



Sangguniang Panlalawigan

BATAAN CAPITOL, BALANGA CITY



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF
THE SANGGUNIANG PANLALAWIGAN OF BATAAN HELD AT
THE SANGGUNIANG BAYAN SESSION HALL, ORANI, BATAAN
ON OCTOBER 7, 2019

PRESENT:

Hon. Ma. Cristina M. Garcia, Vice Governor and Presiding Officer

FIRST DISTRICT:

Hon. Jomar L. Gaza J.D., Board Member
Hon. Reynaldo T. Ibe, Jr., Board Member
Hon. Godofredo B. Galicia, Jr., M.D., Board Member
Hon. Maria Khristine G. Dela Fuente, Board Member

SECOND DISTRICT:

Hon. Maria Margarita R. Roque, Board Member
Hon. Manuel N. Beltran, Board Member
Hon. Edgardo P. Calimbas, Board Member
Hon. Jose C. Villapando, Sr., Board Member
Hon. Romano L. Del Rosario, Board Member

Hon. Noel Joseph L. Valdecañas, Board Member (PCL President)
Hon. Precious D. Manuel, Board Member (SKF President)
Hon. Rosita N. Sison, Board Member (IPM Representative)

ABSENT:

Hon. Benjamin C. Serrano, Jr., Board Member
Hon. Doroteo M. Austria, Board Member (FABC President)

ORDINANCE NO. 10
Series of 2019

AN ORDINANCE ESTABLISHING THE MIGRATION INFORMATION SYSTEM
AND ITS POLICY AND MECHANISM IN THE PROVINCE OF BATAAN AND
APPROPRIATING FUNDS THEREFOR.

Sponsored by: HON. JOMAR L. GAZA J.D.
Co-Sponsored by: HON. REYNALDO T. IBE, JR.
HON. EDGARDO P. CALIMBAS

WHEREAS, Section 6, Article III of the 1987 Philippine Constitution guarantees the liberty of abode and the right of changing the same within the limits prescribed by law and the right to travel except in the interest of national security, public safety, or public health, as may be provided by law;

WHEREAS, Section 16, Article II of the Constitution further declares as a policy the protection and advancement of the right of the people to a balanced and healthful ecology in accord with the rhythm and harmony of nature;

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- 2 -

WHEREAS, migration or population movement - international and internal - is recognized as a critical factor of economic and social development at the national and local levels;

WHEREAS, the Province of Bataan, is experiencing both the positive and negative impact of population movement in its locality;

WHEREAS, Section 37 of the Urban Development and Housing Act (RA 7279) mandates local government units to set up an effective mechanism, together with appropriate agencies, to monitor trends in the movements of population and identify measures by which such movements can be influenced to achieve balance between urban capabilities and population;

WHEREAS, Section 394 (d) (6) of the Local Government Code provides that the Barangay Secretary is mandated to maintain, update, and keep records of inhabitants in their barangay as reinforced by DILG Memorandum Circular 2005-069 (Maintenance and Updating of Records of All Inhabitants of the Barangay);

WHEREAS, Section 16 of RA 10022 (Amending RA 8042 or Migrant Workers and Overseas Filipinos Act of 1995) mandates local government units to establish overseas Filipino worker help desk or kiosk in their localities with the objective of providing current information to their constituents on all the processes aspects of overseas employment;

WHEREAS, given the possible negative impact of the continued influx of migrants into the province, there is a need to establish and implement a strategy to sustainably track population movement and to gather useful migration data to pave the way for the development of more inclusive socio-economic interventions;

NOW THEREFORE, BE ORDAINED BY THE SANGGUNIANG PANLALAWIGAN OF BATAAN IN ITS REGULAR SESSION ASSEMBLED:

SECTION 1. Short Title. This Ordinance shall be known and cited shortly as the "Bataan Migration Information System, its Policy and Mechanism."

SECTION 2. Declaration of Policy. It shall be the policy of the Province of Bataan to:

- (a) Optimize and harness migration particularly the movement of people, whether temporarily and permanently, to and out of the province as a vital component of human and socio-economic development therein, while ensuring ecological sustainability and mitigating its negative impact on local development;
- (b) Promote evidence-based decision-making for good governance and the overall efficient management of social and economic affairs;

ALBERT S. GARCIA
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- (c) Optimize the positive contribution of migrants for inclusive growth and sustainable development and enable all inhabitants including migrants to lead decent, dignified, and rewarding lives to achieve their full human potentials and better quality life;
- (d) Enable the municipal, city and barangay governments to address the challenges of continuous influx of migrants to the respective locality particularly in terms of infrastructure, basic services, food security, health, education, decent jobs, safety, and ecological deterioration, among others;
- (e) Recognize the need to give particular attention to addressing multiple forms of discrimination and vulnerabilities faced by women and girls, children and youth, persons with disabilities, people living with HIV/AIDS, older persons, persons with diverse sexuality, indigenous peoples, slum and informal settlers, and other disadvantaged persons regardless of their migration status;
- (f) Develop and implement effective spatial strategies, promote sustainable and balanced rural and urban development among all barangays in the province; and
- (g) Integrate and consciously consider migration and other population processes in long-term urban, land use, and development planning in the province.

SECTION 3. Definition of Terms. For purposes of this Ordinance, the following terms and concepts shall be defined as follows:

- (a) **Household** - a person living alone or a group of persons who sleep in the same housing unit and have a common arrangement in the preparation and consumption of food;
- (b) **Internal Migration** - a form of geographic or spatial mobility of people involving a change of usual residence within a country (region, province, city/municipality) during six (6) months for specific reasons;
- (c) **International Migration** - pertains to the physical movement of people involving a change of usual residence from one state or territory to another during six (6) months for specific reasons;
- (d) **Migrant** - a person who moved from one geographic or political area (country, region, province, city/municipality) to another involving a change of usual residence during six (6) months for specific reasons;
- (e) **Migration** - a form of geographic or spatial mobility of people involving a change of usual residence between clearly defined geographic or political units (such as region, province and city/municipality for internal migration and country and other political/geographic territory for international migration) during a specified period of observation for a reason such as economic, social, political and cultural;

- (f) **Migration Information System (MIS)** – an information system that generates and processes data on the trends and basic characteristics of migrants within the barangay;
- (g) **Registry of Barangay Inhabitants (RBI)** – a database of information about the inhabitants of the barangays including the name, address, place and date of birth, sex, civil status, citizenship and occupation used as a tool for planning;
- (h) **Transient** – a person who stays in the certain locality for less than six (6) months for any purpose other than establishing permanent residence;
- (i) **Usual place of residence** - Geographic or political place (country, region, province, city/municipality, barangay) where a person usually resides; as a rule, it is the place where she/he often sleeps.

SECTION 4. Establishment of Barangay Migration Information System (MIS) as part of the Registry of Barangay Inhabitants (RBI). All barangays in the Province of Bataan shall establish a Migration Information System to generate data and information about the in-migrants and out-migrants in the locality for evidence-based development planning particularly in estimating public service requirements. The MIS shall be a sustainable information system about the migrants in the locality for the following information:

- (a) Household basic demographic information or characteristics (e.g. name, household headship, number of household members, sex, age, marital status, etc.);
- (b) Migration history and intentions;
- (c) Reason for movement;
- (d) Basic socio-economic characteristics (e.g. religion, citizenship, employment status, type and location of occupation, training and skills, highest educational attainment, schooling status, etc.); and
- (e) Other information the barangays deem important and useful for development planning and programming.

The Barangay MIS shall be linked with the RBI particularly as a continuing means to update the information about the inhabitants of the barangays as provided for in the Local Government Code and DILG Memorandum Circular 2005-069. Pursuant to such issuance, all Barangay Population Workers shall take the lead in the profiling and updating of the inhabitants' information with the assistance of a Barangay Task Force on Registration of Barangay Inhabitants consisting of other barangay government personnel to be designated by the Punong Barangay. The barangay may likewise hire personnel on a fulltime or part-time basis to assist in the establishment of the registry system depending on the availability of barangay funds.

ALBERT S. GARCIA
Provincial Governor

The Provincial Population Office in collaboration with other relevant local offices such as the local population, tourism, and local government operations offices, among others, with technical assistance from national government agencies including the Commission on Population (POPCOM), Department of Interior and Local Government (DILG), or the Philippine Statistics Authority (PSA), shall provide technical and financial assistance to the barangays in setting-up and maintenance of the MIS.

Pursuant to the Data Privacy Act (RA 10173), all data and information gathered from the inhabitants shall be stored and treated with utmost and strict confidentiality. A written consent and authorization of the person concerned shall be required for any disclosure of his/her information for any legal purpose. The database shall be strictly used in aggregate or processed format for planning purposes.

SECTION 5. Establishment of Baseline Data and Updating of the RBI-MIS. To establish the baseline information about the inhabitants in the barangays, all barangays shall conduct the registration or enumeration of all households and inhabitants in the barangay using the expanded RBI Form. To continuously update the inhabitants' database, in-migrants and out-migrants shall be required to register to the RBI-MIS located in the Barangay Hall. For this purpose, the following policy and strategy shall be implemented:

- (a) All persons who are residing in the barangay and who failed to fill-up the RBI Form during the baseline enumeration shall be required to register in the Barangay for profiling;
- (b) All persons who arrived in the barangay after the enumeration and intending to permanently reside in the barangay shall be required to register in the Barangay;
- (c) All landlords and lessors shall require their new tenants or lessees (i.e. not yet registered) to fill-up the RBI Form and submit to the Barangay for inclusion in the database;
- (d) All Barangay Field Workers including Barangay Population Officers (PPO), Barangay Health Workers (BHWs), Barangay Nutrition Scholars (BNS), Barangay Security and Peace Officers (BSPO) and other barangay workers who are doing routine house-to-house visits shall require and assist persons identified to have not registered but are residing in a household in the barangay to register in the Barangay;
- (e) All business establishments in the barangay with staff or personnel who are staying in such institution for six (6) months or longer shall require such persons to register fill-up the RBI Form and register in the Barangay;
- (f) All institutional population such as schools, prisons, hospitals, board and lodging houses, government offices, and other similar institutions shall require and refer persons residing in these facilities for six (6) months or longer to register in the Barangay;

ALBERT S. GARCIA
Provincial Governor

- (g) All households, institutions, and other facilities within the barangay with persons or members leaving for change of usual place of residence in other area outside the barangay shall be reported or required to unregister in the Barangay for proper recording and delisting or notation in the database;
- (h) The Tourism Office shall refer to concerned barangay the list of tourists (i.e. foreign or local) who have manifested their intention to reside in such barangay for more than six (6) months based on the Tourist Registration Form being used for the Tourists Registry System provided in Section 6 in this Ordinance.

SECTION 6. Establishment of Local Migration Information System (LMIS). There shall be a Local Migration Information System to consolidate the data from the Barangay MIS to further provide a municipal-wide data on the information of inhabitants including the migrants. The Municipal Planning and Development Office (MPDO) shall establish the mechanism for data sharing between the barangays and the municipal with strict consideration of the Data Privacy Act.

SECTION 7. Registration of Transients through the Tourists Registry System (TRS). All transients staying in the municipality shall be required to register in the Tourist Registry System based in various points of entry to other barangays using the Tourist Registry Forms. For this purpose, all private and public institutions dealing with tourism in the municipality shall be deputized to ensure registration of all tourists in the registry. Such registry system shall likewise be kept and treated with strict confidentiality pursuant to Data Privacy Act and shall be used only for planning activities. Tourists who expressed intention to reside permanently in the municipality shall be required to register in the concerned Barangay.

SECTION 8. Processing of Migration Data in Local Development Planning and Policy Formulation. All data and information generated from the RBI-MIS and the TRS shall be processed and analyzed by the barangay and the municipality and shall be used as input in the development of Local Ecological Profile or Socio-Economic Profile, Comprehensive Development Plan (CDP), Executive and Legislative Agenda (ELA), and other relevant local sectoral development plans including a Local Migration and Development Plan to ensure that all emerging migration and development-related issues and concerns are addressed with appropriate program and policy interventions at all levels.

All Barangays shall process and analyze their data as input for their Barangay Development Planning and Annual Investment Programming.

SECTION 9. Establishment and Operationalization of Local Migrants Center (LMC). All municipalities and cities shall endeavor to set-up and operationalize, in partnership with relevant government and non-government organizations, a Local Migrants Center for provision of assistance and referral services for transients and migrants. The LMC shall be managed by the Municipal Population Office. The LMC shall specifically provide the following services, among others:

ALBERT S. GARCIA
Provincial Governor

- 7 -

- (a) Maintenance of database of migrants;
- (b) Information on overseas employment opportunities and procedures;
- (c) Referral of migrants and tourists to appropriate agencies for specific information and services needed by the clients (e.g. travel documentation and processing, health and social services, etc.);
- (d) Referral for legal assistance and services; and
- (e) Other services that may be identified and are available within the municipality.

In the establishment of the LMC, needed consultation with all stakeholders and target beneficiaries shall be consulted. Based on their identified needs, the information and services to be provided and the network of service providers within the locality in the LMC shall be identified and provided. The Provincial Population Office shall develop and implement the protocol and procedures for accessing the information and services to be offered.

SECTION 10. Promotion of the Registry Systems and the LMC. All municipalities and cities shall endeavor to conduct promotional activities and materials to raise public awareness especially among intended audiences and beneficiaries on the procedures, protocols, and types of available services in the RBI-MIS and TRS and in the MMC.

SECTION 11. Roles and Responsibilities. The following local offices shall have the following roles and responsibilities:

- (a) **Municipal/City Planning and Development Office (MPDO/CPDO).** The MPDO/CPDO shall perform the following roles and functions:
 - (1) Take the lead coordinative role in the establishment of the RBI-MIS at the municipal and barangay levels;
 - (2) Facilitate the conduct of the baseline database through the conduct of the registration of all barangay inhabitants;
 - (3) Capacitate and provide technical assistance to the Barangays in setting-up and operationalization of the RBI-MIS;
 - (4) Ensure the processing and analysis of data from the RBI-MIS and TRS as input to the local socio-economic profile and in the formulation of comprehensive development plans and other sectoral development plans (e.g. Local Climate Change Adaptation Plan); and
 - (5) Provide technical assistance to Barangays in the processing and integration of migration data in barangay development planning.
- (b) **Municipal/City Population Office (MPO/CPO).** The MPO/CPO shall perform the following roles and functions:

ALBERT S. GARCIA
Provincial Governor

- 8 -

- (1) Take the lead coordinative role in the establishment of the MMC;
- (2) Organize and mobilize a referral network for migrants' needed services;
- (3) Mobilize Barangay population workers at the barangay level in assisting migrants to be registered under the RBI-MIS; and
- (4) Conduct analysis of migration data as input for development and sectoral planning.
- (c) **Municipal/City Tourism Office (MTO/CTO).** In relation to the operationalization of TRS, the MTO/CTO shall perform the following roles and functions:
- (1) Take the lead implementing role in the operationalization of the TRS;
- (2) Refer the profile of transients or tourists who intend to reside the municipality to the concerned Barangay for registration in the RBI-MIS; and
- (3) Refer tourist to the MMC needing information and services.
- (d) **Barangay Governments.** The Barangays shall perform the following roles and functions:
- (1) Initiate the establishment and maintenance of the RBI-MIS;
- (2) Organize and mobilize the Task Force for the conduct of the RBI;
- (3) Mobilize community workers in the referral and assistance of migrants for registration in the RBI-MIS;
- (4) Process and analyze the data from the RBI-MIS and integrate the same in the barangay development plan, gender and development plan, and other relevant plans at the barangay level;
- (5) Promote the rules and regulations for the RBI-MIS among all inhabitants;
- (6) Engage other stakeholders at the barangay level for the operationalization of RBI-MIS; and
- (7) Allocate necessary resources for the implementation of the RBI-MIS.

SECTION 12. Implementing Rules and Regulations (IRR). The Technical Working Group on Migration consisting of Population Office of Bataan, Planning & Development Office, ABC President, and Local Chief Executive shall formulate the IRR or specific procedures for the implementation of the provisions of this Ordinance, which will be subject to the approval by the Sangguniang Panlalawigan.

ALBERT S. GARCIA
Provincial Governor

SECTION 13. Appropriations. All local offices charged with carrying out the provisions of this Ordinance shall allocate in their respective annual investment program or work and financial plans the needed funding.

SECTION 14. Separability Clause. If any portion of this Ordinance is declared unconstitutional or invalid, the same shall not affect the validity of the other provisions not affected thereby.

SECTION 15. Repealing Clause. All local ordinances, resolutions, orders, rules and regulations, or parts thereof inconsistent with the provisions of this Ordinance are hereby repealed or modified accordingly.

SECTION 16. Effectivity. This Ordinance shall take effect immediately upon approval.

APPROVED UNANIMOUSLY.

SEVERINO P. SALAZAR
Secretary to the SP

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Board Member

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- 10 -

ROMANO L. DEL ROSARIO
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Board Member
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Board Member
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ATTESTED:

MA. CRISTINA M. GARCIA
Vice Governor
(Presiding Officer)

APPROVED:

ALBERT S. GARCIA
Provincial Governor
Date: 10-21-19

Marietta R. Ragel
POPCOM
10-22-2019