



Republic of the Philippines
QUEZON CITY COUNCIL
Quezon City
20th City Council

PO20CC-363

80th Regular Session

ORDINANCE NO. SP- 2804 , S-2018

AN ORDINANCE MANDATING ALL ESTABLISHMENTS LOCATED WITHIN THE TERRITORIAL JURISDICTION OF QUEZON CITY TO PROVIDE COURTESY SEATS TO PERSONS WITH DISABILITY, PREGNANT WOMEN AND SENIOR CITIZENS AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF.

Introduced by Councilors DONATO C. MATIAS and FRANZ S. PUMAREN.

Co-Introduced by Councilors Elizabeth A. Delormente, Victor V. Ferrer, Jr., Oliviere T. Belmonte, Alexis R. Herrera, Voltaire Godofredo L. Liban III, Ramon P. Medalla, Ranzlfo Z. Ludovica, Estrella C. Vaimocina, Roderick M. Pautate, Allan Benedict S. Reyes, Gian Carlo G. Sotto, Kate Abiguel G. Coseteng, Eufemio C. Lagumbay, Marvin C. Rillo, Raquel S. Malañgen, Irene R. Belmonte, Ivy Xenia L. Lagman, Marra C. Suntay, Hero Clarence M. Bautista, Jose A. Visaya, Karl Edgar C. Castelo, Julianne Alyson Rae V. Medalla, Godofredo T. Liban II, Allan Butch T. Francisco, Marivic Co-Pilar, Melencio "Bobby" T. Castelo, Jr., Rogelio "Roger" P. Juan, Diorella Maria G. Sotto, Eric Z. Medina, Alfredo S. Roxas and Noe Lorenzo B. Deia Fuente III.

WHEREAS, Section 16 of Republic Act No. 7160, otherwise known as the Local Government Code of 1991, empowers the local government units to enact and implement measures for the general well-being of their inhabitants;

WHEREAS, Section 11, Article XIII of the 1987 Constitution empowers the State to give priority for the needs of the underprivileged sick, elderly, disabled, women and children;

WHEREAS, under Section 1(b)(1) of Republic Act No. 10070 amending Republic Act No. 7277, otherwise known as the "Magna Carta for Disabled Persons", the LGUs are mandated to organize a Persons with Disability Affairs Office (PDAO) which shall formulate and implement policies, plans and programs for the promotion of the welfare of PWDs in coordination with concerned national and local government agencies;

WHEREAS, although there are already national laws and ordinances establishing special lanes and other privileges for PWDs, pregnant women and Senior Citizens, there is still a need to extend additional reasonable accommodation in all private and public establishments in keeping with their needs and concerns;

WHEREAS, this Ordinance seeks to mandate the designation of courtesy seats for the PWDs, pregnant women and senior citizens in all private and public establishments located within the territorial jurisdiction of Quezon City to give them better access, safety and comfort.

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF QUEZON CITY IN REGULAR SESSION ASSEMBLED:

SECTION 1. TITLE – This Ordinance shall be known as the “Courtesy Seats for PWDs, Pregnant Women and Senior Citizens Ordinance of Quezon City”.

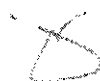
SECTION 2. COVERAGE – All private and public establishments located within the territorial jurisdiction of Quezon City shall be covered by this Ordinance.

SECTION 3. DECLARATION OF POLICY – This Ordinance is consistent with the provision of the Constitution to empower the State to give priority for the needs of the underprivileged sick, elderly, disabled, women and children.

In connection with this policy and pursuant to the Local Government Code of 1991, the City Council enacts this Ordinance to recognize the need to provide courtesy seats for PWDs, pregnant women and Senior Citizens in all private and public establishments located within the territorial jurisdiction of Quezon City, to afford reasonable accommodation to the above-mentioned persons who undoubtedly deserve special treatment, compassion and courtesy due to their condition.

SECTION 4. DEFINITION OF TERMS –

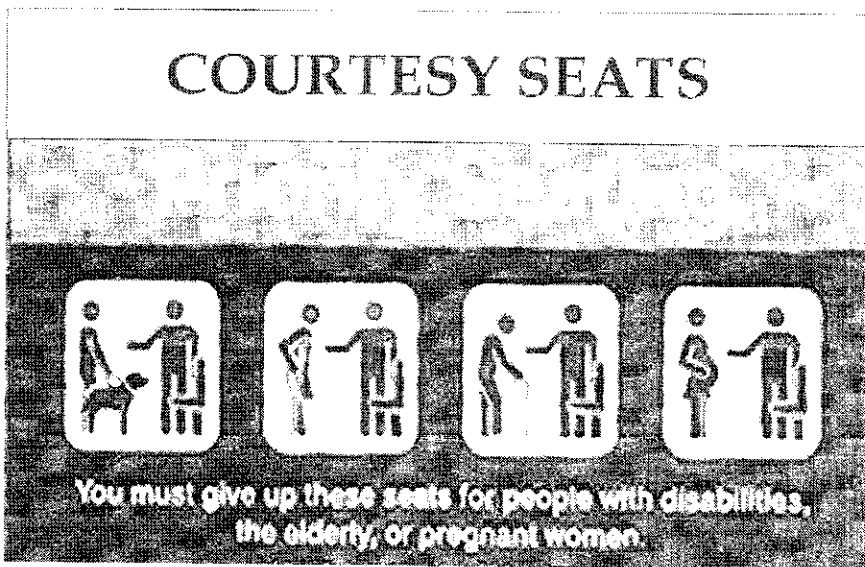
- a. Courtesy Seat Signage – is a sign which indicate that certain seats are priority seats for Persons with Disability, Pregnant Women and Senior Citizens and that others should make such seats available.



- b. *Person with Disabilities (PWDs)* – shall refer to those suffering from restriction of different abilities, as a result of a mental, physical or sensory impairment, to perform an activity in the manner or within the range considered normal for human being.
- c. *Pregnant Women* – shall refer to women who are expecting to deliver a child or children;
- d. *Senior Citizens* – shall refer to any resident citizen of the Philippines who are sixty years (60) old and above.

SECTION 5. MANDATORY REQUIREMENT – All establishments within the coverage of this Ordinance are hereby directed to designate “Courtesy Seats” for PWDs, pregnant women and senior citizens.

SECTION 6. COURTESY SEAT SIGNAGE – All establishments covered by this Ordinance must post a courtesy seat signage similar to the following:



SECTION 7. DESIGNATION OF COURTESY SEATS – Courtesy seating is intended to provide additional seating purposely for PWDs, pregnant women and Senior Citizens. If in case the designated courtesy seats are being occupied by persons not mentioned in the above paragraph, they must vacate the said courtesy seats. respect its purpose and give up the seats to PWDs, pregnant women and Senior Citizens.

[Handwritten signatures and initials are present below the text, including a large 'S' and a signature that appears to be 'J. D. ...']

SECTION 8. PENALTY – The following penalties shall be imposed upon the operator, manager and/or owners of the establishments who shall fail to designate courtesy seats for the PWDs, pregnant women and senior citizens:

- a. First Offense – Notice of Violation or Warning;*
- b. Second Offense – Five Thousand Pesos (P5,000.00) and/or Suspension of business permit for six (6) months;*
- c. Third Offense – Five Thousand Pesos (P5,000.00) and/or revocation of business permit.*

For all government institutions within Quezon City, including city-owned facilities, a Notice/Warning from the Quezon City Office for Senior Citizens Affairs, Persons with Disability Affairs Office and Social Services Development Department shall be issued to the head of office or department who fail to designate courtesy seats.

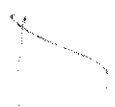
The mechanism on issuing Notice/Warning shall also be included in the Implementing Rules and Regulations.

SECTION 9. IMPLEMENTING RULES AND REGULATIONS – The following offices shall within thirty (30) days after the effectivity of this Ordinance shall formulate the necessary Rules and Regulations for its effective implementation and are hereby tasked to monitor and inspect the strict compliance of all the establishments covered by this Ordinance:

- a. Social Services Development Department (SSDD)*
- b. Persons with Disability Affairs Office (PDAO)*
- c. Office for Senior Citizens Affairs (OSCA)*
- d. Business Permits and Licensing Office (BPLO)*


SECTION 10. INCORPORATING CLAUSE – All existing Ordinances related and not inconsistent to the purpose for which this Ordinance has been passed and approved are deemed incorporated.

SECTION 11. SEPARABILITY CLAUSE – If any part or provision of this Ordinance is declared unconstitutional or invalid, the same shall not affect the validity and effectivity of the other parts or provisions hereof.

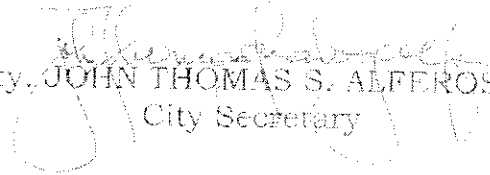


SECTION 12. EFFECTIVITY CLAUSE - This Ordinance shall take effect fifteen (15) days after its publication in a newspaper of local or general circulation or posting in at least two (2) conspicuous places within this City.

ENACTED: December 3, 2018.


MA. JOSEFINA G. BELMONTE
City Vice Mayor
Presiding Officer

ATTESTED:

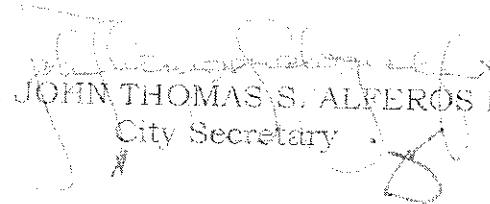

Atty. JOHN THOMAS S. ALFEROS III
City Secretary

APPROVED: _____


HERBERT M. BAUTISTA
City Mayor

CERTIFICATION

This is to certify that this Ordinance was APPROVED by the City Council on Second Reading on December 3, 2018 and was PASSED on Third/Final Reading under Suspended Rules on the same date.


Atty. JOHN THOMAS S. ALFEROS III
City Secretary