



Republic of the Philippines
QUEZON CITY COUNCIL

Quezon City
19th City Council

PO19CC-394

80th Regular Session

ORDINANCE NO. SP- **2470**, S-2015

AN ORDINANCE PENALIZING ANY PERSON IMPERSONATING OR FALSELY REPRESENTING ONESELF BY USING OR FACILITATING THE USE OF RESERVED SPACES INTENDED FOR PERSONS WITH DISABILITIES (PWDs) AND SENIOR CITIZENS IN ALL PUBLIC AND PRIVATE ESTABLISHMENTS IN QUEZON CITY.

Introduced by Councilor ALLAN BUTCH T. FRANCISCO.

Co-Introduced by Councilors Anthony Peter D. Crisologo, Ricardo, T. Belmonte, Jr., Dorothy A. Delarmente, Lena Marie P. Juico, Victor V. Ferrer, Jr., Alexis R. Herrera, Precious Hipolito Castelo, Voltaire Godofredo L. Liban III, Roderick M. Paulate, Ranulfo Z. Ludovica, Ramon P. Medalla, Estrella C. Valmocina, Allan Benedict S. Reyes, Gian Carlo G. Sotto, Franz S. Pumaren, Eufemio C. Lagumbay, Jose Mario Don S. De Leon, Jaime F. Borres, Jesus Manuel C. Suntay, Marvin C. Rillo, Vincent DG. Belmonte, Raquel S. Malañgen, Jessica Castelo Daza, Bayani V. Hipol, Jose A. Visaya, Godofredo T. Liban II, Andres Jose G. Yllana, Jr., Karl Edgar C. Castelo, Candy A. Medina, Diorella Maria G. Sotto, Marivic Co-Pilar, Rogelio "Roger" P. Juan, Melencio "Bobby" T. Castelo, Jr., Donato C. Matias and Ricardo B. Corpuz.

WHEREAS, Section 16 of Republic Act No. 7160, otherwise known as the Local Government Code of 1991, provides that: "every local government unit shall exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare. Within their respective territorial jurisdictions, local government units shall ensure and support, among other things, xxx promote health and safety, xxx maintain peace and order, and preserve the comfort and convenience of their inhabitants";

WHEREAS, the Accessibility Law (Batas Pambansa Bilang 344) or "An Act to Enhance the Mobility of Disabled Persons by Requiring Certain Buildings, Institutions, Establishments and Public Utilities to Install Facilities and Other Devices" was enacted to reserve sufficient and suitable space for the use of disabled persons;

WHEREAS, Republic Act No. 9994, otherwise known as the Expanded Senior Citizens Act, provides additional privileges for the elderlies by giving them priority and suitable lanes/spaces in lodging and business establishments and access to public transport;

WHEREAS, there are times that these designated spaces are knowingly used by abled persons by fraudulently misrepresenting themselves as handicapped or senior citizen;

WHEREAS, it is the responsibility of every government that all laws that provide for the realization of rights of every citizens are strictly implemented.

NOW, THEREFORE,

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

Section 1. It shall be unlawful for any person to impersonate or falsely represent oneself as a person with disability or senior citizen by using or facilitating the use of reserved spaces intended for persons with disabilities and senior citizens in all public and private establishments in Quezon City.

Section 2. For the purpose of this Ordinance, the following words or phrases shall have the meanings provided below:

- a) Persons with Disability – refer to those persons suffering from restrictions or 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 a human being. γ

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- b) *Senior Citizen* – refers to any person who is at least sixty (60) years of age, and
- c) *Reserved Spaces* – refers to the sufficient and suitable space for the exclusive use of persons with disabilities and senior citizens as provided in *Batas Pambansa Blg. 344* and *R.A. No. 9994* as in parking spaces in malls, public and private establishments, theaters, concert halls and similar establishments.

Section 3. Any person found violating Section 1 of this Ordinance shall be penalized as follows:

- First Offense* – a fine of Two Thousand Pesos (P2,000)
- Second Offense* – a fine of Three Thousand Pesos (P3,000), and
- Third Offense* – a fine of Five Thousand Pesos (P5,000)

Section 4. The Department of Public Order and Safety (DPOS) shall establish a “Hotline” or a preferred telephone number to receive complaints and reports of violation of Section 1 hereof.

Section 5. The Department of Public Order and Safety (DPOS), Office for Senior Citizens Affairs (OSCA), Quezon City Persons with Disability Affairs Office (QC-PDAO) and other concerned agencies shall promulgate the necessary Implementing Rules and Regulations (IRR) for the proper implementation of this Ordinance. ✓

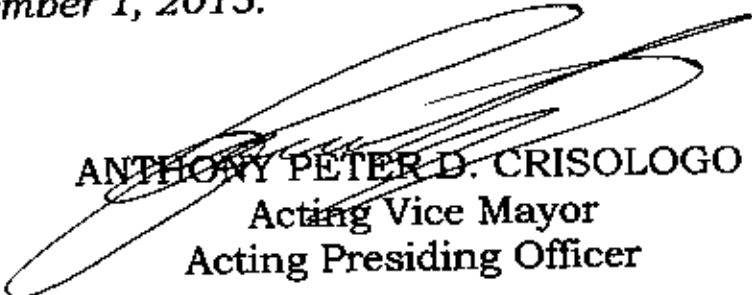
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Section 6. This Ordinance shall take effect after fifteen (15) days from its approval and publication in a newspaper of general circulation.

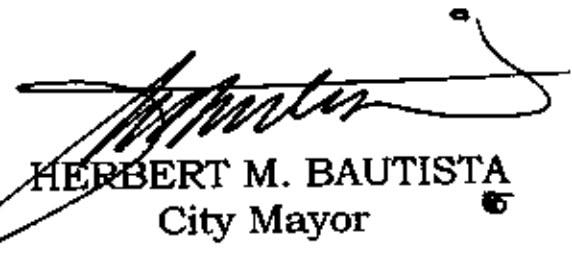
ENACTED: December 1, 2015.


ANTHONY PETER D. CRISOLOGO
Acting Vice Mayor
Acting Presiding Officer

ATTESTED:


Atty. JOHN THOMAS S. ALFEROS III
City Gov't. Asst. Dept. Head III

APPROVED: 15 FEB 2016


HERBERT M. BAUTISTA
City Mayor

CERTIFICATION

This is to certify that this Ordinance was APPROVED by the City Council on Second Reading on December 1, 2015 and was PASSED on Third/Final Reading on December 7, 2015.

Atty. JOHN THOMAS S. ALFEROS III
City Gov't. Asst. Dept. Head III 