Quezon City
19th City Council

PO19CC-127

55th Regular Session

ORDINANCE NO. SP-2402, S-2015

AN ORDINANCE ESTABLISHING THE QUEZON CITY HOME FOR THE AGED AND HOSPICE UNDER THE SUPERVISION AND MANAGEMENT OF THE SOCIAL SERVICES DEVELOPMENT DEPARTMENT.

Introduced by Councilors RAMON P. MEDALLA, ROGELIO "Roger" P. JUAN, RANULFO Z. LUDOVICA and EUFEMIO C. LAGUMBAY.

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, Estrella C. Valmocina, Allan Benedict S. Reyes, Gian Carlo G. Sotto, Franz S. Pumaren, 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, Julienne Alyson Rae V. Medalla, Godofredo T. Liban II, Andres Jose G. Yllana, Jr., Allan Butch T. Francisco, Karl Edgar C. Castelo, Candy A. Medina, Diorella Maria G. Sotto, Marivic Co-Pilar, Melencio "Bobby" T. Castelo, Jr., Donato C. Matias and Ricardo B. Corpuz.

WHEREAS, Section 11, Article XIII of the Constitution states that "State shall adopt an integrated and comprehensive approach to health development which shall endeavor to make essential goods, health and other social services available to all the people at affordable cost. There shall be priority for the needs of the underprivileged, sick, elderly, disabled women and children. The State shall endeavor to provide free medical care to paupers";

QUEZON CITY PUBLIC LIBRARY

WHEREAS, Section 4, Article XV of the Constitution states that "the family has the duty to care for its elderly members but the State may also do so through just programs of social security";

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, the preservation and enrichment of culture, promote health and safety, enhance the right of the people to a balanced ecology, encourage and support the development of appropriate and self-reliant scientific and technological capabilities, improve public morals, enhance economic prosperity and social justice, promote full employment among their residents, maintain peace and order, and preserve the comfort and convenience of their inhabitants";

WHEREAS, Section 458, paragraph 5 of the same Local Government Code states that ordinance shall be passed to establish a city council for the elderly which shall formulate policies and adopt measures mutually beneficial to the elderly and to the community; provide incentives for non-governmental agencies and entities and, subject to the availability of funds, appropriate funds to support programs and projects for the benefit of the elderly";

WHEREAS, Republic Act No. 7876 entitled "An Act Establishing a Senior Citizens Center in all Cities and Municipalities of the Philippines, and Appropriating Funds Therefore" states that establishment of centers in all cities and municipalities shall be under the direct supervision of Department of Social Welfare and Development (DSWD) and in coordination with the Local Government Units (LGUs) to help the elderly sector improve their life;

WHEREAS, Executive Order No.105, Series of 2002, approving and directing the Implementation of the Program "Provision of Group Home/ Foster Home for Neglected, Abandoned, Abused, Detached and Poor Older People and People With Disabilities" established a program which will address the housing program for neglected and abandoned older persons;

WHEREAS, during the 17th City Council, Resolution No. SP-4511, S-2009 entitled "A Resolution urging the City Mayor, Honorable Feliciano R. Belmonte, Jr., to initiate the establishment of a Center for the Elderly (Home for the Aged) in an appropriate location within Quezon City and allocating the necessary amount for the purpose" was approved;

WHEREAS, the Social Services Development Department of Quezon City submitted to the Office of the Mayor a project proposal for the establishment and management of the Home for the Aged and Hospice with an estimated budget of Eight Million One Hundred Thousand Pesos (P8,100,000.00) for its operation and management, including personnel expenses which was approved by the City Mayor, Honorable Herbert M. Bautista, last September 27, 2013;

WHEREAS, Filipinos have strong family ties and endeavors to take care of the older members of the family, but necessity calls to build a comfort place initiated by the Local Government for the protection of senior citizens in Quezon City, so as to provide comfort and care for the said senior citizens as they enjoy the twilight of their years;

WHEREAS, this ordinance aims to build Quezon City Home for the Aged and Hospice, with complete amenities and programs, providing care for senior citizens.

NOW, THEREFORE,

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

QUEZON CITY PUBLIC LIBRARY
LAW RESEARCH

SECTION 1. TITLE – This ordinance shall be known as the "HOME FOR THE AGED AND HOSPICE ORDINANCE OF QUEZON CITY".

SECTION 2. DECLARATION OF POLICY – It is the declared policy of the State to provide facilities for elders. For this purpose, the State shall adopt the following policy:

a. To recognize the importance of senior citizens in society;
b. To give full support to the improvement of senior citizens' well-being by giving them proper care and nurturing, considering their contribution to society; and
c. To provide a comprehensive free public home, that would serve as a comfort center of the senior citizens through their aging.

SECTION 3. DEFINITION OF TERMS –

a. ELDER – refers to senior citizens aging 60 years old and above;

b. ABANDONED ELDER – refers to a senior citizen who has no means of meeting his/her basic needs, whose family had deserted him/her for six months, hence appropriate care, protection and support were not met.

c. ABUSED ELDER – refers to a senior citizen who has experienced serious harm whether physical, emotional, verbal, sexual, and financial exploitation inflicted by any person.

d. NEGLECTED ELDER – refers to a senior citizen whose basic needs for survival have been deliberately unattended or inadequately attended to by his/her family.

QUEZON CITY PUBLIC LIBRARY

e. *HOME FOR THE AGED – is a residential care facility providing care to male and female senior citizens age 60 years and above who are abandoned, neglected and needy.*

f. *HOSPICE – is a place that provides palliative care and attends to the emotional and spiritual needs of the elder.*

g. *FAMILY – means immediate family, composed of spouse or children of the senior citizen.*

h. *RELATIVES – means a relative within the fourth degree of consanguinity or affinity.*

SECTION 4. CREATION AND SCOPE – Home for the Aged and Hospice shall be established for the benefit of all Quezon City senior citizens who have been abandoned, abused and/or neglected. Non-abandoned senior citizens with no caregiver can avail the services of the Home for the Aged and Hospice for a short stay.

SECTION 5. ADMINISTRATION, MANAGEMENT AND OPERATION – The Social Services Development Department (SSDD) of Quezon City shall be in charge of the administration and management of the Home for the Aged and Hospice.

The Office of Senior Citizens Affairs (OSCA) and the Quezon City Health Department shall assist in the administration and management of the said facility.

SECTION 6. OBJECTIVES OF HOME FOR THE AGED AND HOSPICE-

a. *To provide temporary or long term care for abandoned, abused and/or neglected senior citizens of Quezon City;*

QUEZON CITY PUBLIC LIBRARY

b. To develop a sense of social responsibility among nearby communities so as to strengthen the City Government's programs and services for elderly;

c. To accommodate senior citizens who have not been abandoned but do not have caregivers at home during the day so as to make them productive and enable them to enjoy a meaningful life despite their age;

d. To provide services for bed-ridden and wheelchair-bound elders while providing employment opportunities for elders staying in the residential care facility and other senior citizen volunteer caregivers;

e. To provide responsive programs and services for senior citizens;

f. To conduct solicitations and pursue partnerships with the private sector and non- government organizations to raise funds for the sustenance of senior citizens;

g. To safeguard the rights of senior citizens while inside the Home for the Aged and Hospice;

h. Other analogous matters for the protection and welfare of senior citizens.

SECTION 7. PROGRAMS AND SERVICES – The following shall be the services to be rendered by the facility:

QUEZON CITY PUBLIC LIBRARY
LAW RESEARCH

SERVICES	PROGRAM
MEDICAL AND HEALTH	Physical and Psychiatric Examination, Therapy, Consultation and Referral of elders to hospitals if in need of medical attention.
TREATMENT	Case work and group work are provided to clients. Efforts will be exerted to find the relatives of abandoned elders. However, once they are found to be absolutely abandoned, the Home will provide them long term care.
SPIRITUAL	Counseling, Guidance, Prayer Meetings, Holding of Regular Mass, Anointing of the Sick, Prayer Services and Reflection.
SOCIO-CULTURAL/ RECREATIONAL	Social Interaction, Physical Fitness, Relaxation and Wellness Programs.
PSYCHOLOGICAL	Activities/ interventions aimed at assisting the senior citizen's emotional and mental needs, due to issues and concerns that may arise from being abandoned by relatives, adjusting to the facility's environment and people, ageing and dying.
HOMELIFE	Support the residents' social, psychological and physiological-functional capacities through the provision of shelter, food and clothing as well as group living atmosphere according to their interest.
DIETARY	Balanced-Diet and Food Supplements
BURIAL	Burial assistance in partnership with funeral parlors.
OTHER	Socio- cultural, livelihood activities and other programs for the protection of elders

SECTION 8. SEMI-ANNUAL INSPECTION – The QC Department of Building Official and the Health Department shall conduct semi-annual inspections of the stability and safety of the Home for the Aged and Hospice, and the welfare of the senior citizens, respectively.

SECTION 9. IMPLEMENTING RULES AND REGULATIONS (IRR) – The SSDD, OSCA and Quezon City Health Department shall draft the Implementing Rules and Regulations for proper operation of the center within one hundred eighty (180) days after its effectivity, furnishing a copy thereof to the Quezon City's Committee on Senior Citizen.

QUEZON CITY PUBLIC LIBRARY

SECTION 10. REPEALING CLAUSE – All provisions of any City Ordinance, Executive Orders and Resolutions inconsistent herewith are hereby repealed and/ or modified accordingly.

SECTION 11. SEPARABILITY CLAUSE – If, for any reason any part of this ordinance shall be held unconstitutional or invalid, other parts hereof, which are not affected thereby, shall continue to be in full force and effect.

SECTION 12. EFFECTIVITY – This Ordinance shall take effect fifteen (15) days after the approval of this ordinance.

ENACTED: March 9, 2015.

MA.JOSEFINA G. BELMONTE
Vice Mayor
Presiding Officer

ATTESTED:

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

APPROVED: 14 MAY 2015

HERBERT M. BAUTISTA
City Mayor

CERTIFICATION

This is to certify that this Ordinance was APPROVED by the City Council on Second Reading on March 9, 2015 and was PASSED on Third/Final Reading on March 16, 2015.

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

QUEZON CITY PUBLIC LIBRARY
LAW RESEARCH