



Republic of the Philippines
QUEZON CITY COUNCIL

Quezon City
21st City Council

PR21CC-640

34th Regular Session

RESOLUTION NO. SP- **8215**, S-2020

A RESOLUTION STRONGLY URGING THE DEPARTMENT OF EDUCATION (DEPED), COMMISSION ON HIGHER EDUCATION (CHED), TECHNICAL EDUCATION AND SKILLS DEVELOPMENT AUTHORITY (TESDA), THE SCHOOLS DIVISION OFFICE OF QUEZON CITY (SDO-QC), ALL PRIVATE AND PUBLIC SCHOOL OFFICIALS, QUEZON CITY GENDER AND DEVELOPMENT COUNCIL, LOCAL SCHOOL BOARD AND THE QUEZON CITY COUNCIL FOR THE PROTECTION OF CHILDREN (QCCPC) TO ENSURE THE IMMEDIATE ESTABLISHMENT OF THE COMMITTEE ON DECORUM AND INVESTIGATION (CODI) WHICH SHALL ADDRESS GENDER-BASED SEXUAL HARASSMENT AND ONLINE SEXUAL HARASSMENT PURSUANT TO REPUBLIC ACT NO. 11313, ENTITLED "AN ACT DEFINING GENDER-BASED SEXUAL HARASSMENT IN STREETS, PUBLIC SPACES, ONLINE, WORKPLACES, AND EDUCATIONAL OR TRAINING INSTITUTIONS, PROVIDING PROTECTIVE MEASURES AND PRESCRIBING PENALTIES THEREFOR", OTHERWISE KNOWN AS THE "SAFE SPACES ACT."

Introduced by Councilors LENA MARIE P. JUICO, FRANZ S. PUMAREN, IRENE R. BELMONTE, SHAIRA L. LIBAN and DOROTHY A. DELARMENTE, M.D.

Co-Introduced by Councilors Bernard R. Herrera, Nicole Ella V. Crisologo, Victor V. Ferrer, Jr., Winston "Winnie" T. Castelo, Atty. Bong Liban, Eden Delilah "Candy" A. Medina, Ramon P. Medalla, Mikey F. Belmonte, Estrella C. Valmocina, Kate Galang-Coseteng, Matias John T. Defensor, Wencerom Benedict C. Lagumbay, Jorge L. Banal, Sr., Peachy V. De Leon, Imee A. Rillo, Marra C. Suntay, Resty B. Malañgen, Ivy L. Lagman, Hero M. Bautista, Jose A. Visaya, Karl Castelo, Patrick Michael Vargas, Ram V. Medalla, Allan Butch T. Francisco, Marivic Co Pilar, Melencio "Bobby" T. Castelo, Jr., Rogelio "Roger" P. Juan, Diorella Maria G. Sotto-Antonio, Donato "Donny" C. Matias, Eric Z. Medina, Freddy S. Roxas and Noe Dela Fuente.

WHEREAS, On April 17, 2019, President Rodrigo R. Duterte signed Republic Act No. 11313, entitled "An Act Defining Gender-Based Sexual Harassment In Streets, Public Spaces, Online, Workplaces, and Educational or Training Institutions, Providing Protective Measures And Prescribing Penalties Therefor", otherwise known as the "Safe Spaces Act";

9

15

g

WHEREAS, Section 21, Article V of the Safe Spaces Act (R.A. No. 11313) states that;

“Section 21. Gender-Based Sexual Harassment in Educational and Training Institutions. - All schools, whether public or private, shall designate an officer-in-charge to receive complaints regarding violations of this Act, and shall ensure that the victims are provided with a gender-sensitive environment that is both respectful to the victims' needs and conducive to truth-telling.

Every school must adopt and publish grievance procedures to facilitate the filing of complaints by students and faculty members. Even if an individual does not want to file a complaint or does not request that the school take any action on behalf of a student or faculty member and school authorities have knowledge or reasonably know about a possible or impending act of gender-based sexual harassment or sexual violence, the school should promptly investigate to determine the veracity of such information or knowledge and the circumstances under which the act of gender-based sexual harassment or sexual violence were committed, and take appropriate steps to resolve the situation. If a school knows or reasonably should know about acts of gender-based sexual harassment or sexual violence being committed that creates a hostile environment, the school must take immediate action to eliminate the same acts, prevent their recurrence, and address their effects.

Once a perpetrator is found guilty, the educational institution may reserve the right to strip the diploma from the perpetrator or issue an expulsion order.

The Committee on Decorum and Investigation (CODI) of all educational institutions shall address gender-based sexual harassment and online sexual harassment in accordance with the rules and procedures contained in their CODI manual.”

WHEREAS, Section 22 of the Safe Spaces Act defined the Duties of the School Heads;

“Section 22. Duties of School Heads. - School heads shall have the following duties:

- (a) Disseminate or post a copy of this Act in a conspicuous place in the educational institution;*
- (b) Provide measures to prevent gender-based sexual harassment in educational institutions, like information campaigns;*
- (c) Create an independent internal mechanism or a CODI to investigate and address complaints of gender-based sexual harassment which shall:*

9

5

S

+

- (1) Adequately represent the school administration, the trainers, instructors, professors or coaches and students or trainees, students and parents, as the case may be;
 - (2) Designate a woman as its head and not less than half of its members should be women;
 - (3) Ensure equal representation of persons of diverse sexual orientation, identity and/or expression, in the CODI as far as practicable;
 - (4) Be composed of members who should be impartial and not connected or related to the alleged perpetrator;
 - (5) Investigate and decide on complaints within ten (10) days or less upon receipt thereof;
 - (6) Observe due process;
 - (7) Protect the complainant from retaliation; and
 - (8) Guarantee confidentiality to the greatest extent possible.
- (d) Provide and disseminate, in consultation with all persons in the educational institution, a code of conduct or school policy which shall:
- (1) Expressly reiterate the prohibition on gender-based sexual harassment;
 - (2) Prescribe the procedures of the internal mechanism created under this Act; and
 - (3) Set administrative penalties.”

WHEREAS, Quezon City, being one of the Most Gender Responsive City, could not turn a blind eye on the recent gender issues purportedly being committed by faculty members to its students and alumni;

WHEREAS, the Department of Education (DepEd), the Commission on Higher Education (CHED), and the Technical Education and Skills Development Authority (TESDA) should conduct regular spontaneous inspections to ensure compliance of school heads with their obligations under the Safe Spaces Act;

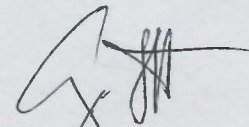
WHEREAS, the Quezon City Government should take the prime role of protecting its citizenry against gender-based violence.

NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF QUEZON CITY IN REGULAR SESSION ASSEMBLED, to urge, as it does hereby strongly urge, the Department of Education (DepEd), Commission on Higher Education (CHED), Technical Education and Skills Development Authority (TESDA), the Schools Division Office of Quezon City (SDO-QC), All Private and Public School Officials, Quezon City Gender and Development Council, Local School Board and the Quezon City Council for the Protection of Children (QCCPC) to ensure the immediate establishment of the Committee on Decorum and Investigation (CODI) which shall address Gender-Based Sexual Harassment and Online Sexual Harassment pursuant to Republic Act No. 11313, entitled "An Act Defining Gender-Based Sexual Harassment In Streets, Public Spaces, Online, Workplaces, And Educational Or Training Institutions, Providing Protective Measures And Prescribing Penalties Therefor", otherwise known as the "Safe Spaces Act."

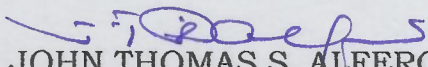
RESOLVED FURTHER, that the Quezon City Gender and Development Council shall take the prime role of ensuring the immediate establishment of the CODI and monitor the developments on the said issue.

ADOPTED: June 29, 2020.



GIAN G. SOTTO
City Vice Mayor
Presiding Officer

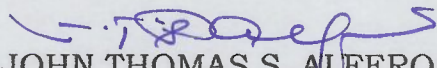
ATTESTED:



Atty. JOHN THOMAS S. ALFEROS III
City Government Dept. Head III

CERTIFICATION

This is to certify that this Resolution was APPROVED by the City Council on Second Reading on June 29, 2020 under Suspended Rules and was CONFIRMED on the same date.



Atty. JOHN THOMAS S. ALFEROS III
City Government Dept. Head III

9

