



Republic of the Philippines
PROVINCE OF SORSOGON
MUNICIPALITY OF GUBAT

Office of the Sangguniang Bayan

EXCERPTS FROM THE MINUTES OF THE 6th REGULAR SESSION OF THE SANGGUNIANG BAYAN OF GUBAT, SORSOGON, HELD ON MONDAY, AUGUST 15, 2016 AT THE SANGGUNIAN BAYAN SESSION HALL.

PRESENT:

Hon. Sixto F. Estareja	- Municipal Vice Mayor, P.O.
Hon. John Paul E. Erlano	- Member, Sanggunian Bayan
Hon. Cesar D. Esperida, Jr.	- Member, Sanggunian Bayan
Hon. Danilo E. Enaje	- Member, Sanggunian Bayan
Hon. Kenneth D. Escandor	- Member, Sanggunian Bayan
Hon. Anthony C. Callos	- Member, Sanggunian Bayan
Hon. Valentin A. Pura IV	- Member, Sanggunian Bayan
Hon. Aiza E. Encinares	- Member, Sanggunian Bayan
Hon. Ramon E. Entico	- Member, Sanggunian Bayan
Hon. Nelson E. Quiñones	- Liga ng mga Barangay President

ABSENT: NONE

MUNICIPAL ORDINANCE NO. 2016 - 003

Author: Hon. Cesar D. Esperida, Jr.

Co-Author: Hon. Ramon E. Entico

AN ORDINANCE INSTITUTIONALIZING THE MUNICIPAL ANTI-DRUG ABUSE COUNCIL (MADAC), DEFINING ITS DUTIES AND POWERS AND APPROPRIATING FUNDS THEREOF.

BE IT ORDAINED BY THE SANGGUNIAN BAYAN OF GUBAT, SORSOGON THAT:

Section 1. TITLE - this ordinance shall be known as the Municipal Anti-Drug Abuse Council, hereinafter referred to as the MADAC.

Section 2. DECLARATION OF POLICY - It is the policy of any Local Government Unit to promote health and safety, improve public morals, maintain peace and order, and preserve the comfort and convenience of their inhabitants. The

same code also empowers and mandates local government units to prevent and suppress drug addiction in their respective jurisdiction.

In view of the foregoing, the Municipal Anti-Drug Abuse Council (MDAC) shall intensify its campaign to eradicate and seized the root of drug-abuse problem thru a massive community participation and proper coordination with the inter-related agencies. Furthermore effective propaganda/education either community or school based is one of the best defense of our community specially youth not to engage in illegal drugs.

The MADAC has also its principle of reintegrating in the community those individual who are victims of drug abuse and/or became drug dependent, and rehabilitate them well.

This ordinance shall likewise aim prevent any place, whether public or private, from being used as site of the unlawful sale or delivery, or as transit point of such sale or delivery, of dangerous drugs or as drug den for pot sessions and other similar activities by declaring said place as public nuisance in-order to effectively prohibit the conduct, operation or maintenance of any business or activity within the premises of the place concerned.

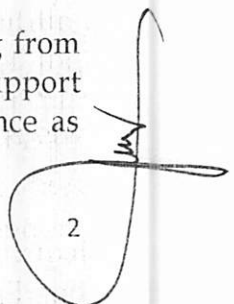
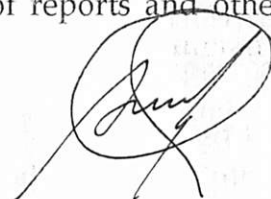
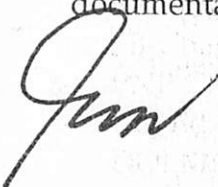
Section 3. ORGANIZATION OF THE MUNICIPALANTI-DRUG ABUSE COUNCIL (MADAC) -The Municipal Anti-Drug Abuse Council (MADAC) is hereby created.

The Municipal Anti-Drug Abuse Council shall be headed by the Municipal Mayor as the Executive Chairman who shall have the authority to call and preside over a meeting, and the Chairman of the SB Committee on Public Order Safety and Human Rights as the Co-Chairman. The Co-Chairman shall have the authority to call and preside over a meeting in the absence of the Chairman and submit for approval any and all recommendation of the members of the council to the Chairperson; The Chief of Police or his authorized representative shall be the Vice Chairman. There shall also be an Action Officer for Supply Reduction and Demand Reduction.

The Council shall be composed of the following members:

- Municipal Mayor
- SB-Chairman, Committee on Public Order, Safety and Human Rights
- PNP Chief of Police
- DepEd District Supervisor
- DOJ Municipal Judge
- Municipal Health Officer
- Municipal DSWD Officer
- Municipal Public Information Officer
- NGO's Society (Representative)
- Religious Sector Representative
- PDEA Representative

Section 4. THE SECRETARIAT. There shall also be a full-time Secretariat coming from the Mayor's Office, which shall be responsible for providing technical support documentation of proceedings, preparation of reports and other assistance as



may be required in the discharged of its functions and perform the day to day tasks and responsibilities of the council.

There may also be Committees whose manner of selection, duties and functions maybe provided for under the Implementing Rules and Regulations (IRR) such as but not limited to:

1. Committee on Information and Dissemination
2. Committee on Inter-personal Communication
 - a. Community Based
 - b. School Based
3. Committee on Resource Development
4. Committee on Law Enforcement
5. Committee on Treatment and Rehabilitation
6. Committee on Alternative and Preventive Activities

Section 5. DUTIES AND POWER OF THE MADAC. For the thorough and proper implementation of the MADAC's plans the following shall be the powers and duties:

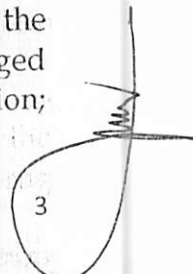
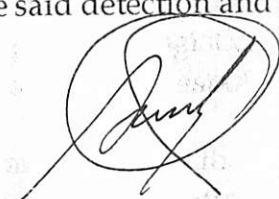
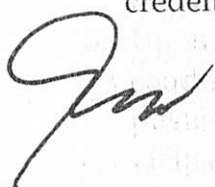
- a. Serves as the focal point through which various organizations and individuals work together cooperatively in the planning, implementation and evaluation of programs on drug abuse prevention and control.
- b. Provide for an effective mechanism for the coordination of existing services and programs relative to drug abuse prevention and control.
- c. Provide for mechanism to obtain funds, and mobilize volunteers, facilities and technical expertise.
- d. Coordinate and collaborate with other institutions implementing programs and projects on drug abuse at the Municipal level.
- e. Refer users and pushers to the police and other institutions for corresponding sanctions, rehabilitations or counseling; and
- f. Reform other related responsibilities as maybe mandated by competent authorities.

ON APPREHENDING ILLEGAL DRUG PUSHERS AND USERS

- a. Verify the credibility of the drug pushers and users Watch lists submitted by the BADAC;
- b. Upon the request of the concerned Barangays, provide logistical support in the conduct of the Barangay clearing operations or in the arrest of suspected drug pushers in the Barangay.
- c. Help address the cause of drug pushing and abuse trough the implementation of development programs and projects, and in the generation of educational, job and livelihood opportunities particularly for drug pusher and users.

ON INVESTIGATING ILLEGAL DRUGS PUSHERS AND USERS

- a. Help ensure that only police of good character are assigned to illegal drug detection and investigation function.
- b. Recommend, in consultation with respectable persons or organizations in the locality, to the PNP authorities which policemen are with acknowledged credentials and integrity in the conduct of the said detection and investigation;



- c. Tap government personnel who have successfully passed the training program for Drug Identification Accredited Professional for re-echo seminars to help develop local expertise in illegal drug detection and investigation;
- d. Ensure that the police investigators do their jobs properly, and to report any deviation from legal and moral principles in detection and investigation to the PNP, or to nearest PDEA office for disciplinary action against erring police investigations; and
- e. Monitor the status and results of all illegal drug-related investigations.

ON CONVICTING ILLEGAL DRUG PUSHERS AND USERS

- a. Monitor the status and progress of illegal drug-related cases;
- b. Expedite the confinement of pushers after conviction, and cause the immediate medication or rehabilitation of the pushers, also after conviction; and
- c. Sustain vigorous media coverage to preclude or thwart any attempt to whitewash a drug-related case to ensure quick and just disposition of every drug related cases.

ON REHABILITATING ILLEGAL DRUG USERS

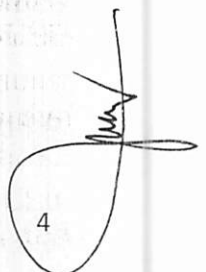
- a. Closely coordinate with concerned government and provide agencies relative to the admission of drug addicts in various rehabilitation centers within the nearby cities or provinces;
- b. See to it that all drug addicts in the locality are confined for rehabilitations in the provisions trainings, counseling sessions or medications for drug addicts.

The Municipal Mayor as its executive chairman shall have the following duties and powers:

- a. Take lead in the conduct of municipal-wide information campaigns against illegal drugs stressing on the proliferation and abuse and on what can be done to control and prevent the said proliferation and abuse.
- b. Mobilize the youth, schools, business community, civic organization, religious group and private sectors in the conduct on such advocacy and information campaigns against illegal drugs.
- c. Cause the preparation of the Secretariat of ANTI-ILLEGAL DRUG ABUSE PROGRAMS (AIDAP) accentuating on the problems to be addressed.
- d. Allocate funds for the administrative and operation requirements of the council.
- e. To call, preside in all the meeting and assemblies of the council;
- f. Perform other duties as may be provided.

CO-CHAIRMAN

- a. Help the chairman of the council in attaining all of the duties and responsibilities of the council;
- b. In case the absence of the chairman or in any reason that chairman cannot perform its duties, the Co-chairman shall perform all the responsibilities of the chairman.



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VICE-CHAIRMAN

- a. Should the Chairman and Co-chairman cannot perform their duties, the vice chairman shall hold all the responsibilities of the chairman and co-chairman.
- b. Perform other duties as mandated by the council.

ACTION OFFICER

- a. Shall perform duties as may be provided by the Council.

Section 6. Budget Appropriation. Funding requirement for the implementation of this ordinance shall be incorporated in the Annual Appropriation which shall not be less than One Hundred Thousand (P100,000.00) Pesos and may likewise be accommodated for even a higher appropriation as the need arises. Furthermore, funds from the MADAC may be used to carry out the purpose of this ordinance.

Section 7. Implementing Rules. The Council shall formulate its own implementing rules and regulations to carry out objectives of this ordinance.

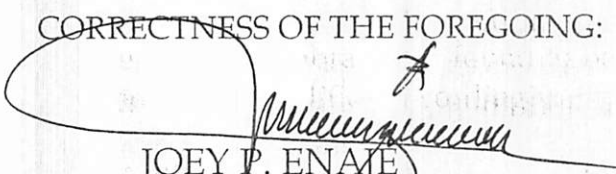
Section 8. Repealing Clause. Any ordinance, executive order, memorandum found to be inconsistent with this ordinance are hereby repealed or modified accordingly.

Section 9. Separability Clause. If any provision of this ordinance is found to be unconstitutional, contrary to moral and public order the same shall not affect the validity of other provisions in this ordinance.


Section 10. Effectivity. This ordinance shall take effect immediately upon its approval.

ENACTED UNANIMOUSLY.


I HEREBY CERTIFY TO THE
CORRECTNESS OF THE FOREGOING:


JOEY P. ENAJE
Secretary to the Sangguniang Bayan

Attested by:


HON. SIXTO F. ESTAREJA
Municipal Vice Mayor, Presiding Officer

Approved by:


HON. SHARON ROSE G. ESCOTO
Municipal Mayor