4th Special Session

ORDINANCE NO. SP-778, S-99

AN ORDINANCE PRESCRIBING RENTAL FEE FOR THE USE OF APARTMENT-TYPE NICHES IN ALL PUBLIC CEMETERIES OF QUEZON CITY, AND FOR OTHER PURPOSES.

Introduced by Councilors ERIC Z. MEDINA and ALMARIO E. FRANCISCO.

Co-Introduced by Councilors Godofredo T. Liban II, Vincent P. Crisologo, Jorge L. Banal, Elizabeth A. Delarmente, George M. Canseco, Rommel R. Abesamis, Ma. Fresca M. Biglang-awa, Marciano P. Medalla, Julian M.L. Coseteng, Eufemio C. Lagumbay, Jesus C. Suntay and Alma F. Montilla.

WHEREAS, records of the Civil Registry Office reveal that all existing public cemeteries in Quezon City are currently fully occupied and congested;

WHEREAS, to accommodate the requests of the bereaved families of deceased persons, particularly those residing in the depressed areas, that the cadaver of their immediate member of the family and relatives be buried in a public cemetery, the city government, through the Civil Registry Office, initiated the construction of apartment-type niches;

WHEREAS, pursuant to Section 458 (3) (i) of R.A. 7160, otherwise known as the Local Government Code of 1991, the City government, by an ordinance enacted for the purpose, shall:

> "Fix and impose reasonable fees and charges for all services rendered by the city government to private persons or entities."

x-x-x

WHEREAS, to ensure proper maintenance of the said apartment-type niches, the City Civil Registrar and the Officer-In-Charge of public cemeteries in Quezon City, in their letter dated March 8 and 9, 1999, recommended the rate of fee to be charged for the use thereof;

NOW, THEREFORE,

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

SECTION 1. There is hereby imposed the amount of One Thousand Five Hundred Pesos (P1,500.00) for the use of an apartment-type niche in all public cemeteries of Quezon City, regardless of the apartment level.

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SECTION 2. The use of the apartment-type niches shall be for a period of five years which shall commence from the date of approval by the City Mayor, through the City Civil Registrar, of the Contract of Lease or Occupancy. The said contract is renewable every five years thereafter.

SECTION 3. Failure of any of the immediate member of the family or relatives of the deceased, after due notice, to renew the contract within three (3) months after its expiration shall be deemed a waiver of their right to renew the same. Thereafter, the Cemetery Superintendent shall transfer the cadaver or remains of the deceased to the common grave or to any place proper for its reverential disposition.

SECTION 4. This Ordinance shall take effect upon its approval.

ENACTED : April 29, 1999

MARCEL C. RILLO
Acting Presiding Officer

ATTESTED :

EUGENIO V. JURILLA
City Council Secretary

APPROVED : _____

ISMAEL A. MATHAY JR.
City Mayor

*mdd/mos/maia***

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