



Republic of the Philippines
Supreme Court
Office of the Court Administrator
Manila

OCA CIRCULAR NO. 387-2023

TO : ALL JUDGES, CLERKS OF COURT, AND ACTING CLERKS OF COURT/ OFFICERS-IN-CHARGE AND COURT EMPLOYEES OF THE FIRST AND SECOND LEVEL TRIAL COURTS IN REGION 10

SUBJECT : AVAILABILITY OF MALAYBALAY CITY DISTRICT JAIL-REFORMATORY CENTER (*KANLUNGAN SA PIITAN*) TO ACCEPT PERSONS DEPRIVED OF LIBERTY FROM REGION 10, AND THE TRIAL COURT'S CORRESPONDING RESPONSIBILITY TO ISSUE A MITTIMUS OR COMMITMENT ORDER FOR TRANSFER

The Bureau of Jail Management and Penology, as approved by the Dangerous Drugs Board (DDB), operates *Kanlungan sa Piitan*, a jail-based drug reformation center for Persons Deprived of Liberty (PDLs).¹ Pursuant to this mandate, the Department of Interior and Local Government extended the jurisdictional scope of the Malaybalay City District Jail-Reformatory Center's *Kanlungan sa Piitan* to accept qualified PDLs coming from Region 10.

Accordingly, concerned trial court judges may issue, upon their sound discretion, the relevant *mittimus* or commitment order for the transfer of the qualified PDLs. In addition, all concerned court personnel are directed to apprise themselves of the necessary details concerning this matter, by reading the annexes attached herein.

For guidance and compliance.

07 December 2023

JENNY LIND R. ALDECOA-DELORINO
Deputy Court Administrator and Officer-in-Charge
Office of the Court Administrator
(Per Memorandum Order No. 145-2023 dated 1 December 2023)

¹ Dangerous Drugs Board Regulation No. 2, Series of 2022.



REPUBLIC OF THE PHILIPPINES
OFFICE OF THE PRESIDENT

DANGEROUS DRUGS BOARD

**BOARD REGULATION NO. 2
Series of 2022**

SUBJECT: AMENDING BOARD REGULATION NO. 8 SERIES OF 2021 ENTITLED "AUTHORIZING THE BUREAU OF JAIL MANAGEMENT AND PENOLOGY TO OPERATE JAIL-BASED DRUG REFORMATION CENTERS"

WHEREAS, the Board, on November 8, 2021, approved and adopted Regulation No. 8 series of 2021 authorizing the Bureau of Jail Management and Penology (BJMP) to operate jail-based drug reformation centers for Persons Deprived of Liberty (PDL);

WHEREAS, there is a need to amend the said Regulation with the end of attaining clear and efficient implementation thereof after considering the concerns brought to the Board by those currently involved in the reformation or rehabilitation of PDL;

WHEREAS, it is imperative to initiate and pioneer jail-based reformation and eventually rehabilitation for adult offenders due to the concern for the PDL's protection and the safety and security of the personnel involved therein.

NOW, THEREFORE, be it **RESOLVED**, as it is hereby **RESOLVED** to amend Regulation No. 8 series of 2021 to read as follows:

Section 1. Title. – The title is hereby amended to read "AUTHORIZING THE BUREAU OF JAIL MANAGEMENT AND PENOLOGY TO OPERATE JAIL-BASED DRUG REFORMATION PROGRAM".

Section 2. General Provisions and Procedures. – The BJMP may operate jail-based reformation program called "Kanlungan sa Piitan" within the confines of its jail facilities.

Section 3. Coverage. – This Regulation covers PDLs ordered by the courts to undergo six (6) months of rehabilitation as a penalty for the first offense in Section 15 of Article II of Republic Act No. 9165 and/or those who availed of plea-bargaining covered by A.M. No. 18-03-16-SC issued by the Supreme Court on August 10, 2018:

Provided, however, that the concerned PDL have been subjected to drug dependency examination (DDE) by a Department of Health (DOH) accredited physician as a requirement of the court, wherein he/she is found to be a non-user or must have been declared to have "MILD" dependence;

Provided further that the PDL has no other pending criminal cases or other unserved penalties;

Section 4. Staffing. - The BJMP shall provide the staff of the designated reformation program with due regard to appropriate educational background in addition to compliance with its established deployment standards.

Section 5. Training of Staff. - To ensure effectiveness and efficiency of services, the Program Head and other BJMP personnel who will be assigned in the

operation of the reformation program must have undergone training conducted by and in collaboration with DOH OPD Accredited Facility as well as DOH Accredited Health Providers and other concerned government agencies or non-government organizations, as well as international entities involved in the reformation of persons who use drugs with criminal justice involvement.

Section 6. Interventions. - Considering that the establishment and operation of jail-based reformation are still at its inception and its target clientele are persons who use drugs with criminal justice involvement, the BJMP may pilot test the “Kanlungan sa Piitan” and other reformation models, whenever applicable in the development and implementation of its intervention programs.

Section 7. Certificate of Completion. – The designated Program Heads of BJMP reformation facilities shall be responsible for issuing the required certificate of completion for PDLs who availed of and completed the Program in compliance with the order of the court for service of penalties and for other legal purposes.

Section 8. Referral. – In areas where there are no BJMP designated reformation programs, PDLs required to undergo six (6) months rehabilitation as a penalty shall be referred to community-based drug rehabilitation programs for those with “MILD” dependency while those with “MODERATE” or “SEVERE” dependency shall be referred to Facility-Based Out-patient DOH-accredited rehabilitation practitioners and service providers or Residential In-patient DOH-accredited rehabilitation center, respectively in accordance with Board Regulation No. 7 series of 2019.

Section 9. If any section of this Regulation is declared invalid or unconstitutional, the other provisions not affected shall remain in full force and effect.

Section 10. All regulations and other issuances inconsistent herewith are hereby superseded, amended, or modified accordingly.

Section 11. This Regulation shall take effect fifteen (15) days after its publication in two (2) newspapers of general circulation and after its registration with the Office of the National Administrative Register (ONAR), U.P. Law Center, Quezon City.

APPROVED and ADOPTED, this 22nd day of June 2022 in Quezon City.


Secretary CATALINO S. CUY, CEO VI
Chairman

Attested by:


Undersecretary EARL R. SAAVEDRA, CESO I
Board Secretary / Executive Director V



Annex "B"

Republic of the Philippines
DEPARTMENT OF THE INTERIOR AND LOCAL GOVERNMENT
DILG-NAPOLCOM Center, EDSA cor. Quezon Avenue, West Triangle, Quezon City
www.dilg.gov.ph

MEMORANDUM

TO : ALLAN S IRAL, CESE
Jail Director
Chief, BJMP

SUBJECT : CREATION OF MALAYBALAY CITY JAIL - REFORMATORY
CENTER IN BJMPRO-X

DATE : JUN 15 2022

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Pursuant to the oversight function of the Department of the Interior and Local Government (DILG) over the Bureau of Jail Management and Penology (BJMP), your request for the issuance of an Order officially creating the Malaybalay City Jail-Reformatory is hereby APPROVED. The said drug reformatory center shall cater to persons deprived of liberty (PDL) ordered by the courts to undergo six (6) months of drug rehabilitation as a penalty under Section 15, Article II of R.A. No. 9165 and under the plea-bargaining framework in drug cases (A.M. No. 18-03-16-SC) from BJMP jails within the province of Bukidnon.

For information and guidance.

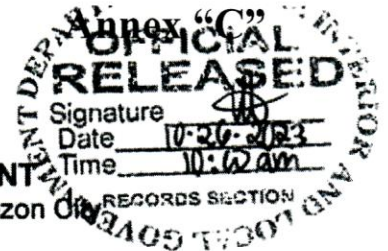

EDUARDO M. AÑO
Secretary

OSEC.EMA/OAS/SPSS/ictm





Republic of the Philippines
DEPARTMENT OF THE INTERIOR AND LOCAL GOVERNMENT
 DILG-NAPOLCOM Center, EDSA cor. Quezon Avenue, West Triangle, Quezon City
www.dilg.gov.ph




DEPARTMENT ORDER
 No. 2023-1206

SUBJECT : RENAMING AND EXPANDING THE JURISDICTIONAL SCOPE OF MALAYBALAY CITY DISTRICT JAIL-REFORMATORY CENTER (KANLUNGAN SA PIITAN)

DATE : OCT 26 2023

Pursuant to the oversight function of the Department of the Interior and Local Government (DILG) over the Bureau of Jail Management and Penology (BJMP), the request for the issuance of an order officially renaming the Malaybalay City Jail-Reformatory Center to Malaybalay City District Jail-Reformatory Center (Kanlungan sa Piitan) and expansion of the jurisdictional scope of the said facility is hereby APPROVED. The drug reformatory center shall cater to persons deprived of liberty (PDL) ordered by the courts to undergo six (6) months of drug rehabilitation as a penalty under Section 15, Article II of R.A. No. 9165 and under the plea-bargaining framework in drug cases (A.M. No. 18-03-16-SC) from BJMP facilities across Region 10. Furthermore, all jail wardens shall coordinate with courts to secure first a mittimus/commitment order for the transfer of PDL.

For information and guidance.


ATTY. BENJAMIN C. ABALOS, JR.
 Secretary

