



Republic of the Philippines
Province of Ilocos Sur
MUNICIPALITY OF NARVACAN

OFFICE OF THE SANGGUNIANG BAYAN 2016-2019

3rd Regular Session
Held at the SB Session Hall
On January 22, 2018

ORDINANCE NO. 01
Series of 2018

AN ORDINANCE INSTITUTIONALIZING THE LOCAL ANTI-CRIMINALITY ACTION PLAN (LACAP) ON ILLEGAL DRUGS PROVIDING FUNDS THEREFORE AND CREATING THE MECHANISM FOR ITS IMPLEMENTATION AND OTHER PURPOSES.

Explanatory Note

It is a constitutional mandate that the government shall promote the quality of life of the people. Likewise, in order to operationalize this mandate, Section 18 of RA 7160 otherwise known as the Local Government Code of 1991, provides that Local Government Unit shall pursue undertakings to improve public morals and maintain peace and order, among equally significant things, as covered by DILG Memo, Circular Nos. 98227 dated December 2, 1998 and 99-236 dated December 21, 1999.

Undeniably, the increasing use of illegal drugs has significantly contributed to the incidence of heinous crimes, hence, it is imperative that initiatory measures be adopted to address the problem to ensure peace and harmony in the community. Towards this end, a more concerted effort and participation of multi-sectoral groups in the community should be promoted in the campaign against illegal drugs.

This then led to the formulation of Local Anti-Criminality Action Plan (LACAP) on Illegal Drugs which strategic and holistic plan is to totally free the Municipality of Narvacan of illegal drugs, incarcerate identified drug personalities, save the users and educate the community with the harmful and illegal effects of illegal drugs.

BE IT ORDAINED BY THE SANGGUNIANG BAYAN OF NARVACAN, ILOCOS SUR IN SESSION DULY ASSEMBLED:

SECTION 1. SHORT TITLE: This Ordinance shall be known and cited as the "LACAP Ordinance of 2018"

SECTION 2. STATEMENT OF POLICY: The LGU-Narvacan, adheres to the declared policy of the State as provided under Section 2 of RA 9165 or the "Comprehensive Dangerous Drugs Act of 1992". In furtherance of the goals of the State, the LGU-Narvacan is adopting a more systematic and coordinated approach in the unrelenting campaign against illegal drug trade and use the rehabilitation of drug dependents who shall voluntarily submit themselves to the authorities.

SECTION 3. LACAP: THE LACAP OR THE Local Anti-Criminality Action Plan on Illegal Drugs is hereby adopted and institutionalized as the Municipal Anti-Drug Abuse program of the LGU-Narvacan, Ilocos Sur.

As a form of societal hazard it shall also be integrated as part of the Local Disaster Risk Reduction and Management Plan of the LGU-Narvacan.

SECTION 4. OBJECTIVES: The LACAP shall have the following objectives

1. Intensified awareness-building and participation of the stakeholders against the ill effects of the illegal drug trade and use thru regular dissemination of information.
2. Active involvement in the validation of information and enforcement of laws by the Barangay Anti-Drug Abuse Council (BADAC) and Municipal Anti-Drug Abuse Council (MADAC); and
3. Provisions of an alternative and holistic rehabilitation program for drug dependents.

SECTION 5. STAKEHOLDER INVOLVEMENT: The LGU-Narvacan shall adopt a more inclusive approach in the development, implementation, and monitoring of the LACAP, which entails the greater involvement of the community stakeholders (i.e, faith-based organizations, NGOs, Pos, community residents, etc.) in every phase of the program. Provided, however, that the release and sharing of sensitive and confidential data shall be done upon the discretion of the Chief of Police of the PNP-Narvacan.

SECTION 6. REVITALIZATION OF THE BADAC: As per DILG MC No. 2015-63, the Barangay Anti-Drug Abuse Councils (BADAC) are mandated to revitalize to lead the fight against illegal drugs as the first line of defense.

The BADACs shall perform the following:

1. Conduct regular meetings at least once a month and call for special meetings whoever necessary;
2. Plan, strategize, implement and evaluate programs and projects on drug abuse prevention in the barangay.
3. Organize the BADAC Auxiliary Team to compose an ideal number of 24 members per 2,000 population of the barangay.
4. Orient the BADAC Auxiliary Team of their roles and functions and in formulating plan of action to address the problem.
5. Equip Barangay Tanods and BADAC Auxiliary Team on their roles and functions in the campaign against street-level illegal drug trade through seminars or trainings;
6. Coordinate and collaborate with other institutions implementing programs and projects on drug abuse prevention at the barangay level.
7. Continuously gather and update data on all drug related incidents and its effect on the peace and order situation in the barangay including listing of suspected users and pushers;
8. Submit a monthly report to the Municipal Anti-Drug Abuse Council and copy furnish the MLGOO;

9. Refer suspected drug users to the MADAC and other institutions for corresponding counseling and/or rehabilitation;

10. Monitor the disposition and progress of drug related cases filed; and

11. Perform other related duties and functions as maybe required by the MADAC, the LGU-Narvacan, or any higher-level agencies of the government.

SECTION 7. REHABILITATION OF DRUG DEPENDENTS: The LGU-Narvacan shall provide for a outpatient rehabilitation program for all dependents, who shall voluntarily surrender to the local authorities with the end goal of integrating them into their communities as more productive, law-abiding, drug free and reformed citizens.

This shall be implemented by adopting an alternative and holistic approach, which means that the program shall focus on:

1. Physical detoxification – a systematic and safe process of removing the patient’s dependence from prohibited drugs and the elimination of toxins from the patient’s body. The detoxification process shall include the promotion of proper health and nutrition (i.e. consumption of green, leafy vegetables and increased water intake) and an active lifestyle (i.e. playing basketball, jogging, or running).

2. Spiritual-Moral Counseling - an integral part of the therapy process that attempts to treat the patient’s soul as well as mind and body by accessing the individual belief systems and using that faith in a higher power to explore areas of conflict in life to resolve deep-rooted issues. Taking into consideration the strong belief system of Filipinos, it is hoped that by partnering with pastors, ministers or priests from local faith-based organizations the patient’s will to recover shall be strengthened by faith.

3. Psycho-Social Intervention – the process of helping the patients develop social, emotional and intellectual skills they need in order to live happily with the smallest amount of professional assistance they can manage. Psychosocial rehabilitation uses two strategies for intervention: learning coping skills so that they are more successful handling stressful environment and developing resources that reduce future stressors. This shall be done employing psychiatrists, guidance counselors, or by employing the “buddy” system, wherein a patient shall be partnered with a responsible member of the community who can advise and at the same time monitor the patient’s recovery.

4. Community Reintegration - the process of enhancing the patient’s self-worth and preparing the patient to become fully-functional and drug free member of the community through community service, livelihood trainings and other life development programs. This shall be implemented through the TESDA trainings, assistance in self-help livelihood programs and other.

SECTION 8: DURATION OR REHABILITATION: The initial rehabilitation program of the LACAP shall adopt a 90-day outpatient treatment, which all drug dependents are obligated to complete as per condition of their sworn affidavits to undergo voluntary drug rehabilitation.

All patients shall adhere to the following rehabilitation treatment protocol:

Schedule/Week	PNP	MSWDO/Child Development Worker	RHU/DOH	Interfaith Group	Barangay Officials	DILG
1-3	Drug Education Profiling of Persons Who Used Drugs		DOH Advocacy and Education Campaign Assessment of Persons Who Used Drugs			Orientation on Masa Masid Program
4-6				Spiritual Counseling/ Moral Recovery Enhancer (30 sessions)		
7-9			Health Education -Smoking -HIV/AIDS -Alcoholism -Health Care			
10-11		Psychosocial (8 sessions)				
12-13					Participation -Physical Fitness -Clean-up Drive	

3 MONTHS MONITORING

SECTION 9. EFFECT OR REFUSAL TO UNDERGO OR COMPLETE DRUG REHABILITATION PROGRAM: The refusal of a drug dependent to undergo a drug rehabilitation program or failure to complete the prescribed rehabilitation treatment protocol shall mean a violation of the sworn affidavit of the violator. As a consequences of the refusal or failure to complete the program, the violator shall be immediately arrested and filed with the corresponding criminal case for violating the pertinent provisions of RA 9165 or the "Comprehensive Dangerous Drug Act of 2002".

SECTION 10. MONITORING. All drug dependents, who successfully completed the initial 90-day LACAP drug rehabilitation program, shall be required to report regularly to the Philippine National Police of Narvacan, Ilocos Sur and undergo periodic drug testing for a period of at least three (3) months but not exceeding eighteen (18) months.

SECTION 11. FUNDING: For the immediate implementation of the provisions of this ordinance, the Municipal Mayor is hereby authorized to cause realignment of unexpended funds

from the preceding and current fiscal year, subject to approval of the Sangguniang Bayan. Furthermore, as aforementioned in the preceding section the Local Disaster Risk Reduction and Management Fund may also be utilized for the information, education campaign of the LACAP, subject to the approval of the Sangguniang Bayan.

All barangays are required to appropriate a substantial portion of their respective Annual Budgets to assist in or enhance the enforcement of RA 9165, as it is mandatorily required by Section 51 of RA 9165. Failure to do so shall be a ground for the return of the Barangay Annual Budget on review for appropriate amendments.

SECTION 12. IMPLEMENTING RULES AND REGULATIONS. The Municipal Mayor and the Municipal Health Office, in consultation with the Philippine National Police, the Department of Health Representatives, the SB-Narvacan Chairperson on Health and the Liga ng Barangay President, shall formulate the rules and regulations necessary to implement the provisions of this ordinance within one (1) month from its effectivity.

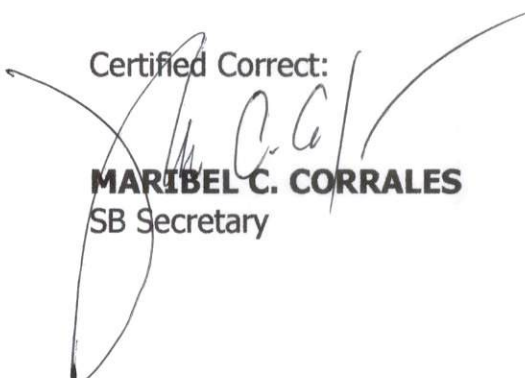
SECTION 13. REPEALING CLAUSE: All ordinances, resolutions, circulators, memoranda, or rules and regulations inconsistent with the provisions of this ordinance are hereby repealed and modified accordingly.

SECTION 14. SEPARABILITY CLAUSE: If any provisions or section of this ordinance or the application thereof to any person or circumstances is held invalid or is declared unconstitutional, the other provisions or sections of this ordinance, which are not affected thereby, shall continue in full force and effect.

SECTION 15: EFFECTIVITY: This ordinance shall take effect upon its approval.

ENACTED THIS 22nd day of January 2018.

Certified Correct:


MARIBEL C. CORRALES
SB Secretary

Attest:


FAYINNA PILAR S. ZARAGOZA-DELGADO
Vice Mayor/Presiding Officer

CONFORME:

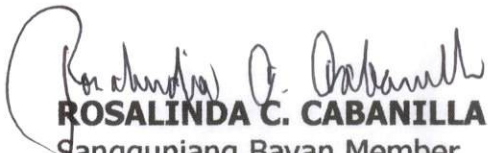

JOSEPH A. TEJADA
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Approved:


ZURIEL S. ZARAGOZA
Municipal Mayor