



Republic of the Philippines
CITY COUNCIL
City of Manila

REGULAR SESSION NO. 6

11TH CITY COUNCIL

Begun and held in the City Council on Monday,
the first day of July, Two Thousand Nineteen

ORDINANCE NO. 8565

AN ORDINANCE PROVIDING FIVE HUNDRED PESOS (PHP. 500.00) MONTHLY MONETARY ALLOWANCE TO ALL BONA FIDE SENIOR CITIZENS, DIFFERENTLY ABLED OR PERSONS WITH DISABILITY AND SOLO PARENT RESIDENTS OF THE CITY OF MANILA, AS PART OF THE SOCIAL AMELIORATION PROGRAM OF THE CITY, APPROPRIATING FUNDS THEREFOR AND FOR OTHER PURPOSES

PRINCIPAL AUTHORS: **HON. JOEL R. CHUA**, Majority Floor Leader, HON. JOEL T. VILLANUEVA, HON. IRMA C. ALFONSO-JUSON, HON. ERICK IAN O. NIEVA, HON. NUMERO G. LIM, HON. MOISES T. LIM, HON. MACARIO M. LACSON, HON. DARWIN B. SIA, HON. EDWARD M. TAN, HON. ROMA PAULA S. ROBLES-DALUZ, HON. MA. THERESA F. BUENAVENTURA-QUIMPO, HON. TERRENCE F. ALIBARBAR, HON. PAMELA "FA" G. FUGOSO-PASCUAL, HON. ERNESTO C. ISIP, JR., HON. JOHANNA MAUREEN C. NIETO-RODRIGUEZ, HON. MANUEL M. ZARCAL, HON. LOUISITO N. CHUA, HON. WARDEE P. QUINTOS XIV, HON. SCIENCE A. REYES, HON. JOEY S. HIZON III, HON. PRISCILLA MARIE T. ABANTE-BARQUIA, HON. SALVADOR PHILIP H. LACUNA, HON. JOEL M. PAR, HON. LEILANI MARIE H. LACUNA, HON. LARIS T. BORROMEO, Hon. Ernesto G. Dionisio, Hon. Jesus M. Fajardo, Hon. Peter M. Ong, Hon. Krystle Marie C. Bacani, Hon. Don Juan "DJ" Bagatsing, Hon. Ricardo "Boy" A. Isip, Jr., Hon. Charry R. Ortega, Hon. Raymundo R. Yupangco, Hon. Carlos C. Castañeda, Hon. Christian Paul L. Uy, Hon. Luciano M. Veloso, Hon. Daniel Dave A. Tan and **HON. MARIA SHEILAH "Honey" LACUNA-PANGAN, MD, FPDS, Vice-Mayor and Presiding Officer**

PREAMBLE

WHEREAS, no less than the paramount law of the land, the 1987 Constitution under Article XIII, Section 11 thereof, specifically provides that the state shall adopt an integrated and comprehensive approach to health development which shall endeavor to make essential goods, health and other social services available to all the people at affordable cost and prioritizing the elderly, disabled, women and children;

WHEREAS, the aforesaid provision of the Constitution treats the elderly and disabled as similarly situated in terms of being afforded essential goods, health and other social services in accordance with their needs;

WHEREAS, similar to elderly citizens, it is the valued policy of the State to protect the disabled by rehabilitating them so they can be productive citizens upon their integration to the mainstream society;

WHEREAS, the rights of senior citizens and disabled persons should be recognized and must be the primordial concern of the City Government;

WHEREAS, there is an imperative need to provide the senior citizens and disabled persons with a comprehensive health care and financial assistance to foster their capacity to attain a more meaningful and productive lifestyle;

WHEREAS, in Section 458 (a) of Republic Act No. 7160, otherwise known as the Local Government Code of 1991, the Sangguniang Panlungsod is empowered to approve legislation that shall provide for the care of its inhabitants particularly the elderly and the disabled;

WHEREAS, the same Code empowers the City Government to adopt measures that will ensure the protection of the health, social and moral welfare of its inhabitants especially the needy ones: NOW, THEREFORE,

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

SECTION 1. TITLE. – This Ordinance shall be known as “**AN ORDINANCE PROVIDING FIVE HUNDRED PESOS (PHP. 500.00) MONTHLY MONETARY ALLOWANCE TO ALL BONA FIDE SENIOR CITIZENS, DIFFERENTLY ABLED OR PERSONS WITH DISABILITY AND SOLO PARENT RESIDENTS OF THE CITY OF MANILA, AS PART OF THE SOCIAL AMELIORATION PROGRAM OF THE CITY, APPROPRIATING FUNDS THEREFOR AND FOR OTHER PURPOSES**”.

SEC. 2. DEFINITION OF TERMS. – As used in this Ordinance, the following words, terms and phrases shall be defined as follows:

- 1.) **Senior Citizens or Elderly** – Refers to any resident of the City of Manila who are at least sixty (60) years of age;
- 2.) **Differently Abled Person** – Proposed as a substitute for “disabled” or “handicapped” and it emphasizes the fact that many people with disabilities are quite capable of accomplishing or performing a particular task and function only in a different manner or taking more time and effort than people without the disability in question;

- 3.) **Persons With Disability (PWD)** – Are those suffering from restriction or different abilities as a result of an impairment, to perform an activity in the manner or within the range considered normal for human being as determined by the Manila Social Welfare and Development Office (MSWDO);
- 4.) **Solo Parent** – According to Section 3 (a) of R.A. 8972, a “solo parent” is a person who has been left with the child’s responsibility or care under any of the following categories:
- i) A woman who gives birth as a result of rape, and other crimes against chastity even without a final conviction of the offender, provided that mother keeps and raises the child;
 - ii) Parent left solo or alone with the responsibility of parenthood due to the following circumstances:
 - a) Due to death of spouse;
 - b) Spouse is detained or is serving sentence for a criminal conviction for at least one (1) year;
 - c) Physical and/or mental incapacity of spouse as certified by a public medical practitioner;
 - d) Legal separation or de facto separation from spouse for at least one (1) year, as long as he/she is entrusted with the custody of the children; and
 - e) Declaration of nullity or annulment of marriage as decreed by a court or by a church as long as he/she is entrusted with the custody of the children.
 - iii) Unmarried mother/father who has preferred to keep and rear her/his child/children instead of having others care for them or give them up to a welfare institution;
 - iv) Any other person who solely provides parental care and support to a child or children; and
 - v) Any family member who assumes the responsibility as head of the family as a result of the death, abandonment, disappearance or prolonged absence of the parents or solo parent.
- 5.) **CSWDO** – Refers to the City Social Welfare and Development Office and headed by the City Social Welfare Officer.

SEC. 3. BENEFICIARIES OF THIS ORDINANCE. — The following persons are entitled to receive the allowance covered by this Ordinance, to wit:

- a. Senior Citizens;
- b. Persons With Disability; and
- c. Solo Parents.

PROVIDED, However, that in case the beneficiary falls on two (2) or more of the above-mentioned classification of beneficiaries, he/she can only avail of one (1) allowance covered by Section 4 hereof from the City Government of Manila.

SEC. 4. MONTHLY ALLOWANCE. — The Five Hundred Pesos (PhP. 500.00) monthly allowance shall be given to the beneficiaries as defined by Section 3 hereof, provided that the requirements under Section 5 of this Ordinance shall be complied with.

SEC 5. REQUIREMENTS FOR THE AVAILMENT OF THE BENEFITS. –

for Senior Citizens:

- a. must be at least, 60 years of age;
- b. must be a bona fide resident and registered voter of the City of Manila; and
- c. must be included in the master list of the Office of the Senior Citizens Affairs of the City of Manila.

for Persons with Disability and Solo Parent:

- a. must be a bona fide resident and registered voter of the City of Manila; and
- b. must be included in the master list of the Manila Department of Social Welfare Office.

SEC. 6. NON-DISCLOSURE CLAUSE. PENALTY. – In case of death of the beneficiaries covered by this Ordinance, the nearest of kin should immediately report to the Office of the Senior Citizens Affairs the death of the beneficiary and surrender immediately the corresponding Automated Teller Machine (ATM) card to the Office of the Senior Citizens Affairs (OSCA) for Senior Citizen beneficiaries, and to the Manila Social Welfare and Development Office (MSWDO) for Persons With Disabilities and Solo Parent Beneficiaries. Failure to comply with this provision shall cause the filing of the appropriate charges to the relative concerned.

SEC. 7. APPROPRIATION. – The City Government shall appropriate funds therefor which shall be used for the above purposes mandated by this Ordinance in the City's Annual Budget and in every succeeding budget year thereafter.

SEC. 8. SEPARABILITY CLAUSE. - If any provision of this Ordinance or the application of such provision to other persons or circumstances is declared invalid, the provisions thereof not affected thereby shall remain in full force and effect.


SEC. 9. REPEALING CLAUSE. - All ordinances, resolutions, executive orders, rules and regulations, and other issuances or parts thereof found to be inconsistent with the provisions of this Ordinance are hereby repealed, modified or amended accordingly.

SEC. 10. EFFECTIVITY CLAUSE. - This Ordinance shall take effect upon its approval and after publication in a newspaper of general circulation. The Office of the Senior Citizens Affairs (OSCA) and the Manila Social Welfare and Development Office (MSWDO) are hereby directed to immediately draft the Implementing Guidelines/Rules and Regulations upon the approval of this Ordinance, *PROVIDED*, that the failure of the concerned agencies to promulgate the said Guidelines/Rules and Regulations shall not prevent the implementation of this Ordinance upon its effectivity.


This Ordinance was finally enacted by the City Council of Manila on July 22, 2019.



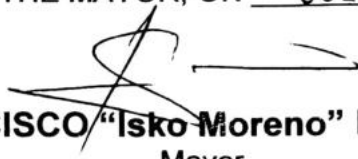
PRESIDED BY:


MARIA SHEILAH "Honey" LACUNA-PANGAN, MD, FPDS
Vice-Mayor and Presiding Officer
City Council, Manila


ATTESTED:


LUCH R. GEMPIS, JR.
City Government Department Head III
(Secretary to the City Council)

APPROVED BY HIS HONOR, THE MAYOR, ON JUL 25 2019.


FRANCISCO "Isko Moreno" DOMAGOSA
Mayor
City of Manila

ATTESTED:


BERNARDITO C. ANG
City Government Department Head III
(Secretary to the Mayor)

RNF: jhb/acl/md/kjm/jmt/eee