



Republic of the Philippines
QUEZON CITY COUNCIL
Quezon City
19th City Council

PR19CC-612

58th Regular Session

RESOLUTION NO. SP- **6361** __, S-2015

A RESOLUTION URGING THE DISTRICT DIRECTOR OF THE QUEZON CITY POLICE DISTRICT (QCPD) TO DIRECT ALL STATION COMMANDERS IN QUEZON CITY TO ESTABLISH A SEPARATE HOLDING AREA IN THEIR RESPECTIVE POLICE STATIONS FOR THE CHILD IN-CONFLICT-WITH-THE-LAW UNDERGOING CUSTODIAL INVESTIGATION OR COUNSELLING.

Introduced by Councilor CANDY A. MEDINA.

Co-Introduced by Councilors Anthony Peter D. Crisologo, Dorothy A. Delarmente, Lena Marie P. Juico, Victor V. Ferrer, Jr., Alexis R. Herrera, Voltaire Godofredo L. Liban III, Roderick M. Paulate, Ramulfo Z. Ludovica, Ramon P. Medalla, Allan Benedict S. Reyes, Gian Carlo G. Sotto, Franz S. Pumaren, Eufemio C. Lagumbay, Jose Mario Don S. De Leon, Jaime F. Borres, Jesus Manuel C. Suntay, Marvin C. Rillo, Vincent DG. Belmonte, Raquel S. Malañgen, Bayani V. Hipol, Jose A. Visaya, Godofredo T. Liban II, Karl Edgar C. Castelo, Diorella Maria G. Sotto, Marivic Co-Pilar, Rogelio "Roger" P. Juan, Melencio "Bobby" T. Castelo, Jr. and Donato C. Matias.

WHEREAS, while a child fifteen (15) years of age or under at the time of the commission of the offense is exempt from criminal liability pursuant to Republic Act No. 9344, otherwise known as the Juvenile Justice and Welfare Act of 2006, still, the child has to undergo a process of investigation or determination of age prior to his/her release to the custody of his/her parents or guardian nearest relative or referral to concerned barangay officials or appropriate government agency non-governmental organization;

WHEREAS, it has been observed, however, that while under custodial investigation, the children deprived of their liberty are being detained together with adult offenders due to lack of appropriate detention holding area in some police stations. Thus, their free will to intelligently respond to the basic questions being propounded on them are adversely affected;

WHEREAS, under Section 5 (d) of the afore-stated Act, it is mandated that "a child deprived of liberty shall be separated from adult offenders at all times. No child shall be detained together with adult offenders. x-x-x"

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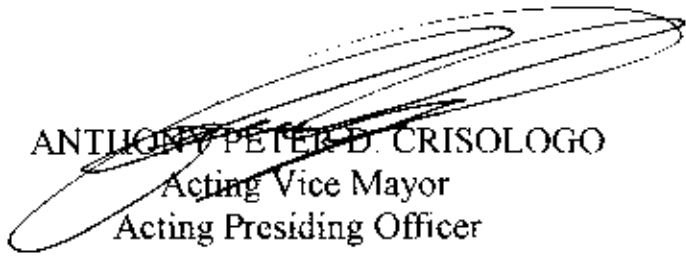
WHEREAS, it is also one of the declared policies of the same Act that "the State shall protect the best interests of the child through measures that will ensure the observance of international standards of child protection, especially those to which the Philippines is a party. Proceedings before any authority shall be conducted in the best interest of the child and in a manner which allows the child to participate and to express himself herself freely."

NOW, THEREFORE,

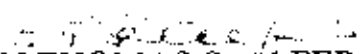
BE IT RESOLVED BY THE CITY COUNCIL OF QUEZON CITY IN REGULAR SESSION ASSEMBLED, to urge, as it does hereby urge, the District Director of the Quezon City Police District (QCPD) to direct all Station Commanders in Quezon City to establish a separate holding area in their respective Police Station for the child in conflict with the law undergoing custodial investigation or counseling.

RESOLVED, FURTHER, that a copy of this Resolution be furnished the District Director of the QCPD for his information and appropriate action.

ADOPTED: May 4, 2015.



ANTHONY PETER D. CRISOLOGO
Acting Vice Mayor
Acting Presiding Officer

ATTESTED:


Atty. JOHN THOMAS S. ALFEROS III
City Gov't. Asst. Dept. Head III

CERTIFICATION

This is to certify that this Resolution was APPROVED by the City Council on Second Reading on May 4, 2015 and was CONFIRMED on May 11, 2015.


Atty. JOHN THOMAS S. ALFEROS III
City Gov't. Asst. Dept. Head III