



Republic of the Philippines
SANGGUNIANG PANLUNGSOD
City of Mandaluyong

ORDINANCE NO. 507, S-2012

AN ORDINANCE DEFINING AND DESCRIBING THE
ACT OF BULLYING AND OTHER ACTS OF
INTIMIDATION AND PROVIDING PENALTIES

BE IT ENACTED by the Sangguniang Panlungsod of Mandaluyong in regular session duly assembled:

SECTION 1. TITLE OF ORDINANCE. This Ordinance shall be known as "*The Anti-Bully Ordinance*".

SECTION 2. HOW COMMITTED:

- a. When a pupil or student demands from another in a threatening or otherwise menacing manner monetary, food, or any other consideration. A pupil or student who already suffered from such experience need not be demanded the above stated consideration in the manner provided so long as a fear for his safety or well being have been implanted in his/her thoughts, when a succeeding demand is committed against him/her.
- b. When a pupil or a student demands from another the rendering of any kind of service committed under the same circumstances.
- c. When a pupil/student intimidates another just for the sake of it.
- d. Threatening to inflict bodily harm on the person of another student; and
- e. Any other act or acts that may tend to intimidate and create fear on the person of another student.

SECTION 3. WHO ARE THE OFFENDERS:

- a. the classmate of the offended;
- b. a pupil or student from another class, section or grade/level;
- c. a pupil or student from other schools;
- d. any other person whether they be a pupil/student from the same school, other school or even by other persons who may not/no longer be a pupil/student, so long as this was committed under the circumstances enumerated in Section 2 hereof and done within the premises or within the immediate vicinity of the school.

SECTION 4. Penalties and who may implement them:

- A. VIOLATION OF LETTER A of the previous section shall be penalized as follows:

- a.1. FIRST OFFENSE : Pupil/student – warning from principal with notification to the DepEd District Superintendent
Parent/s/guardian – censure/admonition to be imposed by the DepEd District Superintendent
- a.2. SECOND OFFENSE : Pupil/student – suspension of one (1) day, WHEN appropriate and in accord with the DepEd rules by the principal with proper notification and approval of the DepEd District Superintendent or his/her designated officials, or dean;
Parents/guardian – payment of fine in the amount of Five Hundred Pesos (P500.00) to be given to the victim of the offense as payment for damages. If the offended pupil/student in first offense is the same as in the second, a fine of One Thousand Pesos (P1,000.00) shall be paid and such payment shall be facilitated by the office of the principal/dean.
- a.3. THIRD OFFENSE : Pupil/student – Shall undergo a one (1) day orientation program/session with a government appointed psychiatrist/ counselor and with the approval of the DepEd District Superintendent or his/her designated officials, or dean.
This one (1) day orientation program/ session may be extended upon the recommendation of such psychiatrist/ counselor.
Parent/s/guardian – a stiff warning that the possibility of another suspension, WHEN appropriate, maybe imposed upon the next violation, and payment maybe imposed upon the next violation, and payment of fine in the amount of Two Thousand Pesos (P2,000.00) if the victim of the third offense is the same as that of the first offense or of the second offense.
If the offended pupil/student of the third offense be different from that of the first and or second offense, the amount of One Thousand Pesos (P1,000.00) shall be awarded to him as payment for damages.
In addition, the parent/guardian shall accompany the offending pupil/student during the orientation program/session with the psychiatrist/counselor.

If the offender is a child above fifteen (15) years but below eighteen (18) years of age, the provisions of the Republic Act No. 9344 shall apply.

But if the offender is above eighteen years of age, the provisions of the Revised Penal Code as amended, or any other applicable law shall apply;


- SECTION 5. Psychiatric evaluation of offended party shall be optional on the part of the parents/guardian of the offended student/pupil.
- SECTION 6. Privacy of findings by psychiatrist/counselor shall be observed in order to safeguard the honor or reputation of the families of both the offender and the offended party.
- SECTION 7. The imposition of penalties prescribed under this Ordinance shall be without prejudice of the institution of appropriate criminal and civil charges against the offender in accordance with existing laws and City Ordinances.
- SECTION 8. EFFECTIVITY. This ordinance shall take effect fifteen (15) days after publication in a newspaper of general circulation in the City of Mandaluyong.
- SECTION 9. SAVING CLAUSE. Any provision/s of this ordinance that is found to be in conflict with any existing law or ordinance shall be ineffective but the rest shall remain.

ENACTED on this 19th day of November, 2012 in the City of Mandaluyong.

I HEREBY CERTIFY THAT THE FOREGOING ORDINANCE WAS ENACTED AND APPROVED BY THE SANGGUNIANG PANLUNGSOD OF MANDALUYONG IN REGULAR SESSION HELD ON THE DATE AND PLACE FIRST ABOVE GIVEN.


JIMMY D. LACEBAL
Sanggunian Secretary

ATTESTED:


LUISITO E. ESPINOSA
City Councilor &
Acting Presiding Officer

APPROVED:


BENJAMIN DC. ABALOS, JR.
City Mayor

Date: DEC 03 2012