



Republic of the Philippines
QUEZON CITY COUNCIL
Quezon City
16th City Council

40th Regular Session

ORDINANCE NO. SP- 1591 , S-2005
(PO2005-89)

AN ORDINANCE SETTING FORTH DOCUMENTARY REQUIREMENTS FOR ALL SOLICITATIONS MADE TO ELECTED OFFICIALS OF QUEZON CITY, AND PROVIDING PENALTIES FOR SOLICITATIONS MADE IN DECEIT OR FRAUD.

Introduced by Councilors JOSEPH P. JUICO, BERNADETTE HERRERA-DY, ELIZABETH A. DELARMENTE, VICTOR V. FERRER, JR., FRANCISCO A. CALALAY, JR., ROMMEL R. ABESAMIS, WINSTON "Winnie" T. CASTELO, AIKO MELENDEZ, RAMON P. MEDALLA, VOLTAIRE GODOFREDO L. LIBAN III, ERIC Z. MEDINA, ALLAN BUTCH T. FRANCISCO, JORGE B. BANAL, JR., FRANZ S. PUMAREN, WENCEROM BENEDICT C. LAGUMBAY, DANTE M. DE GUZMAN, JULIAN M.L. COSETENG, DIORELLA MARIA SOTTO-DE LEON, EDCEL B. LAGMAN, JR., ANTONIO E. INTON, JR., ALMA F. MONTILLA, JANET M. MALAYA, RESTITUTO B. MALAÑGEN, BAYANI V. HIPOL, XYRUS L. LANOT and JUNIE MARIE L. CASTELO.

WHEREAS, under Section 458 (a) (5) (xiv) of Republic Act No. 7160 otherwise known as the "Local Government Code of 1991", the Sangguniang Panlungsod is empowered to "provide for the care of disabled persons, paupers, the aged, the sick, persons of unsound mind, abandoned minors, juvenile delinquents, drug dependents, abused children and other needy and disadvantaged persons, particularly children and youth eighteen (18) years of age, and, subject to availability of funds, establish and provide for the operation of centers and facilities for said needy and disadvantaged person;

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WHEREAS, elected officials of Quezon City are duty-bound to serve their constituents through various forms of charitable works, as well as, render any form of assistance within the means of their offices;

WHEREAS, elected officials of Quezon City have been extending help in terms of financial assistance, medical assistance, hospitalization assistance, transportation assistance and other forms of assistance that their offices may provide, despite the limited budget and appropriations given them;

WHEREAS, elected officials of Quezon City should be protected from abusive and deceptive individuals and organizations that solicit funds or donations for inexistent or illegal purposes, to the end that only legitimate and veritable solicitors of funds or donations for genuinely benevolent, social, humane, public health or other charitable purposes will be rendered assistance.

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 “Solicitations Ordinance of Quezon City”.

SECTION 2. Definitions. – as used in this Ordinance:

- a. “Solicitor” means any person or organization that engages in the activity of soliciting funds or donations for, or purported to be for, any benevolent, social, humane, public health or other charitable purpose.
- b. “Solicitation” means any request or appeal, either oral or written, or any endeavor to obtain, seek or plead for funds, property, financial assistance or other thing of value, including the promise or grant of any money or property of any kind or value for a charitable purpose.
- c. “Elected Officials” refer to any duly elected official of Quezon City from the City Mayor to the Barangay Officials.

SECTION 3. Forms of Solicitations. – “Solicitations” as defines in this Ordinance may be in the form of:



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- a. Financial solicitation for medicines, medical/health aids, and hospital bill payments;
- b. Material solicitation for medicines, medical equipment/aids such as hearing aids, wheelchair, etc.; and
- c. Other solicitations such as sports equipment, trophies and medals, raffle prizes, etc.

SECTION 4. Documentary Requirements. – All solicitations that are submitted or made to elected officials of Quezon City must be supported by the following documentary requirements:

- a. Financial/Material solicitation for medicines and medical/health aids
 1. Request letter duly signed by the solicitor stating the purpose/s for which the solicitation is made;
 2. Barangay Certificate conforming residence status;
 3. Prescription of medicines;
 4. Receipts of medicine/s; and
 5. Original copy of Medical Certificate/Clinical Abstract with license number of the attending doctor and signature. If only the photocopy of the Medical Certificate/Clinical Abstract is presented, it must be a certified true copy.
- b. Financial Solicitations for hospital bill payment:
 1. Request letter duly signed by the solicitor stating the purpose/s for which the solicitation is made;
 2. Barangay Certificate confirming residence status;
 3. Original copy of Medical Certificate/Clinical Abstract with license number of the attending doctor and signature. If only the photocopy of the Medical Certificate/Clinical Abstract is presented, it must be a certified true copy.
 4. Original copy of the Statement of Account (Hospital Bill with signature of the billing clerk). If only the photocopy of the Statement of Account is presented, it must be a certified true copy, and



5. If operation of the patient is necessary, the cost of operation and the doctor's recommendation for operation must be submitted.
- c. Materials solicitation for medical equipment, health aids such as hearing aids, wheelchair, etc.:
1. Request letter duly signed by the solicitor stating the purpose/s for which the solicitation is made;
 2. Barangay Certificate confirming residence status;
 3. At least two (2) price quotations from different companies/suppliers selling the said medical equipment and/or health aid; and
 4. Doctor's certificate stating the necessity or need for said medical equipment or health aid.
- d. Solicitation for funds, raffle prizes, trophies, medals etc. by organizations, associations, youth clubs, etc.;
1. Request letter duly signed by the solicitor stating the purpose/s for which solicitation is made;
 2. Barangay Certificate confirming residence status; and
 3. Original copy of association/organization profile.
- e. Other Solicitations:
1. Request letter duly signed by the solicitor stating the purpose/s for which the solicitation is made; and
 2. Barangay Certificate confirming residence status.

SECTION 5. Prohibited Acts. – Any person may file a case for violation of this Ordinance against any person or organization that is found to have (1) willfully and knowingly made the solicitation in deceit or fraud, and/or (2) used the solicitation for any other purpose/s not intended or included in the purpose/s stated in the letter of request.

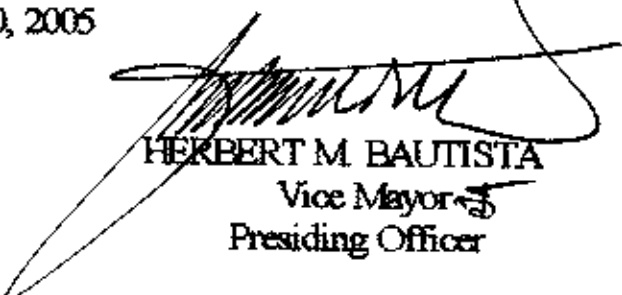
SECTION 6. Penalties. – Any person or organization found violating, and/or abetting or aiding in the violation of any provision of this Ordinance shall be penalized by a fine of Three Thousand Pesos (P3,000.00) and/or imprisonment of one (1) month for the first offense, Four Thousand Pesos (P4,000.00) and/or imprisonment of two (2) months for the second offense, and Five Thousand Pesos (P5,000.00) and/or imprisonment of three (3) months for the third and subsequent offense, at the discretion of the Court. In case of an organization, responsible officers shall suffer the penalty of imprisonment.




SECTION 7. Separability Clause. - If any provision of this Ordinance is declared unconstitutional or invalid, the provisions that are not affected thereby shall continue to be in full force and effect.

SECTION 8. Effectivity. - This Ordinance shall take effect fifteen (15) days after its publication in at least two (2) newspapers of general circulation in Quezon City.


ENACTED: September 20, 2005


HERBERT M. BAUTISTA
Vice Mayor &
Presiding Officer

ATTESTED:



JOHN THOMAS S. ALFEROS III
Legislative Staff Officer VI

APPROVED: NOV 17 2005


FELICIANO R. BELMONTE, JR.
City Mayor

CERTIFICATION

This is to certify that this Ordinance which was APPROVED on Second Reading on September 20, 2005, was finally PASSED on Third/Final Reading by the City Council under Suspended Rules on the same date.


JOHN THOMAS S. ALFEROS III
Legislative Staff Officer VI

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