



Republic of the Philippines  
**SANGGUNIANG PANLUNGSOD**  
City of Mandaluyong

**ORDINANCE NO. 581, S-2014**

AMENDING ORDINANCE NO. 337, S-2005, OTHERWISE KNOWN AS "AN ORDINANCE PROHIBITING MINORS FROM CAROLING DURING THE CHRISTMAS SEASON ON ALL THOROUGHFARES WITHIN THE CITY OF MANDALUYONG" TO CONFORM WITH THE PROVISIONS OF REPUBLIC ACT NO. 9344, AS AMENDED BY REPUBLIC ACT NO. 10630

BE IT ENACTED by the Sangguniang Panlungsod of the City of Mandaluyong, in session assembled:

SECTION 1. Section 4 of Ordinance No. 337, S-2005 is hereby amended as follows:

SECTION 4. No penalty shall be imposed on a minor for violation of this Ordinance. Instead, such minor shall be brought by the authority who had initial contact with the child to his/her residence or to any Barangay Official at the Barangay Hall to be released to the custody of the parents, or in the absence thereof, the minor's nearest relative after consultation with the City Social Welfare and Development Officer (CSWDO).

If the parents, guardians or nearest relatives cannot be located, or if they refuse to take custody, the minor may be released to any of the following:

- a. A duly registered non-governmental or religious organization;
- b. A Barangay Official or a member of the Barangay Council for the Protection of Children (BCPC); or
- c. City Social Welfare and Development Officer; or, when and where appropriate, the DSWD.

If the minor has been found by the City Social Welfare and Development Officer to be dependent, abandoned, neglected or abused by his/her parents and the best interest of the child requires that he/she be placed in a youth care facility or "Bahay Pag-asa", the minor's parents or guardians shall execute a written authorization for the voluntary commitment of the child: Provided, That if the minor has no parents or guardians or if they refuse or fail to execute the written authorization for voluntary commitment, the proper petition for involuntary commitment shall be immediately filed by the DSWD or the City Social Welfare and Development Officer (CSWDO) pursuant to Presidential Decree No. 603, as amended, otherwise known as "The Child and Youth Welfare Code" and the Supreme Court rule on commitment of children: Provided, further, that the minimum age for children committed to a youth care facility or "Bahay Pag-asa" shall be twelve (12) years old.

Minors violating this Ordinance shall be recorded as a "child at risk" and not as a "child in conflict with the law", and shall undergo intervention programs to be determined by the City Social Welfare and Development Officer (CSWDO) such as, but not limited to, counseling, skills training, education, and other activities that will enhance their psychological, emotional and psycho-social well-being in accordance with the National Intervention Program (NIP) to be promulgated by the Juvenile Justice and Welfare Council (JJWC), unless the best interest of the child requires the referral of the child to a youth care facility or "Bahay Pag-asa" managed by the City or licensed and/or accredited NGOs monitored by the DSWD.

For the parents, they shall attend Parent Effectiveness Service Sessions in their respective Barangays to be conducted by the social worker in accordance with Section 18 of Ordinance No. 538, S-2014.

SECTION 2. Section 6 NO CONTEST PROVISION of Ordinance No. 337, S-2005 is hereby deleted.


SECTION 3. This Ordinance shall take effect upon approval.

ENACTED on this 10<sup>th</sup> day of November, 2014 in the City of Mandaluyong.

I HEREBY CERTIFY THAT THE FOREGOING ORDINANCE WAS ENACTED AND APPROVED BY THE SANGGUNIANG PANLUNGSOD OF MANDALUYONG IN REGULAR SESSION HELD ON THE DATE AND PLACE FIRST ABOVE GIVEN.

  
JIMMY D. LACEBAL  
Sanggunian Secretary

PRESIDED BY:

  
EDWARD G. BARTOLOME  
Vice Mayor &  
Presiding Officer

APPROVED:

  
BENJAMIN DC. ABALOS, JR.  
City Mayor

Date: NOV 13 2014