Quezon City
CITY COUNCIL

PO96-103

78th Regular Session

ORDINANCE NO. SP-482, S-96

AN ORDINANCE PROHIBITING FUNERAL PARLORS TO GET CADAVERS DURING CALAMITIES AND PROVIDING PENALTIES FOR VIOLATION THEREOF.

Introduced by Councilors FRANZ S. PUMAREN and CONNIE S. ANGELES.

Co-Introduced by Councilors Wilma Amoranto-Sarino, Alberto M. Galarpe, Godofredo T. Liban II, Marciano P. Medalla, Cesar A. Dario, Jr., Nanette Castelo Daza, Joseph Peter S. Sison and Bayani V. Hipol.

WHEREAS, Section 458 (a) (4) (ix) of Republic Act 7160, otherwise known as the Local Government Code of 1991, the sangguniang panlungsod has the power to enact ordinances regulating the establishment, operation, and maintenance of funeral parlors and the burial or cremation of the dead, subject to existing laws, rules and regulations;

WHEREAS, the obligation of collecting cadavers belongs to the family of the victim;

WHEREAS, agents or personnel of funeral parlors rush to the scene of calamities to collect cadavers without the consent of any relative of the deceased;

WHEREAS, this leads to disorderly identification and classification of casualties of a particular calamity.

NOW, THEREFORE,

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

SECTION 1. Definition of Terms:

a) ~~Family relation shall refer to any of the following~~:
- surviving spouse
- parents (natural or adoptive)
- children (natural or adoptive)
- brothers or sisters
- uncles and aunts

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b) calamities - any natural or man-made disaster.

SECTION 2. Prohibition. - All funeral parlors are prohibited from collecting cadavers during calamities.

SECTION 3. Exemption. - Funeral parlors may collect cadavers only on the following occasions:

a) When specifically authorized in a written document by a family relation of the deceased.

b) When specifically tasked by the agency handling the crisis situation (e.g. Philippine National Red Cross, Department of Social Welfare and Development, etc.) which shall release it only to funeral parlors duly licensed to do business in Quezon City.

SECTION 4. Penalties. - Any funeral parlor found to have violated the provisions of this ordinance shall be punished as follows:

a) First Offense: A fine of P3,000.00 and a warning for suspension of business permit to operate.

b) Second Offense: A fine of P4,000.00 and a 30 day suspension of business permit.

c) Third Offense: A fine of P5,000.00 and non-renewal of business permit and/or imprisonment of not more than one (1) year, at the discretion of the Court.

SECTION 5. Effectivity. - This Ordinance shall take effect thirty (30) days after its approval.

ENACTED: December 12, 1996.

(SGD.) HERBERT M. BAUTISTA
Vice-Mayor
Presiding Officer

ATTESTED:

(SGD.) EUGENIO V. JURILLA
City Secretary

APPROVED: Jan. 22, 1997

(SGD.) ISMAEL A. MATHAY, JR.
City Mayor

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