Republic of the Philippines
QUEZON CITY COUNCIL
Quezon City
20th City Council

PO20CC-097

75th Regular Session

ORDINANCE NO. SP- 2766 *, S-2018*

AN ORDINANCE MANDATING RESTAURANT ESTABLISHMENTS TO GRANT TWENTY PERCENT (20%) DISCOUNT EVERY FIRST AND LAST SUNDAY OF THE MONTH TO REGISTERED QUEZON CITY SOLO PARENTS.

Introduced by Councilor RAQUEL S. MALAÑGEN.
Co-Introduced by Councilors Anthony Peter D. Crisologo, Lena Marie P. Juico, Elizabeth A. Delarmente, Victor V. Ferrer, Jr., Oliviere T. Belmonte, Alexis R. Herrera, Precious Hipolito Castelo, Voltaire Godofredo L. Liban III, Ramon P. Medalla, Ranulfo Z. Ludovica, Estrella C. Valmocina, Roderick M. Paulate, Allan Benedict S. Reyes, Gian Carlo G. Sotto, Kate Abigael G. Coseteng, Franz S. Pumaren, Eufemio C. Lagumbay, Marvin C. Rillo, Irene R. Belmonte, Ivy Xenia L. Lagman, Marra C. Suntay, Hero Clarence M. Bautista, Jose A. Visaya, Karl Edgar C. Castelo, Julienne Alyson Rae V. Medalla, Godofredo T. Liban II, Andres Jose G. Yllana, Jr., Allan Butch T. Francisco, Marivic Co-Pilar, Melencio "Bobby" T. Castelo, Jr., Rogelio "Roger" P. Juan, Diorella Maria G. Sotto, Donato C. Matias, Eric Z. Medina, Alfredo S. Roxas and Noe Lorenzo B. Dela Fuente III.

WHEREAS, pursuant to Republic Act No. 8972 otherwise known as the Solo Parents Welfare Act of 2000, these single parents who belong to the marginalized sector who suffer economic difficulties are entitled to discounts provided they are qualified to receive such benefits under the herein mentioned law;

WHEREAS, to strike a balance between profitability and social responsibility, establishments that are frequented by families, solo parents included, are hereby mandated to grant a twenty percent (20%) discount on the total bill of the solo parent and his/her children in establishments covered by this Ordinance;

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WHEREAS, solo parents, being a hybrid kind of family, possess the sole burden of rearing their children, may be given time to bond with their children as Filipinos are known to be closely knitted manifested by the usual time spent together going out to enjoy themselves;

WHEREAS, to give incentive to the participating restaurants and other establishments, the said discount granted to the registered solo parent shall be allowed as tax deduction on the payment of their annual business tax.

NOW, THEREFORE,

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

SECTION 1. A twenty percent (20%) discount on the total bill of the solo parent dining together with his/her registered number of children shall be granted by restaurants and other eating establishments to registered Quezon City solo parents every first and last Sunday of each month.

In no case shall the provisions of this Ordinance apply to bills exceeding Two Thousand Pesos (P2,000.00) for single or accumulated receipts made within the same establishment within the same day.

SECTION 2. WHO MAY AVAIL – Solo Parents who opts to avail the discount provided for in this Ordinance must be a duly "Registered Solo Parent" and must present a valid Solo Parent ID issued by the Quezon City Social Services Development Department (QC SSDD).

SECTION 3. DEFINITION OF TERMS – Pursuant to Republic Act No. 8972 and its Implementing Rules and Regulations, and Quezon City Ordinance Nos. SP-2014, S-2011 and SP-91, S-1993 as amended, the following terms shall mean as follows as used in this Ordinance:

(a) Solo Parent - any individual who falls under any of the following categories:

(1) A woman who gives birth as a result of rape and other crimes against chastity even without a final conviction of the offender: Provided, that the mother keeps and raises the child;

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(2) Parent left solo or alone with the responsibility of parenthood due to death of spouse;

(3) Parent left solo or alone with the responsibility of parenthood while the spouse is detained or is serving sentence for a criminal conviction for at least one (1) year;

(4) Parent left solo or alone with the responsibility of parenthood due to physical and/or mental incapacity of spouse as certified by a public medical practitioner;

(5) Parent left solo or alone with the responsibility of parenthood due to legal separation or de facto separation from spouse for at least one (1) year, as long as he/she is entrusted with the custody of the children;

(6) Parent left solo or alone with the responsibility of parenthood due to declaration of nullity or annulment of marriage as decreed by a court or by a church as long as he/she is entrusted with the custody of the children;

(7) Parent left solo or alone with the responsibility of parenthood due to abandonment of spouse for at least one (1) year;

(8) Unmarried mother/father who has preferred to keep and rear her/his child/children instead of having others care for them or give them up to a welfare institution;

(9) Any other person who solely provides parental care and support to a child or children; and

(10) Any family member who assumes the responsibility of head of family as a result of the death, abandonment, disappearance or prolonged absence of the parents or solo parent.

A change in the status or circumstance of the parent claiming benefits under this Act, such that he/she is no longer left alone with the responsibility of parenthood, shall terminate his/her eligibility for these benefits.

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(b) *Children – refer to those living with and dependent upon the solo parent for support who are unmarried, unemployed and not more than eighteen (18) years of age, or even over eighteen (18) years but are incapable of self-support because of mental and/or physical defect/disability.*

(c) *Restaurants and other Eating Establishments – located within the territorial jurisdiction of Quezon City shall mean to include – but not limited to – cafes, cafeterias, ice cream or refreshment parlors, carinderias, fast food centers, snack centers and the like, validly operating and issuing an official receipt.*

SECTION 4. PENAL CLAUSE.

(a) *Any person who abuses the privileges granted herein shall be fined of not less than One Thousand Pesos (P1,000.00), but not more than Five Thousand Pesos (P5,000.00), and/or punished with imprisonment of not less than six (6) months up to one (1) year, or both at the discretion of the court.*

(b) *If the violator is a corporation, organization or any similar entity, the officials thereof directly involved shall be liable therefor.*

Upon filing of an appropriate complaint with the SSDD, the violators may be fined/sanctioned with:

a. *FIRST OFFENSE - Written Warning from SSDD and/or BPLO*

b. *SECOND OFFENSE - Fine of Two Thousand Pesos (P2,000.00)*

c. *THIRD OFFENSE - Fine of Five Thousand Pesos (P5,000.00) and also cause the cancellation or revocation of business permit, permit to operate, franchise and other similar privileges granted to any business entity that fails to abide by the provisions of this Ordinance.*

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SECTION 5. IMPLEMENTING RULES AND REGULATIONS (IRR) – The Quezon City Social Services Development Department (QC SSDD) together with the Office of the City Treasurer shall promulgate the necessary Implementing Rules and Regulations to carry out the necessary provisions of this Ordinance. Specifically, with regard to the amount and extent of the aforementioned tax incentive that will be given to the restaurants and other similar establishments that grants the discounts to the solo parents.

SECTION 6. SEPARABILITY CLAUSE – If for any reason, any section or provision of this Ordinance is declared illegal or unconstitutional other sections or provisions hereof which are not affected thereby shall continue to be in full force and effect.

SECTION 7. EFFECTIVITY – This Ordinance shall take effect upon its approval.

ENACTED: October 1, 2018.

MA. JOSEFINA G. BELMONTE
City Vice Mayor
Presiding Officer

ATTESTED:

Atty. JOHN THOMAS S. ALFEROS III
City Secretary

APPROVED: 07 NOV 2018

HERBERT M. BAUTISTA
City Mayor

CERTIFICATION

This is to certify that this Ordinance was APPROVED by the City Council on Second Reading on October 1, 2018 and was PASSED on Third/Final Reading on October 15, 2018.

Atty. JOHN THOMAS S. ALFEROS III
City Secretary

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