

CITY ORDINANCE NO. 23-08 (SPECIAL)

Authors : SP Member Clarissel J. Campaña-Moral
Chair, Committee on Human Rights
SP Member Vivencio Q. Lozares, Jr.
Chair, Committee on Finance, Budget
and Appropriation

Sponsors : SP Member Jowie S. Carampot
SP Member Kristine Jane M. Perdito-Barison
SP Member Isagani L. Culanding
SP Member Jesse Raphael R. Grepo
SP Member Richard R. Parin
SP Member Alfredo S. Ching
SP Member Hernando M. Granados
SP Member Felix A. Grepo
SP Member Kyle Jassel J. Salazar
SP Member J-M Vergel M. Columna
SP Member Ireneo C. Hatid
SP Member Reienel R. Ferrer


JESSE RAPHAEL R. GREPO
SP Member

FELIX A. GREPO
SP Member
(On Official Business)


CLARISSSEL J. CAMPANA-MORAL
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JOWIE S. CARAMPOT
SP Member

INSTITUTIONALIZING AND OPERATIONALIZING THE BARANGAY HUMAN RIGHTS ACTION CENTER (BHRAC) IN THE 33 BARANGAY IN THE CITY OF GENERAL TRIAS, AND PROVIDING FUNDS FOR THE PURPOSE.

WHEREAS, Section 11, Article II of the 1987 Philippine Constitution provides that “the State values the dignity of every human person and guarantees full respect for human rights”;

KRISTINE JANE M. PERDITO-BARISON
SP Member
(On Leave)

WHEREAS, DILG and Commission on Human Rights (CHR) Joint Memorandum Circular No. 1.s.2014 states that “human rights are the supreme, inherent and inalienable rights to life, dignity and self-development. It is the essence of these rights that makes man human. They cover civil, political, economic, social and cultural rights; and peoples’ rights”;


VIVENCIO Q. LOZARES, JR.
SP Member


RICHARD R. PARIN
SP Member


ALFREDO S. CHING
SP Member


HERNANDO M. GRANADOS
SP Member

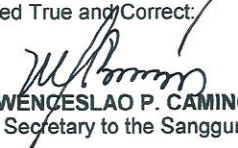

IRENEO C. HATID
SP Member/LNB President


REIENEL R. FERRER
SP Member/SKF President
(On Official Business)

WHEREAS, Section 17 and 18, Article XIII, of the 1987 Philippine Constitution also stated that there is hereby created an independent office called the Commission on Human Rights with the following powers and functions:

1. Investigate, on its own or on complaint by any party, all forms of human rights violations involving civil and political rights,
2. Provide appropriate legal measures for the protection of human rights of all persons within the Philippines, as well as Filipinos residing abroad, and provide for preventive measures and legal aid services to the under-privileged whose human rights have been violated or need protection, and
3. Establish a continuing program of research, education, and information to enhance respect for the primacy of human rights.

Certified True and Correct:


WENCESLAO P. CAMINGAY
Secretary to the Sanggunian

WHEREAS, the Commission on Human Rights (CHR) pursuant to its constitutional mandate of enhancing respect for human rights, has conceptualized a program empowering the people in the grassroots level in promoting and protecting human rights, and bringing its services closer to the people;

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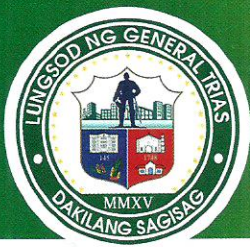

JONAS GLYN F. LABUGUEN
City Vice Mayor/Presiding Officer

WHEREAS, the Barangay Human Rights Action Team (BHRAC) Program was institutionalized and mandated through the DILG and CHR Joint Memorandum Circular No. 1.s.2014 dated 16 December 2014, enjoining all government units throughout the country to pass and adopt an ordinance establishing the BHRAC;
CONTINUED ON NEXT PAGE.

Approved:


LUIS "JON JON" A. FERRER IV
City Mayor

Date Signed:



Republic of the Philippines
Province of Cavite
CITY OF GENERAL TRIAS
OFFICE OF THE SANGGUNIANG PANLUNGSOD

Continuation...page 2 of City Ordinance No. 23-08 (Special):

WHEREAS, the City of General Trias promotes and protects the dignity of human persons and the full respect for human rights;

NOW THEREFORE, on motion of SP Member Clarissel J. Campaña-Moral duly seconded by SP Member Vivencio Q. Lozares, Jr.,

Be it enacted by the Sangguniang Panlungsod, that:

SECTION 1. TITLE - This Ordinance shall be known as "BARANGAY HUMAN RIGHTS ACTION CENTER (BHRAC) ORDINANCE OF 2023".

SECTION 2. COVERAGE - This Ordinance shall cover all Barangay in the City of General Trias.

SECTION 3. DEFINITION OF TERMS - For purposes of this Ordinance the following shall mean:

- a. **Barangay Human Rights Action Center (BHRAC) refers to a unit that acts on human rights matters including human rights promotion and complaints of human rights violations;**
- b. **Barangay Human Rights Action Officer (BHRAO) refers to the person selected and trained to provide and implement the BHRAC programs;**
- c. **Barangay Human Rights Action Team (BHRAcT) refers to the joint program of the Commission on Human Rights (CHR) and the Department of the Interior and Local Government (DILG) for the nationwide mobilization for human rights protection and advocacy at barangay level;**
- d. **Commission on Human Rights - the independent body created by the 1987 Philippine Constitution whose principal mandate is to investigate, on its own or on complaint by any party, all forms of human rights violations involving civil and political rights;**
- e. **Complaints Referral - refers to the primary task of the BHRAO to receive and monitor complaints of alleged human rights violations and their referral to the nearest CHR regional or sub-office for investigation;**
- f. **Human Rights Education Center - refers to the Commission on Human Rights Education Center that conducts seminars, trainings, symposia and similar activities for all sectors and disseminates information materials which reach out to the grassroots level, likewise, it conducts continuing research activities for the promotion and enhancement of human rights in the country; and**
- g. **Human Rights Violations - refers to all forms of violations involving civil and political rights.**

SECTION 4. CREATION OF THE BARANGAY HUMAN RIGHTS ACTION CENTER (BHRAC) - There is hereby a creation of Barangay Human Rights Action Center (BHRAC) in each barangay in the City of General Trias in coordination with the Commission on Human Rights (CHR), Department of the Interior and Local Government (DILG) and various agencies/departments of the City Government of General Trias that shall establish a continuing program of research, information and education to enhance respect for the primacy of human rights.

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JESSE RAPHAEL R. GREPO
SP Member

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SP Member
(On Official Business)


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KYLE JASSEL J. SALAZAR
SP Member
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~~J.M. VERGEL M. COLUMNA~~
~~SP Member~~


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KRISTINE JANE M. PERDITO-BARISON
SP Member
(On Leave)


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Certified True and Correct:


WENCESLAO P. CAMINGAY
Secretary to the Sanggunian

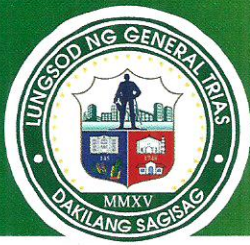
Attested:


JONAS GLYN P. LABUGUEN
City Vice Mayor/Presiding Officer

Approved:


LUIS "JON-JON" A. FERRER IV
City Mayor

Date Signed:



Continuation...page 3 of City Ordinance No. 23-08 (Special):

SECTION 5. COMPOSITION OF THE BARANGAY HUMAN RIGHTS ACTION TEAM (BHRAcT) - A team is hereby created to be known as Barangay Human Rights Action Team (BHRAcT) to be headed by the Barangay Human Rights Committee Chairman as Chairman; Barangay Secretary; Barangay Chief Tanod; Barangay Health Worker; Police Officer assigned in the Barangay; Barangay VAW Desk Officer; one (1) representative of the Barangay Council for the Welfare and Protection of Children; one (1) representative of the Lupong Tagapamayapa; one (1) representative of the Barangay Peace & Order Committee; the principal from public or private school and one (1) representative from a religious institution representing the Civil Society Organizations/Nongovernment Organizations/People's Organizations.

SECTION 6. DUTIES AND RESPONSIBILITIES OF THE BARANGAY HUMAN RIGHTS ACTION TEAM (BHRAcT)

- a. Receive complaints of human rights violations and refer the same to the nearest CHR Regional Office and other appropriate agencies, copy furnished the Provincial and City Human Rights Action Teams and monitor the status thereof;
- b. Consolidate human rights reports from both barangay-based institutions (e.g. Lupong Tagapamayapa, VAW Desk, Barangay Center for the Welfare and Protection of Children, and Nongovernment entities (e.g. Civil Society Organizations and Purok Leaders) in the community;
- c. Submit semestral Barangay Human Rights Situation Reports to the City Human Rights Action Team (CHRAcT); and
- d. Disseminate promotional activities of human rights and assist in the conduct of human rights advocacy and educational activities to the community.

SECTION 7. SERVICE OF THE CHOSEN BHRAOs FOR UNEXPIRED PERIOD - The chosen BHRAOs through the Barangay Assembly made prior to the effectivity of DILG and CHR Joint Memorandum Circular No. 1.s.2014 shall finish their five-year term and shall serve as Co-chairperson of the BHRAcT until the expiration of their term.

SECTION 8. HUMAN RIGHTS ADVISORY PANEL - The BHRAcT shall have the following stakeholders and partners:

- a. Commission on Human Rights (CHR);
- b. Department of the Interior and Local Government (DILG);
- c. Office of the City Mayor;
- d. Sangguniang Panlungsod Chairperson of the Committee on Human Rights;
- e. Liga ng mga Barangay (LNB) President;
- f. Sangguniang Kabataan Federation (SKF) President;
- g. City Legal Officer;
- h. City Social Welfare and Development Officer;
- i. Gender and Development (GAD) Focal Person;
- j. Office of the City Human Resources Management and Development Officer;
- k. Public Employment Service Office (PESO) Manager;
- l. Community Affairs Division Officer;
- m. Chairman of the People's Law Enforcement Board (PLEB); and


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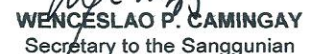

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Secretary to the Sanggunian

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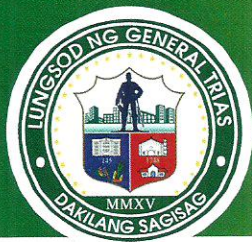

JONAS GLYN P. LABUGUEN
City Vice Mayor/Residing Officer

Approved:


LUIS "JON-JON" A. FERRER IV
City Mayor

Date Signed:

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Continuation...page 4 of City Ordinance No. 23-08 (Special):

- n. Representatives from the Philippine National Police (PNP), Bureau of Jail Management and Penology (BJMP) and People's Organizations and Nongovernment Organizations (NGOs) in the City.

SECTION 9. HUMAN RIGHTS ADVISORY PANEL FUNCTIONS – The Human Rights Advisory Panel shall be chaired by the Office of the City Mayor. The Human Rights Advisory Panel shall perform the following functions:

1. Ensure consistency in the work to be performed by the BHRAcTs and the BHRAOs, with the Commission on Human Rights (CHR) providing the Secretariat and the technical support;
2. Formulate and draft the Barangay Human Rights Action Plan and Barangay Human Rights Education Program with the end in view of mainstreaming human rights in the works of the barangay;
3. Organize capacity-building workshop, training or synopsis on Human Rights in coordination with regional/field offices of the Commission on Human Rights (CHR) and the Department of the Interior and Local Government (DILG). This will be integrated during Barangay Assembly and Katarungang Pambarangay meetings.
4. In particular, the CHR shall extend technical assistance and assist the BHRAcTs in the conduct of orientation, seminar and capacity-building programs and provide a prototype human rights education materials for the purpose. It shall also cause and facilitate the investigation of all human rights violations referred to it by the BHRAcTs, assist in the monitoring of BHRAcT program, and recommend policies to the Human Rights Advisory Panel for the furtherance of the institutionalization of the BHRAcTs. The DILG Officer of the City shall assist the CHR in giving the technical assistance to BHRAcTs in mobilizing BHRAcT activities.

SECTION 10. APPROPRIATION – For the effective implementation of this Ordinance, funding shall be sourced from Gender and Development (GAD) Fund and other support funds from the Office of the City Mayor.

SECTION 11. SEPARABILITY CLAUSE – Should any part or provision of this Ordinance be held contrary to law or invalid, other parts of provisions hereof which are not affected thereby shall continue to be in full force and effect.

SECTION 12. REPEALING CLAUSE – All ordinance, resolutions, rules and regulations, issuances or any part thereof inconsistent with the provisions of this Ordinance are hereby repealed, amended or modified accordingly.

SECTION 13. EFFECTIVITY CLAUSE – This Ordinance shall take effect after posting of copies in three (3) conspicuous places in the City has been undertaken.


ENACTED under THIRD/FINAL READING on 13 MARCH 2023.


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