

AN ORDINANCE PRESCRIBING PROCEDURES IN THE ISSUANCE OF CERTIFICATE OF LIVE BIRTH BY MATERNITY HOSPITALS, LYING-IN CLINICS AND REGISTERED MIDWIVES IN THE CITY OF MANILA TO AVOID, AS MUCH AS POSSIBLE, ANY DISCREPANCY OR ERROR IN THE ENTRIES OR INFORMATION WHEN AN AUTHENTICATED COPY IS APPLIED FOR WITH THE CITY CIVIL REGISTRY OFFICE (CCRO) OR NATIONAL STATISTICS OFFICE (NSO).

Be it ordained by the City Council of Manila, *THAT*:

SECTION 1. Declaration of Policy. - It is hereby declared the policy of the City of Manila to provide efficient, systematic and expeditious procedures in the issuance of Certificates of Live Birth by maternity hospitals, lying-in clinics and registered midwives in the City of Manila.

SEC. 2. Statement of Purpose. - It is the purpose of this Ordinance to:

- a) Avoid discrepancies in the entries in the Certificate of Live Birth issued by the City Civil Registry Office (CCRO) or National Statistics Office (NSO);
- b) Prevent problems and costs of litigation in correcting such discrepancies; and,
- c) Easily correct the entries in the Certificate of Live Birth before the same is formally submitted to the CCRO and NSO.

SEC. 3. Definition of Terms. -

- a) **City Civil Registry Office** - refers to the office in the City government that is mandated to perform civil registration functions.
- b) **National Statistics Office** - refers to the national government agency mandated to carry out and administer the provisions of law on civil registration.
- c) **Entry** - refers to any facts or information relative to the birth of a child which is written in the Certificate of Live Birth such as name, parents' name, address, sex, date of birth, place of birth, etc.
- d) **Medical Entity** - refers to any government or non-government institution that provides care for women during pregnancy and childbirth as well as for newborn infants, and including but not limited to, a maternity hospital, lying-in clinic or registered midwife.
- e) **Temporary Certificate of Live Birth** - For purposes of this Ordinance, the Temporary Certificate of Live Birth or TCLB, for brevity, is a temporary document issued to the parent or guardian of a newborn child by a medical entity that assists in live birth in the City of Manila.

This TCLB shall contain all the entries surrounding the live birth of a child, written IN PRINT, duly signed by the Attending Physician or Registered Midwife, stating the full name, address and telephone number of the medical entity concerned, and duly acknowledged by the parent or guardian of the newborn child as to the correctness of the entries stated therein.

SEC. 4. Procedures. -

- a) Every medical entity in the City of Manila is mandated to issue a TCLB, with questions and information exactly the same as found in a Certificate of Live Birth being submitted to the CCRO and NSO. The heading shall be indicated at the uppermost portion of said document.
- b) Within three (3) days after the live birth of the child or before the discharge of the mother and child from the medical entity, said entity concerned shall prepare a TCLB in two (2) copies containing the entries or data surrounding the birth of the child as gathered by said medical entity that performed the live birth.
- c) The parent or guardian of the child upon receipt of the TCLB, shall read/check every information or data therein, and thereafter shall write and sign on the appropriate space provided in the TCLB, either Certified Correct, if no correction, or Okay as Corrected, if there is any.
- d) If Certified Correct, the medical entity concerned shall automatically issue to the parent or guardian a copy of the TCLB duly signed by the Attending Physician. If Okay as Corrected, the medical entity concerned shall immediately make the correction and thereafter, issue to the parent or guardian a copy of the corrected TCLB duly signed by the attending physician.
- e) The copy of the TCLB retained by the medical entity concerned shall be attached and form an integral part of the Certificate of Live Birth submitted to the CCRO and the NSO.
- f) The TCLB issued to the parent or guardian could be used for any legal purpose by the parent or guardian before an authenticated copy would be available from the CCRO and NSO.
- g) The TCLB attached to the Certificate of Live Birth submitted to the City Civil Registry Office shall be the basis or reference of any correction or discrepancy found in the future when an authenticated copy is applied for.

SEC. 5. Uniform Form for Formal Copy of the TCLB. - The City Civil Registry Office of Manila shall prescribe a uniform form for formal copy of a TCLB for the mandatory use and issuance of every medical entity in the City of Manila for every live birth it assists.

SEC. 6. Penalty Clause. - Any owner of maternity hospitals, lying-in clinics, or any medical entity or registered midwife in the City of Manila who fails or refuses to issue TCLB shall, upon conviction, be penalized by a fine of Five Thousand Pesos (P5,000.00) or imprisonment of one (1) month or both such fine and imprisonment at the discretion of the court: **PROVIDED, that** if the offender is a corporation, association, firm, company or partnership, its manager, president or chairman of the board of directors or managing partner shall suffer the penalties provided for herein as the case may be.

SEC. 7. Rectification of Errors. - If in the future, when an authenticated copy of the Certificate of Live Birth is applied for with the CCRO or NSO and still there is an error or errors found therein, the basis of amendment or correction shall be the TCLB issued by the medical entity concerned: **PROVIDED FURTHER**, that if the fault is with the medical entity, the City Civil Registry Office in coordination with the medical entity concerned shall make the necessary amendment/correction at no expense on the part of the parent/applicant: **PROVIDED FURTHERMORE**, that if the fault is with the parent or guardian, any expense to be incurred in effecting the necessary amendment/correction on the Certificate of Live Birth shall be shouldered by said parent or guardian: **PROVIDED FINALLY**, that any expense to be incurred in effecting the necessary amendment or correction in the Certificate of Live Birth shall be borne by the medical entity.

SEC. 8. REPEALING CLAUSE. - All other regulations, ordinances and rules inconsistent therewith are hereby repealed or modified accordingly.

SEC. 9. Effectivity Clause. - This Ordinance shall take effect upon its approval.

Enacted by the City Council of Manila at its regular session held today, May 27, 2008.

Approved by His Honor, the Mayor, on

APPROVED:
I hereby VETO this measure for being **ULTRA VIRES**
as it violates R.A. 3753, Art. 412 of the
Civil Code and R.A. 9048

~~ALBERTO S. LIM~~
Mayor

City of Manila

FRANCISCO "Isko Moreno" DOMAGOSA
Vice-Mayor and Presiding Officer.
City Council, Manila

ATTESTED:

RAFAELITO M. GARAYBLAS
Secretary to the Mayor

LUCH R. GEMITS, JR.
Secretary to the City Council

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