shall apply only to administrative and regulatory violations under this Ordinance:

For Individual Violators:

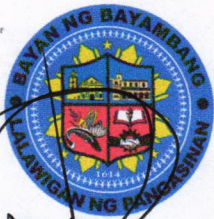
- a) **First Offense** – A fine of One Thousand Pesos (Php1,000.00) and mandatory attendance in an OSAEC awareness seminar.
- b) **Second Offense** – A fine of One Thousand Five Hundred Pesos (Php1,500.00) and mandatory attendance in an OSAEC awareness seminar.
- c) **Third and Subsequent Offenses** – A fine of Two Thousand Five Hundred Pesos (Php2,500.00), mandatory attendance in an OSAEC awareness seminar, and possible administrative sanctions, including community service as determined by the appropriate local authorities.

Business establishments found in violation of any provision of this Ordinance shall be subject to the following penalties:

First and Second Offense – Suspension of business permit.

Third and Subsequent Offenses – Revocation of business permit.

Any government agency, office, or instrumentality, including government employees found violating this Ordinance, shall be subject to appropriate administrative proceedings in accordance with civil service rules and regulations.



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This Ordinance shall only penalize violations that are administrative or regulatory in nature and shall not cover acts that are already criminalized under Republic Act No. 11930 or other national laws. If an act constitutes a violation of both this Ordinance and R.A. No. 11930, only the higher penalty under the national law shall apply.

Section 22. Appropriations. The Municipal Government shall provide the corresponding budgetary amount of Fifty Thousand Pesos (P50,000.00) in the Municipality of Bayambang shall be sourced under the Gender and Development fund from the Municipal Social Welfare and Development Office. The fund is necessary to carry out the provisions of this ordinance and shall be increased in the subsequent years of implementation subject to the availability of funds

The operation and activities of the Council and establishment of the LCPRC shall be considered as related to gender and development projects of the Municipality and the funding therefore shall be part of the 5% gender and development fund for every year.

Partnership with NGOs, CSOs, and private enterprises/individuals is encouraged for the implementation of the Ordinance.

Section 23. Separability Clause – If for any reason or reasons, any part or parts or provisions of this Ordinance shall be 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.

Section 24. Repealing Clause – All ordinances, resolutions, circulars, memoranda, or rules and regulations inconsistent with the provisions of this Code are hereby repealed or modified accordingly.

Section 25. Effectivity Clause – This Ordinance shall take effect upon approval and compliance with the publication requirements.

ENACTED by the Sangguniang Bayan of Bayambang this 3rd day of February 2025.



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"AN ORDINANCE PROHIBITING ONLINE SEXUAL ABUSE AND EXPLOITATION OF CHILDREN (OSAEC) AND CHILD SEXUAL ABUSE OR EXPLOITATION MATERIALS (CSAEM) IN THE MUNICIPALITY OF BAYAMBANG INSTITUTIONALIZING PROGRAMS FOR ITS PREVENTION AND ERADICATION AND PROVIDING PENALTIES THEREOF, THEREAFTER ESTABLISHING A SUPPORTIVE ENVIRONMENT FOR CHILD VICTIMS, AND PROVIDING FUNDS THEREOF"

HON. MYLVIN T. JUNIO
Municipal Councilor

HON. PHILIP R. DUMALANTA
Municipal Councilor

HON. BENJAMIN FRANCISCO S. DE VERA
Municipal Councilor

HON. JOSE S. RAMOS
Municipal Councilor

HON. AMORY M. JUNIO
Municipal Councilor

HON. GERARDO DC. FLORES
Municipal Councilor

HON. MARTIN E. TERRADO II
Municipal Councilor

HON. LEVINSON NESSUS M. UY
Municipal Councilor

HON. RODELITO F. BAUTISTA
OIC-President, Liga ng mga Barangay
Ex-Officio Member

HON. MARIANNE CHESKA B. DULAY
President, SK Federation
Ex-Officio Member

Certified correct:

JOEL V. CAMACHO
Secretary to the Sanggunian

ATTESTED:

HON. IAN CAMILLE C. SABANGAN, DPA
Municipal Vice-Mayor &
Presiding Officer

APPROVED:

HON. MARY CLARE JUDITH PHYLLIS JOSE-QUIAMBAO
Municipal Mayor

