



Republic of the Philippines  
**QUEZON CITY COUNCIL**  
Quezon City  
22<sup>nd</sup> City Council

PO22CC-169

50<sup>th</sup> Regular Session

ORDINANCE NO. SP- **3263** , S-2023

*AN ORDINANCE REGULATING THE USAGE AND PROHIBITING THE BLOCKING OF THE PARKING SPACES AND RAMPS FOR PERSONS WITH DISABILITIES (PWDs) IN ALL GOVERNMENT AND PRIVATE ESTABLISHMENTS, BUILDINGS AND/OR STRUCTURES, AND IMPOSING PENALTIES FOR VIOLATION THEREOF*

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*Introduced by Councilor EDGAR "Egay" G. YAP*

*Co-Introduced by Councilors Dorothy A. Delarmente, M.D., Joseph P. Juico, Nikki V. Crisologo, Charm M. Ferrer, Fernando Miguel "Mikey" F. Belmonte, Candy A. Medina, Aly Medalla, Dave C. Valmocina, Tatay Rannie Z. Ludovica, Godofredo T. Liban II, Kate Galang-Coseteng, Geleen "Dok G" G. Lumbad, Albert Alvin "Chuckie" L. Antonio III, Don S. De Leon, Wencerom Benedict C. Lagumbay, Atty. Anton L. Reyes, Imee A. Rillo, Raquel S. Malañgen, Irene R. Belmonte, Nanette Castelo-Daza, Marra C. Suntay, Joseph Joe Visaya, Alfred Vargas, MPA, Ram V. Medalla, Shaira "Shay" L. Liban, Aiko S. Melendez, Mutya Castelo, Maria Eleanor "Doc Ellie" R. Juan, O.D., Kristine Alexia R. Matias, Eric Z. Medina, Emmanuel Banjo A. Pilar, Vito Sotto Generoso, Victor "Vic" Bernardo, Alfredo "Freddy" Roxas and Jhon Angelli "Sami" C. Neri*

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*WHEREAS, the State recognizes the inherent plight of all Persons with Disabilities (PWDs);*

*WHEREAS, in recognition of this social phenomenon, the Congress of the Philippines has enacted several legislations aimed at recognizing the rights of PWDs and providing mechanisms and policies focused on alleviating their suffering and difficulties;*

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WHEREAS, these laws, Republic Act No. 7277 (Magna Carta for the Disabled), Republic Act No. 9442 (Amending RA 7277) and their precursor, Batas Pambansa Bilang 344 (Disability Law), are aimed at providing programs, policies, and infrastructures to alleviate the sufferings and plights of PWDs;

WHEREAS, in consonance and compliance with the foregoing programs and policies, several government and private establishments, buildings and/or structures have provided parking spaces in their respective premises, supposedly reserved for the exclusive use of PWDs;

WHEREAS, contrary to the exclusive nature of the said parking spaces for the use of PWDs, the said parking spaces are being used and occupied by persons who are not disabled;

WHEREAS, in some instances, the illegal usage thereof is being made with the full countenance, allowance and tolerance by the owners, managers, administrators, and the employees and/or subordinates, of the said government and private establishments, buildings and/or structures;

WHEREAS, there is no explicit provision in the existing laws that penalizes the wanton and illegal usage of these PWD-reserved parking spaces by persons who are not disabled.

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 “Enhanced Mobility Ordinance for Persons with Disabilities in Quezon City.”

SECTION 2. DECLARATION OF POLICY. – Quezon City shall promote the realization of the rights of Persons with Disabilities (PWDs); address the barriers and improve access and reasonable accommodations of PWDs; strengthen collaboration and synergy with and among public and private establishments to improve response to a disability inclusive agenda, especially in terms of advancing PWD-friendly accommodations and promoting a barrier-free environment; and enhance the mobility of PWDs by requiring buildings, institutions, establishments and public utilities to install facilities and other assistive devices.











**SECTION 3. DEFINITION OF TERMS.** – For purposes of this Ordinance, the following terms are defined as follows:

- a) *Persons with Disabilities* – refers to those who have long-term physical, mental, intellectual or sensory impairments which, in interaction with various barriers, may hinder their full and effective participation in society on an equal basis with others;
- b) *Disability* – refers to 1) a physical or mental impairment that substantially limits one or more psychological, physiological or anatomical function of an individual or activities of such individual; 2) a record of such an impairment; or 3) being regarded as having such an impairment;
- c) *Handicap* – refers to a disadvantage for a given individual, resulting from an impairment or a disability which limits or prevents the function or activity that is considered normal, given the age and sex of the individual;
- d) *Reasonable Accommodation* – refers to the 1) improvement of existing facilities used by employees in order to render these readily accessible to and usable by disabled persons; and 2) modifications of work schedules, reassignment to a vacant position, acquisition or modification of equipment or devices, appropriate adjustments or modifications of examinations, training materials or company policies, rules and regulations, the provision of auxiliary aids and services, and other similar accommodations for disabled persons; and
- e) *Barrier-Free Environment* – refers to the state of public and private buildings and establishments as being barrier-free in such a manner that disabled persons shall have easy mobility and basic access to their intended places or destinations.

**SECTION 4.** It shall be unlawful for any person who has no disability to use, block, or otherwise obstruct the parking spaces that are found in any government and/or private establishment, building and/or structure exclusively reserved for PWDs.

**SECTION 5.** It shall be unlawful for any person to park his or her motor vehicle on shaded spaces that are found in between parking slots exclusively reserved for PWDs.

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SECTION 6. It shall likewise be unlawful for any person to block and/or obstruct any and all PWD ramps that may be found along public pavements, public sidewalks, and/or building establishments, both public and private.

SECTION 7. It shall be unlawful for any owner, manager, and/or administrator, including any person in their employ and/or subordinates, of these government and private establishments, buildings and/or structures to allow and/or tolerate the usage of these reserved parking spaces by persons who are not disabled.

SECTION 8. It shall be unlawful for any able-bodied person to fraudulently obtain, alter, or use a PWD identification card in order to avail of any benefits given to a PWD.

SECTION 9. It shall be unlawful for a PWD to allow an able-bodied person to use his or her PWD identification card in order to unjustifiably and fraudulently avail of the benefits of this Ordinance; provided, that parents and/or guardians who have children with disability may be allowed to use the PWD identification card for the benefit of such children.

SECTION 10. PENALTIES. - These violations shall be meted the following penalties and/or fines:

a) An able-bodied person parking in a space reserved for PWDs shall be liable to pay the following:

- 1. First Offense - Php1,000.00
- 2. Second Offense - Php3,000.00
- 3. Third Offense - Php5,000.00

b) Any person obstructing the access points of PWDs to designated PWD parking spaces and ramps shall be liable to pay the following:

- 1. First Offense - Php1,000.00
- 2. Second Offense - Php3,000.00
- 3. Third Offense - Php5,000.00

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c) Any person who fraudulently obtained, altered, or used a PWD identification card in order to avail of the benefit of this Ordinance shall be liable to pay the following:

1. First Offense – Php1,000.00
2. Second Offense – Php3,000.00
3. Third Offense – Php5,000.00 and/or imprisoned for not less than 6 months but not more than 1 year

d) Any PWD person who allows a non-PWD person to use his or her PWD identification card to avail of the benefits of this Ordinance shall be liable to pay the following:

1. First Offense – Php1,000.00
2. Second Offense – Php3,000.00 and his/her PWD privileges shall be suspended or revoked
3. Third Offense – Php5,000.00 and his/her PWD privileges shall be suspended or revoked

SECTION 11. IMPLEMENTING RULES AND REGULATIONS. – Within six (6) months from the date of effectivity of this Ordinance, the Persons with Disability Affairs Office (PDAO) and the Traffic and Transport Management Department (TTMD) shall promulgate the necessary implementing rules and regulations to implement the provisions of this Ordinance.

SECTION 12. REPEALING CLAUSE. – All ordinances, executive orders, or parts thereof which are inconsistent with the provisions of this Ordinance are hereby repealed or modified accordingly.

SECTION 13. SEPARABILITY CLAUSE. – If, for any reason, parts or provisions of this Ordinance shall be held unconstitutional or invalid, other parts or provisions hereof which are not affected thereby shall continue to be in full force and effect.

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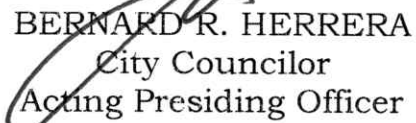
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*SECTION 14. EFFECTIVITY CLAUSE. – This Ordinance shall take effect immediately upon its approval.*


*ENACTED: December 4, 2023.*

  
BERNARD R. HERRERA  
City Councilor  
Acting Presiding Officer

ATTESTED:


  
ATTY. JOHN THOMAS S. ALFEROS, III  
City Government Department Head III  
(City Council Secretary)

APPROVED: JAN 25 2024

  
MA. JOSEFINA G. BELMONTE  
City Mayor

CERTIFICATION

*This is to certify that this Ordinance was APPROVED by the City Council on Second Reading on December 4, 2023 and was PASSED on Third/Final Reading on December 11, 2023.*

  
ATTY. JOHN THOMAS S. ALFEROS, III  
City Government Department Head III  
(City Council Secretary)