


Revised

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TANGGAPAN NG
SANGGUNIANG PANLUNGSOD NG NAGA

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ORDINANCE NO.

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AN ORDINANCE EXEMPTING ALL SENIOR CITIZENS AND PERSONS WITH DISABILITY (PWD) OF NAGA CITY FROM THE PAYMENT OF INITIAL RATE FOR PARKING FEES IN ESTABLISHMENTS, MALLS, HOSPITALS PARKING AREAS, OR ANY SIMILAR PLACES CHARGING THE SAME SITUATED WITHIN THE TERRITORIAL JURISDICTION OF THE CITY OF NAGA AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF

Authors: City Councilor JESSIE R. ALBEUS, DMD

EXPLANATORY NOTE

Art. II, Sec. 9 of the 1987 Constitution provides that the State shall promote a just and dynamic social order that will ensure the prosperity and independence of the nation and free the people from poverty through policies that provide adequate social services, promote full employment, a rising standard of living, and an improved quality of life for all.

The Congress of the Philippines through Republic Act No. 9994 enacted the "Expanded Senior Citizens Act of 2010" providing a system and mechanism to improve the lives of the senior citizens in the country. Furthermore, in 2015, extended benefits and privileges were granted to Persons with Disabilities (PWDs) in the country through the Republic Act 10754, known as "An Act Expanding the Benefits and Privileges of Persons with Disability (PWD) or the "Magna Carta for Persons with Disability".

The City of Naga has been consistently prioritizing the wellbeing of our senior citizens. Thus, aware of the status, needs and concerns of the elder constituents, the Naga City Government sees the necessity of extending the privileges of our senior citizens.

NOW THEREFORE, be it ordained by the Sangguniang Panlungsod of Naga in session assembled, that:

SECTION 1. – TITLE. – This ordinance shall be known as "An Ordinance Exempting All Senior Citizens and Persons with Disability (PWD) of Naga City from the Payment of Initial Rate for Parking Fees in Establishments, Malls, Hospitals Parking Areas, or Any Similar Places Charging the Same Situated within the Territorial Jurisdiction of the City of Naga and Providing Penalties for Violations Thereof".

This ordinance may be known and cited as "The Senior Citizen and PWD Parking Fee Exemption Ordinance of Naga City."

SECTION 2. – DEFINITION OF TERMS. – As used in this ordinance, the following words and phrases shall have the meanings ascribed to them:

- (a) **SENIOR CITIZEN** - refers to any resident citizen of the City of Naga aged sixty (60) years old and above;
- (b) **PARKING SPACE** - a paid space or area where an automobile or any vehicle can be parked at a specific place;
- (c) **PERSONS WITH DISABILITY (PWD)** - refers to any person who have long-term physical, mental, intellectual, or sensory impairments which may hinder their full and effective participation in society on an equal basis with others.

SECTION 3. – IMPLEMENTATION. – All Senior Citizens and Persons with Disability (PWDs) of the City of Naga are exempt from the payment of initial rate for parking fees in the parking space of establishments, malls, hospitals, or any other similar places charging the same situated within the territorial jurisdiction of the City. Provided, however, that the privilege granted in this Ordinance shall not be applied to overnight parking.

SECTION 4. – EXEMPTION GUIDELINES. – To avail of the exemption mentioned herein, the following guidelines shall be met.

1. The elder constituent and/or the person with disability (PWD) must present his/her valid Senior Citizen Identification Card or PWD Identification Card issued by the Naga City Office for Senior Citizens Affairs (OSCA) and/or the Naga City Persons with Disability Affairs Office (PDAO) upon entry in the establishment, mall, hospital, or any similar places charging parking fees.
2. The ID holder/cardholder must either be a driver or a passenger of the private vehicle.

SECTION 5. – PENALTIES. – Any violator of this Ordinance shall be penalized as follows:

5.1. In case of the cashier or booth attendant, violation of this Ordinance shall be imposed an imprisonment of one (1) day to thirty (30) days or a fine of one thousand pesos (Php 1,000.00) or both imprisonment and fine, at the discretion of the court

5.2. In case of the operator, manager, and/or owner of the said parking space, violation of this Ordinance shall be imposed an imprisonment of one (1) day to thirty (30) days or a fine of three thousand pesos (Php 3,000.00) or both such imprisonment and fine, at the discretion of the court. Reiteration of infraction by the operator, manager, and/or owner shall result in revocation of the business permit of the parking space or area concerned.

SECTION 6. – FILING OF COMPLAINT. – Any violation of the provisions of this measure shall be filed with the Office of the Senior Citizens Affairs (OSCA) and/or the Persons

with Disability Affairs Office (PDAO) that will assist in the filing of the necessary complaints or charges against the identified violators to the City Legal Office for appropriate action.

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

ENACTED: _____

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WE HEREBY CERTIFY to the correctness of the foregoing ordinance.

GIL A. DE LA TORRE

Secretary to the
Sangguniang Panlungsod

CECILIA B. VELUZ-DE ASIS

City Vice Mayor
& Presiding Officer

CONCURRED:

NELSON S. LEGACION

City Mayor