



Republic of the Philippines  
BATANGAS CITY

Office of the Sangguniang Panlungsod

Tel. No. 722-0304

ORDINANCE NO. 22-17 S. 2022

**AN ORDINANCE CREATING A COMPREHENSIVE NUTRITION PROGRAM FOR UNDERNOURISHED CHILDREN IN PUBLIC DAY CARE, KINDERGARTEN AND ELEMENTARY SCHOOLS IN BATANGAS CITY AND APPROPRIATING FUNDS THEREFOR**

-----  
**AUTHOR: COUN. CHED M. ATIENZA**  
-----

**WHEREAS**, Article XV, Section 3 of the 1989 Phil. Constitution mandates the State to defend the right of children to assistance including proper care and nutrition;

**WHEREAS**, Republic Act 11037, in consideration of the explicit relationship between food and nutrition, and the capacity of students to develop and learn, requires the State to establish a comprehensive nutrition program that will address the problem of undernutrition among Filipino children;

**WHEREAS**, Republic Act 7160 or the Local Government Code of 1991 mandates Local Government Units (LGUs) to exercise their powers and discharge their functions as are necessary and appropriate for the effective provision of basic services including child welfare and nutrition services;

**WHEREAS**, one of the pivotal roles of the Sangguniang Panlungsod is to be an efficient and effective advocate of child's rights and welfare, primarily by passing ordinances and resolutions which will generate and maximize the use of the city's resources and revenues for the said advocacy.

**NOW, THEREFORE, BE IT ORDAINED**, by the Sangguniang Panlungsod in session assembled:

**SECTION 1. SHORT TITLE.** - This Ordinance shall be known and cited as the "Comprehensive Child Nutrition Ordinance of Batangas City".

**SECTION 2. DECLARATION OF POLICY.** - Batangas City recognizes the vital role of the youth in nation-building and shall promote and protect their physical, moral, spiritual, intellectual, and social well-being. Therefore, to acknowledge the relationship between good nutrition and its positive effect on the student's learning ability and development, the city shall establish a comprehensive nutrition program that will address the problem of undernutrition among children of Batangas City.

**SECTION 3. DEFINITION OF TERMS.** - Whenever used in this ordinance, the following terms, as adopted from RA 11037, shall be understood to mean as follows, to wit:

- a) **Cycle Menu** - refers to standardized menus prepared by the national government agencies (NGAs), in coordination with the National Nutrition Council (NNC) and the Food and Nutrition Research Institute (FNRI), which shall be contextualized and drawn up, among others, according to age range, location and/or type of school, and local cultural and/or religious eating preferences: *Provided*, That such menus shall



Continuation of Ordinance No. 22-17 S. 2022

**AN ORDINANCE CREATING A COMPREHENSIVE NUTRITION PROGRAM FOR UNDERNOURISHED CHILDREN IN PUBLIC DAY CARE, KINDERGARTEN AND ELEMENTARY SCHOOLS IN BATANGAS CITY AND APPROPRIATING FUNDS THEREFOR**

have as many varieties and selections as may necessary taking into account its availability in the place or locality where the day care center or school is located;

- b) **Fortified Meal** - refers to a meal with deliberately increased content of essential micronutrients so as to improve nutritional quality of the food and provide the level of calories and protein as prescribed by the NNC which shall consist of at least one-third (1/3) of the daily requirement based on the Philippine Dietary Reference Intake (PDRI);
- c) **Health Examination** - refers to the examination conducted by NGAs, in coordination with the Department of Health (DOH) and the City Health Office on the overall condition of the program beneficiary's height, weight and other ailments defects or deformities that may need special care or treatment; and
- d) **Undernourished Child** - refers to a child who has been supplied with less than the minimum amount of foods essential for sound health and growth. For the purpose of this Ordinance, it shall include children who are suffering from chronic hunger and malnutrition as well as those who are considered as wastes severely wasted or stunted under the World Health Organization Child Growth Standards.

**SECTION 4. COMPREHENSIVE NUTRITION PROGRAM.** - The Comprehensive Nutrition Program, hereinafter referred to as **the Program**, is hereby established to address undernutrition among children of Batangas City. The Program shall have the following components and coverage:

- a) **Supplemental Feeding Program for Day Care Children.** - The CSWDO, in coordination with DepEd Batangas City, shall implement a supplemental feeding program for under-nourished children with ages three (3) to five (5) years. The program shall be administered in day care centers or in any other facility which can be used for such purpose: *Provided*, That the Program shall include the provision of at least one (1) fortified meal for a period of not less than one hundred twenty (120) days in a year: *Provided, further*, that in the preparation of fortified meals, the CSWDO shall work in collaboration with recognized parents' organizations;
- b) **School-Based Feeding Program.** - The DepEd Batangas City shall implement a school-based feeding program for undernourished public school children from kindergarten to grade six (6): *Provided*, that the Program shall include the provision of at least one (1) fortified meal to all undernourished public elementary school children for a period of not less than one hundred twenty (120) days in a year;



Continuation of Ordinance No. 22-17 S. 2022

**AN ORDINANCE CREATING A COMPREHENSIVE NUTRITION PROGRAM FOR UNDERNOURISHED CHILDREN IN PUBLIC DAY CARE, KINDERGARTEN AND ELEMENTARY SCHOOLS IN BATANGAS CITY AND APPROPRIATING FUNDS THEREFOR**

- c) **Milk Feeding Program.** - The CSWDO shall coordinate with the Cooperative Development Authority for the incorporation of fresh milk and fresh milk-based food products in the fortified meals and cycle menu in accordance with Republic Act No. 8172, otherwise known as the "Philippine Food Fortification Act of 2000", utilizing, as far as practicable, locally produced milk in order to enhance its nutritional content and, at the same time, help boost livelihood opportunities for local dairy farmers and local dairy industry;
- d) **Micronutrient Supplements.** - The CSWDO, in coordination with DepEd Batangas City and the City Health Office, shall provide micronutrient supplements to the Program beneficiaries including the use of iodized salt in accordance with Republic Act No. 8172, otherwise known as the "Salt Iodization or "ASIN" law;
- e) **Health Examination, Vaccination and Deworming.** - The CSWDO, in coordination with DepEd Batangas City and the City Health Office, shall conduct simultaneous health examinations including, but not limited to deworming and vaccination, as the case may be, to Program beneficiaries;
- f) **Gulayan sa Paaralan.** - The Department of Education, Division of Batangas City, shall encourage their respective component units to devote a portion of public school lots or space for the cultivation of vegetables and other nutrient-rich plants as identified by the National Nutrition Council (NNC). Those component units lacking in land shall adopt modern gardening technologies with the assistance of the Office of the City Veterinarian and Agricultural Services (OCVAS) as well as the local office of the Department of Science and Technology (DOST). Parents shall also be encouraged to maintain a similar program in their own backyards;
- g) **Water, Sanitation, and Hygiene (WASH).** - The CSWDO in coordination with the City Health Office, shall establish and maintain water and sanitation facilities, promote good hygiene and safe food preparation in all of its component units especially in areas devoted for the preparation of fortified meals under the Program; and
- h) **Integrated Nutrition Education, Behavioral Transformation, and Social Mobilization.** - The Program shall be complemented by a public health, nutrition, and values transformation campaign to promote a holistic and integrated approach to health and nutrition education. Orientation-training on the objectives and mechanics of the Program shall be held among the personnel of CSWDO, City Health Office, DepEd Division of Batangas City, parent volunteers and the Parent-Teachers Associations (PTAs) to generate support for the Program. The DepEd Division of



Republic of the Philippines  
BATANGAS CITY

Office of the Sangguniang Panlungsod

Tel. No. 722-0304

4

Continuation of Ordinance No. 22-17 S. 2022

**AN ORDINANCE CREATING A COMPREHENSIVE NUTRITION PROGRAM FOR UNDERNOURISHED CHILDREN IN PUBLIC DAY CARE, KINDERGARTEN AND ELEMENTARY SCHOOLS IN BATANGAS CITY AND APPROPRIATING FUNDS THEREFOR**

Batangas City shall also endeavor to mobilize community organizations to continue nutrition education outside of the school.

**SECTION 5. PRIORITIZATION IN THE PROGRAM IMPLEMENTATION.** - The CSWDO shall create a five-year plan to fully implement the Program. The said office shall prioritize the implementation of the Program in public day care or elementary schools that meet any of the following criteria:

- a) With the highest prevalence of undernutrition and nutrient-deficiency among children aged three (3) years up to grade six (6) level;
- b) With available facilities or capability to implement the Program; or
- c) Which prioritize such counterpart resources for its implementation.

**SECTION 6. CREATION OF A LOCAL INFORMATION SYSTEM.** - The Public Information Office, under the Batangas City Government, shall harmonize all existing local nutrition databases particularly from CSWDO, City Health Office and Department of Education Division of Batangas City, in order to identify individuals, groups, localities or barangays that have the highest magnitude of hunger and undernutrition. This system shall henceforth be utilized in monitoring the health and nutrition of all children in Batangas City, especially those covered by the Program.

**SECTION 7. PRIVATE SECTOR PARTICIPATION.** - The local agencies concerned shall encourage the participation of the private sector in the Program which shall include, among others, PTAs, private corporations, people and non-government organizations and such other groups or organizations, both foreign and local, that may want to be partners in whole or in part with the implementation of the Program.

**SECTION 8. MONITORING AND ANNUAL REPORT.** - The DepEd Division of Batangas City, CSWDO and CHO, in coordination with other stakeholders, shall regularly monitor, review and assess the impact and effectivity of the Program as well as ensure compliance with standards and guidelines of the Program for food safety, quality, accountability, community participation and the procurement and liquidation processes adopted. For this purpose, the said concerned local agencies shall prepare and submit an annual report on the status of the implementation of the Program to the Office of the City Mayor.

**SECTION 9. TAX EXEMPTION.** - Any donation or bequest made to the local government agencies concerned which were mentioned on Section 9 of this ordinance in behalf of the Program shall be exempt from the donor's tax: *Provided*, That donations in kind shall be approved by these local government agencies concerned and upon the recommendation of the National Nutrition Council, in the case of food products, and the DOH, in the case of vaccine and supplements, as the case may be, respectively.



Republic of the Philippines  
BATANGAS CITY

Office of the Sangguniang Panlungsod

Tel. No. 722-0304

5

Continuation of Ordinance No. 22-17 S. 2022

**AN ORDINANCE CREATING A COMPREHENSIVE NUTRITION PROGRAM FOR UNDERNOURISHED CHILDREN IN PUBLIC DAY CARE, KINDERGARTEN AND ELEMENTARY SCHOOLS IN BATANGAS CITY AND APPROPRIATING FUNDS THEREFOR**

**SECTION 10. APROPRIATION OF FUNDS.** - The amount necessary for the efficient and effective implementation of the Program may be appropriated in the Annual and Supplemental Budget of the City Government of Batangas City.

**SECTION 11. IMPLEMENTING RULES AND REGULATIONS.** - The City Mayor may promulgate rules and regulations necessary for the efficient and effective implementation of this Ordinance.

**SECTION 12. SEPARABILITY CLAUSE.** - If any provision or part hereof is held invalid or unconstitutional, the remainder of law or the provision not otherwise affected shall remain valid and subsisting.

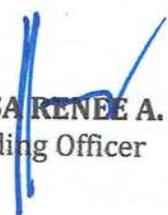
**SECTION 13. REPEALING CLAUSE.** - All laws, decrees, orders, rules and regulations or other issuances or parts inconsistent with the provision of this Ordinance are hereby repealed or modified accordingly.

**SECTION 14. EFFECTIVITY.** This Ordinance shall take effect after approval by the City Mayor and completion of publication in a newspaper of general circulation in the Cities and Province of Batangas.

**ENACTED** by the Sangguniang Panlungsod on this 4<sup>th</sup> day of October, 2022.

  
**ATTY. OLIVA D. TELEGATOS**  
Secretary

ATTESTED:

  
**ATTY. ALYSSA RENE E. CRUZ**  
Presiding Officer

APPROVED:

  
**BEVERLEY ROSE A. DIMACUHA**  
City Mayor

Date Approved: OCT 10 2022