



Republic of the Philippines
DEPARTMENT OF THE INTERIOR AND LOCAL GOVERNMENT
 DILG-NAPOLCOM Center, EDSA corner Quezon Avenue, West Triangle, Quezon City
<http://www.dilg.gov.ph>



April 3, 2017

MEMORANDUM CIRCULAR
NO. 2017-58

TO : ALL PROVINCIAL GOVERNORS, CITY/MUNICIPAL MAYORS, PUNONG BARANGAYS, LOCAL SANGGUNIANG MEMBERS, DILG REGIONAL DIRECTORS, ARMED AND DANGEROUS GROUPS REGIONAL SECRETARY AND OTHERS CONCERNED

SUBJECT : DDB BOARD REGULATION NO. 3 SERIES OF 2017 re: STRENGTHENING THE IMPLEMENTATION OF BARANGAY DRUG CLEARING PROGRAM

In order to provide a more effective and efficient measures towards preventing and eradicating illegal drugs abuse, DDB Regulations No.3 series of 2017, among others, provides for operational guidelines in the conduct of the drug clearing operations at the barangay level; set parameters for declaring "drug cleared" barangays and status of drug-affected barangays; and establishment of Oversight Committees.

In addition, the existing roles and responsibilities of the BADAC and its Committees created under DILG MC 2015-63 re: Revitalization of the Barangay Drug Abuse Council and their Roles in Drug Clearing Operations are strengthened by the said Regulation.

In view of the foregoing, all PNP and DILG Regional Directors and Field Officers are hereby directed to cause the widest dissemination of the enclosed DDB Regulation No. 3 series of 2017 and ensure compliance thereof.

For compliance of all concerned,

Ismael D. Sueno
ISMAEL D. SUENO
 Secretary



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Republic of the Philippines
Office of the President
DANGEROUS DRUGS BOARD

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BOARD REGULATION No. 3
Series of 2017

**SUBJECT: STRENGTHENING THE IMPLEMENTATION OF BARANGAY
DRUG CLEARING PROGRAM**

WHEREAS it is the policy of the State to safeguard the integrity of its territory and the well-being of its citizenry from the ill-effects of dangerous drugs;

WHEREAS it is the paramount concern of the government to maintain peace and order nationwide and to effectively curb the proliferation of dangerous drugs and other similar substances;

WHEREAS the government shall pursue intensified and unrelenting campaign against illegal drugs and shall endeavor to secure the assistance of the local government units in drug clearing operations;

WHEREAS the Dangerous Drugs Board (DDB) was created by virtue of Republic Act No. 9165, otherwise known as "The Comprehensive Dangerous Drugs Act of 2002," as the policy-making and strategy-formulating body in the planning and formulation of policies and programs on drug prevention and control;

WHEREAS the Philippine Drug Enforcement Agency (PDEA) was created pursuant to Republic Act No. 9165, for the efficient and effective law enforcement of all the provisions on any dangerous drugs and/or controlled precursors and essential chemicals and to initiate and undertake a national campaign for drug prevention and drug control programs, where it may enlist the assistance of any department, bureau, office, agency or instrumentality of the government in the anti-illegal drugs drive;

WHEREAS Chapter IV, Section 39, paragraph 20 of Republic Act No. 7160 or the Local Government Code of the Philippines mandates that barangays shall adopt measures towards the prevention and eradication of drug abuse;

WHEREAS Memorandum Circular No. 2015-063 of the Department of the Interior and Local Government calls for the revitalization of their respective Barangay Anti-Drug Abuse Councils and for the latter to formulate, plan, strategize, implement and evaluate programs and projects on drug prevention;

NOW, THEREFORE, be it RESOLVED, as it is hereby **RESOLVED**, to provide guidelines on the Implementation of Barangay Drug Clearing Program as hereby stated:

SECTION 1. Creation of Barangay Anti-Drug Abuse Council (BADAC) – All Barangays in every local government unit shall establish its Barangay Anti-Drug Abuse Council (BADAC) within its territorial jurisdiction which shall render assistance to the law enforcement agencies in the eradication and clearing operations of illegal drugs

SECTION 2. Composition of BADAC

Chairperson	: Punong Barangay
Vice- Chairperson	: Sangguniang Barangay Member/Kagawad (Chairman of Peace and Order)
Members	: Sangguniang Barangay Member/Kagawad (Chairman of Women and Family) SK Chairman Public School Principal or Representative Executive Officer/Chief Tanod Representative of Non-Government Organization (NGO)/Civic Society Representative of a Faith-Based Organization
Adviser	: City/Municipal Chief of Police or Representative

SECTION 3. Powers and Functions of BADAC:

1. Plan, strategize, implement and evaluate programs on drug abuse prevention in the barangay;
2. Organize the BADAC Auxiliary Team and orient them of their roles and functions in formulating a plan of action to address the drug problem;
3. Equip Barangay Tanods and BADAC Auxiliary Team on their roles and functions in the campaign against street level illegal drug trade thru seminars or trainings;
4. Coordinate and collaborate with other institutions implementing programs and projects on drug abuse prevention at the barangay level;
5. Conduct an Information Education Campaign on illegal drug demand reduction;
6. Conduct regular and consultative meetings at least once a month and call for special meetings with organizations in the barangay, such as the Parents Teachers Community Association (PTCA), Youth Groups, Boy and Girl Scouts, religious organizations, senior citizens, homeowner associations, neighborhood associations, puroks and Tricycle Operators and Drivers Association (TODA) and other organizations existing in the community to get their commitment to assist in curbing the drug menace in the community whenever necessary;
7. Strengthen the family in the barangay by promoting family affairs and conduct value formation on parental care and guidance in coordination with other people's organization and concerned agencies;
8. Determine and maintain a record of the names and other personal information of actual residents of the barangay, likewise, gather and update all drug related incidents and its effect on the peace and order situation in the barangay including listings of suspected drug user and pushers;
9. Identify drug affected house clusters, work places, streets, puroks and sitios where there are violations of RA 9165 and immediately report the same to PNP or PDEA;
10. Conduct an inventory of drug personalities who were identified to be involved in illegal drug activities and identify who were brought to both Facility and Community based Rehabilitation Centers;
11. Refer suspected drug users to the C/MADAC and other institutions for corresponding counselling or rehabilitation;
12. Refer drug users and dependents who voluntarily surrender to appropriate officer pursuant to DDB Board Regulation No. 4 Series of 2016;
13. Conduct periodic monitoring of those undertaking Community Based Drug Treatment and Rehabilitation through the conduct of random drug testing to patients who exhibit indication of using dangerous drugs;

14. Empower the community in reporting drug related cases through an Award/commendation system;
15. Extend assistance to law enforcement agencies during the conduct of anti-drug operations. The BADAC Chairman or any elected official present during the anti-drug operations should sign the inventory of seized drugs and paraphernalia as witness;
16. Create a favorable policy environment by enacting local ordinances and other legislative measures;
17. Set quarterly targets to reduce the level of drug affectation and ultimately achieved drug-cleared status and maintain the status of drug-cleared and unaffected barangays through the ADAC Plan of Action;
18. Submit a monthly report to the C/MADAC copy furnished DILG City/Municipal Field Office;
19. Monitor disposition and progress of drug-related cases filed;
20. Ensure the safety of the community and extend such other necessary assistance to the operating units during the conduct of anti-drug operations; and
21. Perform other related functions.

SECTION 4. BADAC Committees:

The BADAC shall have the following Committees:

A. Committee on Operations

- Chair - Sangguniang Barangay member/ "Kagawad"
(Chair of Peace and Order)
- Members - Executive Officer/ Chief Tanod
BADAC Auxiliary Team (ideally 25 members per 2,000
Barangay population)

B. Committee on Advocacy

- Chair - Sangguniang Barangay member/ "Kagawad"
(Chair of Women and Family)
- Members - SK Chair
- School Principal (Public) or Representative
- Representative of a Non-Government Organization
(NGO)/ Civic Society
- Representative of a Faith-Based Organization (i.e.
Ugnayan ng Barangay at mga Simbahan or UBAS)

SECTION 5. Organization of BADAC Auxiliary Team (BAT) - Each BADAC in all local government units shall create a BADAC Auxiliary Team (BAT) which shall be composed of twenty five (25) members in every two thousand (2,000) population of the barangay representing streets, purcks, subdivisions or sitios. All members of the BAT should be residents of the barangay with good repute for probity and integrity.

The following are the functions of BAT:

1. Identify and report to the BADAC, drug dependent cases and/or suspected pushers/illegal drug laboratories in his/her area.
2. Assist in the conduct of information campaign against illegal drugs and its negative consequences.
3. Help facilitate in the preparation and distribution of information materials in collaboration with the school, neighborhood association, etc.

4. Initiate the conduct of neighborhood activities to prevent drug addiction in his area of operation especially among children and youth.

The BADAC Auxiliary Team may elect their team coordinators, assistant coordinators and other officers to make the team more functional and effective. The Barangay Chairman shall report their expanded BADAC or BADAC Auxiliary Team and individual members to C/MADAC copy furnished DILG City/Municipal Field Office.

Section 6. Conduct of Barangay Drug-Clearing Operations – The clearing of drug-affected barangays shall be conducted in three (3) phases, namely: (a) Pre-Operation Phase; (b) Operation Phase; and (c) Post-Operation Phase.

A. Pre-Operation Phase – The activities to be undertaken under this stage shall commence with laying the groundwork and bases for effective and sustainable clearing operations against drug-affected barangays:

1. Activation of BADACs, BADAC Auxiliary Teams and SK in each barangay and definition and allocation of responsibilities for barangay drug-clearing activities. [OPR: CLGOO/MLGOO supported by Local PNP Unit];
2. Capability enhancement of all stakeholders in barangay clearing operations through the conduct of basic drug prevention and control seminars, giving emphasis to collection and analysis of drug-related information and prevention education. [OPR: Local PNP Unit supported by the Local Government Health Officer, Local Government Social Welfare Officer, DepEd Representative, CHED Representative, and SK Chairman];
3. Organization of house clusters with designated cluster leader in each barangay. The cluster leader shall directly report to the BADAC Chairman all essential facts of any illegal drug activities within his/her cluster, such as name(s) of pushers/users, marijuana cultivation activities, clandestine laboratory operations and other drug-related data. [OPR: Local PNP Unit supported by Local Government Social Welfare Officer, Local Government Health Officer and BADAC];
4. Submission by the BADAC Chairman of consolidated information report to CADAC/MADAC and Local police Unit Concerned for the formulation and validation of watchlist of drug personalities in every barangay. [OPR: BADAC Chairman supported by Local PNP Unit];
5. Determination of priority drug affected barangays, taking into consideration the number of drug users/pushers and the gravity of the drug problem in the area, for the conduct of anti-illegal drug operations and advocacy/preventive education seminar. [OPR: Local PNP Unit supported by the BADAC, Local Government Health Officer, Local Government Social Welfare Officer, DepEd Representative and SK Chairman];
6. Enactment of city or municipal ordinances creating Administrative Boards to hear and act on complaints regarding public nuisances pursuant to Section 52, Article VII of Republic Act 9165. [OPR: Local Sanggunian]; and
7. Establishment of Rehabilitation Referral Desk in every barangay to endorse drug dependents to the duly authorized representative of the Dangerous Drugs Board pursuant to Article VIII of RA 9165 and pertinent issuances of the Board. [OPR: Local Government Health Officer and Local

Government Social Welfare Officer in coordination with the Treatment and Rehabilitation Center (TRC) Administrator].

B. Operation Phase – The objective of the operation phase is the actual implementation of drug supply and demand reduction strategies in priority drug-affected barangays.

1. Arrest of identified drug users/pushers through "citizen's arrest" buy-bust operation, and service of Search Warrants and Warrants of Arrest. [OPR: PDEA supported by the AFP and Local PNP, Local Government Officials and City/Provincial/Municipal Prosecutors];
2. Administrative searches (regulatory inspections) of suspected drug dens, clandestine laboratories and chemical warehouses in coordination with City/Municipal regulatory offices. [OPR: PDEA, Local PNP Unit supported by the Local Government Health Officer, Local BFP Unit and other concerned local offices];
3. Filing of complaints for abatement of public nuisance with the City/Municipal Administrative Boards against places or premises used as sites of unlawful sale or delivery of dangerous drugs pursuant to Section 52, Article VII of RA 9165. [OPR: Local PNP Unit, Local Government Health Officer and Local BFP Unit supported by BADAC];
4. Conduct of advocacy and/or preventive education seminars, giving emphasis to the role of parents and children in the anti-drug campaign, ill-effects of drugs and consequences of drug abuse. This includes the conduct of lectures on the proper procedures on rehabilitation of drug dependents pursuant to RA 9165 and pertinent DDB Regulations counselling program for families with drug dependents to cope up with the trauma. [OPR: Local Government Social Welfare Officer, Local Government Health Officer, DepEd Representative, BADAC, and Local PNP Unit]; and
5. Processing of application for voluntary or compulsory rehabilitation pursuant to pertinent DDB Regulations. [OPR: Local Government Health Officer and Local Government Social Welfare Officer].

C. Post-Operation Phase – This phase aims to maintain the "DRUG CLEARED" status of the barangays after drug-clearing operations thru support activities to be funded from the general fund of the barangay

1. Implementation of sustainable support projects such as sports, religious and social activities in the barangay, implementation of sustainable livelihood projects as a reintegration program to former drug pushers and drug users, conduct counselling activities for the community and to the families of drug personalities and prepare the barangay for reintegration of drug personalities. [OPR: Barangay/SK Chairman supported by Church Group Representative, Local PNP Unit, Local Government Social Welfare Officer, Local Government Health Officer and Local Sanggunian]; and
2. Conduct of regular lectures, programs or fora on the ill-effects of drug abuse and the implementation of measures towards drug abuse prevention and eradication. [OPR: Local PNP Unit supported by Local Government Health Officer, Local Government Social Welfare Officer, DepED Representative, Barangay/SK Chairman and Local Sanggunian].

Section 7. Classification of Barangays – The following classification of barangays shall be observed in determining the priority areas for clearing operations:

- A. Drug Unaffected Barangay – has not ever been plagued or beset by any illegal drug activities
- B. Drug Affected Barangay – has reported presence of drug user, pusher, manufacturer, marijuana cultivator, or other drug personality, drug den, marijuana plantation, clandestine drug laboratory, and facilities related to production of illegal drugs:
 - 1. Seriously Affected - reported presence of any of the following: clandestine drug laboratory, warehouse marijuana plantation and drug den/tiangge, drug trafficking or smuggling activities, and drug personalities (i.e. users, pushers, financiers, protectors, cultivator, manufacturer and others);
 - 2. Moderately Affected - reported presence of drug pusher/s and/or user/s; and
 - 3. Slightly Affected - reported presence of drug user/s.
- C. Drug Cleared Barangay – classified as previously drug affected and subjected to drug clearing operation and declared free from any illegal drug activities pursuant to the parameters set forth by this regulation.

Section 8. Parameters for declaring "DRUG-CLEARED" Status of Drug-Affected Barangays.

- A. Non-availability of drug supply;
- B. Absence of drug transit/transshipment activity;
- C. Absence of clandestine drug laboratory;
- D. Absence of clandestine drug warehouse;
- E. Absence of clandestine chemical warehouse;
- F. Absence of marijuana cultivation site;
- G. Absence of drug den, dive or resort;
- H. Absence of drug pusher;
- I. Absence of drug user/dependent;
- J. Absence of protector/coddler and financier;
- K. Active involvement of barangay officials in anti-drug activities;
- L. Active involvement of SK to help maintain the drug-liberated status of the barangay;
- M. Existence of drug awareness, preventive education and information, and other related programs, and
- N. Existence of voluntary and compulsory drug treatment and rehabilitation processing desk.

Section 9. Establishment of Oversight Committee – An oversight committee must be established which shall be composed of the following:

- Chairperson: Regional Director, PDEA or Representative
- Vice-Chairperson: DILG Regional Director or Representative
- Members: PNF Representative;
DOH Representative; and
LGU Representative as appointed by the Local Chief Executive

Section 10. Duties and Functions of Oversight Committee:

1. The Oversight Committee shall be responsible in declaring a barangay as DRUG-FREE after satisfying all the parameters of drug-cleared barangay.
2. To ensure sustainability of the program and status of drug cleared or unaffected barangays, the Oversight Committee shall conduct regular monitoring of the anti-drug initiatives of all local government units.
3. The Oversight Committee shall likewise conduct quarterly validation on the status of all drug cleared barangays to ensure that the same is still drug free. However, in case, the Oversight Committee received reports of any drug related activities, an investigation thereof shall be immediately conducted on the matter.
4. During the conduct of validation visit, if the Oversight Committee observed/received report of the presence of drug personality in the barangay, the Committee shall direct the BADAC to conduct a house visit on the identified drug personality for consideration of his/her surrender and intervention. Should the subject chooses to surrender and undergo intervention, the same will be processed immediately through the BADAC. On the other hand, if the subject refuses to surrender and intentionally disregard the required intervention, the same shall be subjected to anti-drug operations. The BADAC shall submit report to City/Municipal Anti-Drug Abuse Council copy furnished DILG City/Municipal Field Office for monitoring purposes in support of the action taken on the matter.
5. The Oversight Committee is authorized to perform drug test on those drug personalities or surrenderers undergoing treatment, counseling, after-care, rehabilitation or drug demand reduction program undertaken by the local government units as part of its validation process.
6. The Oversight Committee is also authorized to revoke all drug-free certifications through official notice in case that a barangay fails to maintain all the requirements for a drug-free barangay.

Section 11. Certifying the "DRUG-CLEARED" Status of Drug-Affected Barangay – After conducting drug-clearing operations in affected barangays, the oversight committee, after the assessment and validation pertinent to the compliance with the aforecited parameters as enumerated in Section 8, shall issue a certification declaring "DRUG-CLEARED" status of the affected barangay. The certificate shall be attested by the Chairman, CADAC/MADAC, certified by the Chief of Police and validated by PDEA Regional Director. The Barangays which are declared drug-free or drug-cleared has the responsibility to maintain the said status.

In the event that there are new reports of any illegal drug activities, the status of the concerned cleared barangay shall not be automatically reverted to drug affected barangay. Upon validation of the Oversight Committee, the concerned barangay shall be given 30 days to take appropriate action pursuant to Section 10 (4). Failure of the BADAC to address the same shall be ground to declare the concerned barangay as "drug affected" and shall be subjected to barangay drug clearing operations under Section 8 (B). Further, non-compliance thereof shall be ground for possible administrative case pursuant to Section 60 of the Local Government Code and criminal case for violation of Section 32 of RA 9165.

Section 12. Responsibility of OPR and Support Unit/Agency – To ensure the realization of each phase of barangay drug-clearing operations, the OPR for each activity as specified under Section 6 (A), (B) and (C) of this Regulation shall initiate the

performance of assigned task(s) while the support units/agencies shall give the assistance and cooperation required.

Section 13. Fund Support of OPR and Support Unit/Agency – The Local Government Units are enjoined to appropriate funds for barangay drug-clearing operations pursuant to Section 51, Article VII of RA 9165 and other existing laws, rules and regulations. The Local PNP Unit, shall submit annual budget proposal for barangay drug-clearing operations to the Local Chief Executive(LCE) to form part of the executive budget of the LGUs for appropriation by the Local Sanggunian.

Section 14. General Supervision of Barangay Drug-Clearing Operations – For purposes of effective monitoring of the implementation of barangay drug-clearing operations, the Director General, PDEA shall be the Officer Primarily Responsible (OPR) for providing general supervision over the implementation of this regulation pursuant to Section 83 and 84, RA 9165 with the assistance of the DILG.

The DILG shall designate a secretariat that will collate reports and maintain periodic statistics on barangay drug-clearing operations for evaluation/analysis and continuing enhancement of processes and procedures.

Subject to Section 81 of the Local Government Code, all Sanguniang Panlalawigan/Panlungsod/Bayan members are enjoined to exercise their administrative disciplinary authority over concerned officials implicated in illegal activities.

Section 15. Sustainability of the Implementation of Barangay Drug Clearing Program – The DILG thru the Local Government Unit shall ensure the sustainability of the implementation of Barangay Drug Clearing Program.

Section 16. Reporting System – The concerned police unit in the City/Municipality shall submit monthly reports on barangay drug-clearing operations to the PNP chain of command. The Chief, PNP, shall submit a consolidated report to the PDEA and DDB, copy furnished SILG.

Section 17. Report on Compliance -- It shall be mandatory for all Barangays to submit within ten (10) days from its creation the names, addresses and other significant details of all the members of BADAC and its BADAC Auxiliary Team (BAT) to the City/Municipal Anti-Drug Abuse Council for monitoring purposes.

Further, it is likewise mandatory for the concerned OPRs to report for the progress and compliances in the implementation of barangay drug clearing operations pursuant to the provisions of this Regulation.

Section 18. Duties of Local Chief Executives – All City and Municipal Mayors shall ensure the organization of BADAC in all barangays within its territorial jurisdiction, allocation of substantial portion in the barangay budget and ensure compliance with the duties and responsibilities of the BADAC in the anti-drug campaign.

Section 19. Penalty for Non-Compliance – Failure of the concerned local officials to appropriate a substantial portion of their respective Annual Budgets to assist in or enhance the enforcement of RA 9165, as mandatorily required by Section 51 of RA 9165 in all budget preparations in addition to those already mandatorily required under Section 324 of the Local Government Code shall be a ground for disapproval of the Annual Budget on review and shall be a ground for possible filing of appropriate charges pursuant to Section 60 of the Local Government Code and Section 32 of RA 9165.

Further, failure of other government employees and officials to conform with the duties as mandated in this Regulation shall be a ground for the filing of appropriate charges in accordance with the existing laws, rules and regulations.


Furthermore, any local official engaged in the manufacture, sale, delivery, transportation and use of illegal drugs or who may have benefited therefrom shall be dealt with criminally and administratively pursuant to the provisions of RA 9165.

Section 20. Repealing and Amending Clause – DDB Regulation No.2, Series of 2007, DDB Regulation No. 2, Series of 2016 and other issuances or parts thereof inconsistent with the provisions of this regulation are hereby repealed or amended accordingly

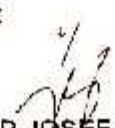
Section 21. Separability Clause – If any provision of this Regulation is declared invalid or unconstitutional, other provisions not affected thereby shall remain valid and subsisting.

Section 22. Effectivity – This Regulation shall take effect fifteen (15) days after its publication in two (2) newspapers of general circulation and after registration with the Office of National Administrative Register (ONAR), UP Law Center, Quezon City

APPROVED and ADOPTED, this 14th day of February, in the year of Our Lord, 2017 in Quezon City


Secretary BENJAMIN P. REYES
Chairman, Dangerous Drugs Board

Attested by:


Atty. PHILIP JOSEF T. VERA CRUZ
OIC-Secretary of the Board