



Republic of the Philippines
QUEZON CITY COUNCIL
Quezon City
22nd City Council

PO22CC-040

39th Regular Session

ORDINANCE NO. SP- **3234**, S-2023

AN ORDINANCE EXEMPTING ALL PERSONS WITH DISABILITIES (PWD) RESIDENTS OF QUEZON CITY FROM THE PAYMENT OF INITIAL RATE IN CITY GOVERNMENT-OWNED PARKING FACILITIES SUCH AS HOSPITALS, PAY PARKING AREAS OR OTHER ESTABLISHMENTS CHARGING THE SAME, SITUATED WITHIN THE TERRITORIAL JURISDICTION OF QUEZON CITY

Introduced by Councilors WENCEROM BENEDICT C. LAGUMBAY, NIKKI V. CRISOLOGO and KATE GALANG-COSETENG

Co-Introduced by Councilors Bernard R. Herrera, Tany Joe "TJ" L. Calalay, Dorothy A. Delarmente, M.D., Joseph P. Juico, Charm M. Ferrer, Fernando Miguel "Mikey" F. Belmonte, Candy A. Medina, Aly Medalla, Dave C. Valmocina, Tatay Rannie Z. Ludovica, Godofredo T. Liban II, Geleen "Dok G" G. Lumbad, Albert Alvin "Chuckie" L. Antonio III, Don S. De Leon, Atty. Anton L. Reyes, Edgar "Egay" G. Yap, 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 Julian Marcus D. Trono

WHEREAS, Section 11, Article II of the 1987 Philippine Constitution, states that: "The State values the dignity of every human and guarantees full respect for human rights;

WHEREAS, Section 458, Paragraph (5)(xiv), Article III of Republic Act No. 7160, otherwise known as the Local Government Code of 1991, states that, "Local government units shall provide for the care of disabled persons, paupers, the aged xxx and shall establish and provide for the operation of centers and facilities for said needy and disadvantaged persons";

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WHEREAS, the Congress of the Philippines adopted Republic Act No. 7277, "An Act providing for the rehabilitation, self-development and self-reliance of disabled persons and their integration into the mainstream of society and for other purpose";

WHEREAS, Section 2(a) of the Republic Act No. 7277, provides that "Disabled persons are part of Philippine society; thus, the State shall give full support to the improvement of the total well-being of disabled persons and their integration into the mainstream of society. Toward this end, the State shall adopt policies ensuring the rehabilitation, self-development and self-reliance of disabled persons. It shall develop their skills and potentials to enable them to compete favorably for available opportunities";

WHEREAS, Persons with Disabilities (PWDs), belong to a special sector that needs preferential attention in order to promote the social, economic, and spiritual aspect of their lives as well as allow them to convey their concerns and other vital issues confronting them through the establishment of worthy projects, programs and activities towards their embellishment; -

WHEREAS, Persons with Disabilities (PWDs) are generally the most neglected sector, the marginalized among the marginalized or faceless people in our society who also need greater attention and privilege;

WHEREAS, the 18th Sangguniang Panlungsod of Quezon City adopted Ordinance No. SP-2081, S-2011, which benefited only all Senior Citizens in Quezon City. Therefore, Persons with Disabilities (PWDs) should also be given the same privilege stated therein;

WHEREAS, in Section 458 of the Local Government Code of 1991 states that, "The Sangguniang Panlungsod is empowered to approve legislation that shall provide for the care of disabled persons."

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 "Free Initial Rate Parking Fee for Persons with Disabilities (PWDs) in Quezon City Ordinance".

SECTION 2. DEFINITION OF TERMS. - For the purpose of this Ordinance, the following words and phrases used herein shall mean:

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- 2.1 *Flat Rate - fixed rate of parking fee irrespective of the number of hour/s the motor vehicle was parked but only until before closing.*
- 2.2 *Initial Rate Parking Fee - refers to the amount charged for the first three (3) hours of parking or for the initial number of hours provided by the parking establishment.*
- 2.3 *Quezon City Persons with Disability Affairs Office (QC-PDAO) - refers to the office established under the Office of the City Mayor pursuant to Republic Act No. 7277 and Ordinance No. SP-2085, S-2011 (Establishing the Quezon City Persons with Disability Affairs Office) and those defined in Executive Order No. 10, Series of 2012.*
- 2.4 *Quezon City PWD Identification Card - refers to the QC-PDAO-issued Person with Disability's Identification Card, which shall be used to avail the benefits and privileges under this Ordinance.*
- 2.5 *Overnight Parking - parking hours during night time beyond the allowable period prescribed by the Pay Parking area/building owner and/or administrator.*
- 2.6 *Parking Area/Building - an area, structure or edifice being utilized for the parking of vehicles.*
- 2.7 *Persons with Disabilities (PWDs) - are those 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 the human being; disabilities referred to as, orthopedic, hearing, visual, speech, intellectual, learning and psycho-social disabilities.*

SECTION 3. COVERAGE. – All PWDs in Quezon City are exempt from the payment of the initial rates in City Government-owned public parking facilities such as hospitals, pay parking areas, or other establishments charging the same, situated within the territorial jurisdiction of Quezon City. Provided, however, that the privilege granted in this Ordinance shall not apply to overnight parkings.

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- 3.1 Such initial rate shall be for at least three (3) hours or to the initial number of hours provided by the parking establishments. Continued parking in excess of hours fixed therefor may be charged the corresponding rate per hour or any fraction thereof as published prominently at the entrance of the parking area. In case of a flat rate, no fees shall be charged provided that should such parking exceed four (4) hours, full payment of the flat rate may be charged.
- 3.2 The free parking privilege herein granted may be availed of on any slot of the parking area, or parking building or any level thereof, open to the public on a first-come-first-served basis and subject only to the availability of such parking slots.
- 3.3 The privilege herein granted shall not apply to overnight parking, except in extraordinary circumstances such as, but not limited to emergency confinement in a hospital, civil disturbance, force, majeure or other conditions which render the mobility of the subject vehicle impossible or may pose serious threat or danger to the driver or passenger with disability.

SECTION 4. PROCEDURE. – All City Government-owned institutions/establishments with pay parking areas shall brief their staff/personnel, who are in direct contact with the clients, of the provisions of this Ordinance. Relative hereto, the presence of the PWD whether a passenger, driver, or owner of the private vehicle is necessary to avail of the exemption mentioned herein. He or she must present a valid Quezon City PWD Identification Card upon computation or payment of parking fee.

SECTION 5. POSTING. – All concerned institutions/establishments shall put up on their booth or in a conspicuous place within its parking areas, a clear signage that the provisions regarding exemption to PWDs is exclusive only for the use of Quezon City PWD ID Card holders.

SECTION 6. IMPLEMENTING RULES AND REGULATIONS. – Within ninety (90) days from the approval of this Ordinance, the Office of the City Mayor, Persons with Disability's Affairs Office and the Business Permit and Licensing Department are hereby designated to formulate and issue the appropriate rules and regulations necessary for the effective and efficient implementation of all provisions of this Ordinance.

SECTION 7. SEPARABILITY CLAUSE. – If any portion or provision of this Ordinance is declared as void or unconstitutional, the remaining portions thereof shall not be affected and shall remain in full force and effect.

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SECTION 8. REPEALING CLAUSE. – All ordinances, rules and regulations, or parts thereof, in conflict with, or inconsistent with any of the provisions of this Ordinance are hereby repealed or amended accordingly.

SECTION 9. EFFECTIVITY CLAUSE. – This Ordinance shall take effect immediately upon its approval.

ENACTED: August 22, 2023.


GIAN G. SOTTO
City Vice Mayor
Presiding Officer

ATTESTED:


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

APPROVED: NOV 29 2023


MA. JOSEFINA G. BELMONTE
City Mayor

CERTIFICATION

This is to certify that this Ordinance was APPROVED by the City Council on Second Reading on August 22, 2023 and was PASSED on Third/Final Reading on August 29, 2023.


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