



Republic of the Philippines
Province of Zambales
MUNICIPALITY OF BOTOLAN
Office of the Sangguniang Bayan

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE
SANGGUNIAN BAYAN HELD AT THE MUNICIPAL SESSION HALL, BOTOLAN,
ZAMBALES ON THE 26TH DAY OF MARCH 2025

Present:

Hon. Doris D. Ladines

Presiding Officer

Regular Members

Hon. Nick L. Manzo

SB Member

Hon. Angel B. Diesta

SB Member

Hon. Dr. Fernando D. Igrobay

SB Member

Hon. Arthur R. Daria

SB Member

Hon. Marlo Thomas D. Doble

SB Member

Hon. Jay T. Dilag

SB Member

Hon. Eddie D. Daos

SB Member

Hon. Glenn C. Manangan

SB Member

Ex-Officio Members

Hon. Fernando D. Oñate Jr.

ABC President

Hon. Jessa Nicole B. Jaring

SK Mun. Fed. Chairman

Hon. Ladie M. De Leon

IPMR

Absent:

None

MUNICIPAL ORDINANCE NO. 06-2025

**AN ORDINANCE IMPOSING CURFEW HOURS FOR MINORS FROM 10:00 PM
TO 4:00 AM FOR THE PROTECTION OF CHILDREN BELOW 18 YEARS OLD IN
THE MUNICIPALITY OF BOTOLAN, ZAMBALES**

Whereas, Section 13 of Article II of the 1987 Philippine Constitution provides that
“the State recognizes the vital role of children and youth in nation building and shall promote
and protect their physical, moral, spiritual, intellectual and social well-being. It shall
inculcate in the youth patriotism and nationalism, and encourage their involvement in public
and civic affairs”;

Whereas, Section 16 of Republic Act No. 7160, otherwise known as the Local
Government Code of 1991 provides that, “every local government unit shall exercise the
powers expressly granted, those necessarily implied therefore, 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”;

Whereas, Section 458 (a) of the same Code mandates the Sangguniang Bayan to
“enact ordinances, approve resolutions and appropriate funds for the general welfare of the
municipality and its habitants”;

Whereas, declaring curfew hours for minors within the Municipality of Botolan,
Province of Zambales, and penalizing violators thereof is deemed appropriate by the
Legislative Body;

Whereas, Republic Act No. 9344 otherwise known as the Juvenile Justice and
Welfare Act of 2006 as amended by R.A 10630 was passed into law that covers different
stages involving children at risk and children in conflict with the law to prevent from
rehabilitation and reintegration;



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Whereas, in the interest of public order and safety, it is imperative to regulate the movement of minor especially during night time to protect them from neglect, exploitation, abuse, cruelty and other conditions prejudicial and detrimental to their well-being and development;

Whereas, in view of the foregoing, the Municipal Government of Botolan deems it necessary to strictly implement the curfew hours for children and prescribe the proper and applicable procedures for their apprehension and custody pursuant to RA 9344, as amended;

NOW, THEREFORE, BE IT ORDAINED as it is hereby ordained by the Sangguniang Bayan of Botolan, in session duly assembled, **THAT**:

Section 1. TITLE

This ordinance shall be known as "An Ordinance Imposing Curfew Hours for Minors from 10:00 pm to 4:00 am for the Protection of Children Below 18 Years Old in the Municipality of Botolan, Zambales"

Section 2. COVERAGE

This Ordinance shall apply to all minors within the territorial jurisdiction of the Municipality of Botolan, Zambales, whether resident or non-resident.

Section 3. DEFINITION OF TERMS

- a) **Curfew Hours** – refers to the period of time 10:00 pm to 4:00 am when an individual below 18 years of age is not allowed to stay outside of their residence.
- b) **Minor** – refers to a person below 18 years of age.
- c) **Public Place** – refers to a place which the public has access including public roads, parks, plazas, vacant property owned by the government and such other places open to public.

Section 4. PROHIBITED ACTS

- a. It shall be unlawful for any minor to loiter, ramble, saunter, stray or wander in the streets, plaza and other public places within the Municipality of Botolan between 10:00 in the evening to 4:00 in the morning, when he/she is not accompanied by a parent or guardian.
- b. It shall be unlawful for a parent/guardian of a minor to knowingly or by insufficient control allow such minor to be outside of their residence between 10:00 in the evening to 4:00 in the morning.
- c. It shall be unlawful for any owner, manager, or operator of any videoke bar, internet café, billiard/pool, and convenience store within the Municipality of Botolan to knowingly or causing to allow minors to be in their place of business between 10:00 in the evening to 4:00 in the morning.



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Section 5. EXCEPTIONS

This ordinance shall not apply to the following:

- a. When the minor is being accompanied by his parent, guardian or adult person in charge or his/her custody
- b. When the minor is engaged in lawful livelihood or providing assistance
- c. When the minor is engaged going to or coming from scholastic activities such as evening classes, commencement exercises, invocations, educational programs, and other similar activities
- d. When the minor is on an errand to save life or property as in calling a physician/medical, practitioner, priest, police officers, fireman and other similar circumstances
- e. When the minor is going to or coming from any religious, social, civic or sports program and other similar services
- f. When the minor can show proof that he/she has just arrived from travel on his way home
- g. Two (2) days before and after the town fiesta, Christmas Day, New Year's Day, Election Day, and other similar events
- h. When the minor has a curfew pass issued by an authorized person

Section 6. RULES AND REGULATIONS

- a. When a minor is being apprehended for the violation of this ordinance, the minor will be placed under the custody of a police officer or the barangay tanod on duty at the barangay hall only for the remaining period of curfew hours, he/she will be released upon the request of his/her parent, guardian or any adult member of their family
- b. Business establishment shall not admit, or allow to stay, in his/her establishment any minor during the period of curfew hours, except when the minor is a member of the family who owns the establishment
- c. Other rules and regulation shall be issued by the Chief of Police of the Municipality for proper implementation of the Ordinance
- d. The Local Chief Executive, the Chief of Police, and the Barangay Chairman are hereby authorized to issue the curfew pass. Provided that in the case of barangay chairman the curfew pass issued shall be valid only within his/her barangay.

Section 7. PENALTY. The following penalties shall be imposed on the minor, his/her parent or guardian if found to be in violation of this Ordinance:

- a. First Offense – The child violating this Ordinance for the first time shall be brought to the barangay having jurisdiction for proper recording and counselling by the Barangay Council for the Protection of Children (BCPC) before the child is turned over or released to his/her parent/guardian. Prior to the release, the parent or guardian shall be reprimanded and informed of the consequences in the event that their child is caught again for the same offense.
- b. Second Offense – Both the children and the parent/guardian shall be required to attend counselling sessions, parenting education seminars and other interventions as may be prescribed and conducted by the Barangay Council for the Protection of Children (BCPC). Within ten (10) days from the commission of the violation, the parent/guardian shall render community service in their barangay for which a Certificate of Compliance will be issued by the BCPC.



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- c. Third Offense** – The parent or guardian shall render community service in their barangay for which a Certificate of Compliance will be issued by the BCPC, and in addition he/she shall pay a fine of Five Hundred Pesos (P500.00). Moreover, the child shall be referred to the Municipal Social Welfare and Development Office (MSWDO) for other interventions that may be conducted pursuant to the provisions of RA 9344, as amended.

Section 8. NON-RESIDENT OFFENDER. If the child is a non-resident of the barangay, the law enforcement officer shall exert all efforts to get in touch with his/her parent/guardian. If they could not be reached or contacted, the BCPC shall turn over him or the child to the MSWDO within reasonable time in the morning for proper disposition pursuant to existing laws.

Section 9. SEPARABILITY CLAUSE. If, for any reason, any provision of this Ordinance is declared unconstitutional or invalid, the remaining provisions not affected shall continue to be in full force and effect.

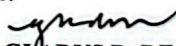
Section 10. REPEALING CLAUSE. All provisions of ordinance, resolution and others contrary or inconsistent herewith are hereby repealed or modified accordingly.

Section 11. EFFECTIVITY CLAUSE. This Ordinance shall take effect after 21 days from the date a copy is posted in the bulletin board at the entrance of the municipal hall and in at least two (2) other prominent places in the Municipality of Botolan.

Enacted this 26th day of March, 2025 at Botolan, Zambales.

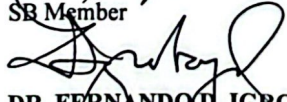
APPROVED UNANIMOUSLY.

I hereby certify to the correctness of the foregoing ordinance.

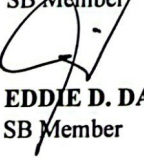

GLADYS D. DE VERA
Secretary to the Sanggunian

ATTESTED:

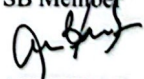

NICK L. MANZO
SB Member


DR. FERNANDO D. IGROBAY
SB Member

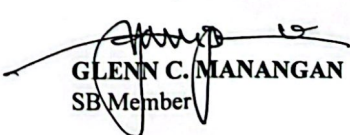

MARLO THOMAS D. DOBLE
SB Member


EDDIE D. DAOS
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ANGEL B. DIESTA
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ARTHUR R. DARIA
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JAY T. DILAG
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ABC President


JESSA NICOLE B. JARING
SK Mun. Fed. President


LADIE M. DE LEON
IPMR


ENGR. DORIS D. LADINES
Vice Mayor

APPROVED:


JUN OMAR C. EBDANE
Municipal Mayor