

REPUBLIKA NG PILIPINAS
TANGGAPAN NG SANGGUNIANG PANLUNGSOD
LUNGSOD NG BAKOLOD
-oOo-

CITY ORDINANCE NO. 1010
October 19, 2022

AN ORDINANCE ESTABLISHING A SOCIAL PENSION FUND FOR QUALIFIED SENIOR CITIZENS AND PERSONS WITH DISABILITIES IN THE CITY OF BACOLOD AND APPROPRIATING FUNDS THEREOF.

WHEREAS, Article XIII, Section 11 of the Constitution provides that there shall be priority for the needs of the underprivileged, sick, elderly, disabled, women, and children;

WHEREAS, Sec. 16 of R.A. 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 general welfare;

WHEREAS, it is declared policy of the State to 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 and an improved quality of life for all as provided by Sec. 9 of Article II of the 1987 Constitution;

WHEREAS, despite the presence of national statutes and programs that safeguard the welfare of PWDs and provide them with additional privileges, they continue to suffer from negative stigma and marginalization which limit their participation in society and hinder their enjoyment of independent life;

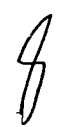

WHEREAS, the City of Bacolod recognizes the vital role and contribution of the senior citizens who laid the foundation for the building and transformation of the City of Bacolod into what it is now;

WHEREAS, there is an ongoing validation and updating of the Senior Citizens' database to determine the actual number of senior citizens in the City of Bacolod;

WHEREAS, the Sangguniang Panlungsod, considering the integral role, contribution, and participation of the members of the elderly sector in the promotion of the nation as well as to the development of the City, and has the mandate to implement programs and services that will advance the welfare and development of PWDs in Bacolod City, hereby enacts this Ordinance for the establishment of a Senior Citizens and Persons with Disabilities' social pension fund.

NOW THEREFORE, BE IT ORDAINED, as it is hereby ordained by the Sangguniang Panlungsod of the City of Bacolod in session assembled, that:

Section 1. Title. This Ordinance shall be known as **"BACOLOD SOCIAL PENSION FOR SENIORS AND PWDs ORDINANCE"**.

Section 2. Declaration of Policy. It is the policy of the City Government of Bacolod to provide a monthly financial assistance of Five Hundred Pesos (P500.00) to a target beneficiary defined below.

Section 3. Definition of Terms. - For purposes of this Ordinance, these terms are defined as follows:

- (a) **"Senior Citizen"** or "elderly" shall mean any resident of Bacolod City at least sixty (60) years old;
- (b) **"Indigent"** refers to a person whose household has no income, or has income but below the poverty line and who is not already benefitting from any government financial assistance such as a social pension, 4Ps and the like. He/she may be already receiving a pension from a private or public agency, must not be more than Five thousand pesos (P5,000)
- (c) **"Person with a Disability"** – a person who is living with a temporary or permanent physical, mental, terminal illness or sensory impairments which upon interaction with various barriers may hinder his or her full and effective participation in society on an equal basis with others, and who suffers from any following circumstances:
 - 1. Bedridden
 - 2. Severe health condition (cancer or other terminal illness)
 - 3. Unemployed and has two or more dependents
 - 4. Living alone
 - 5. Living with another PWD or Senior Citizen

Section 4. Eligibility. - Individuals who meet the criteria are eligible to receive financial assistance from the social pension fund:

4.1 Senior Citizens

- 1. Indigent senior citizens who do not receive any form of contributory pension, as well as individuals receiving not more than Five Thousand Pesos (Php5,000.00) monthly from a contributory pension (Government Service Insurance System (GSIS), Philippine Veterans Affairs Office (PVAO), Social Security System (SSS)) and the social pension program of the Department of Social Welfare and Development;
- 2. Have no permanent source of income, compensation, or financial assistance from relatives to support his/her basic needs
- 3. Must be a registered voter and a resident of Bacolod City for at least 1 year.



4.2 Persons With Disabilities

1. Must be a registered voter and a resident of Bacolod City for at least 1 year.

Section 5. Documentary Requirements. A person applying as a beneficiary must present the following supporting documents:

1. **Proof of Identity and Residence.** The applicant must have a valid government-issued photo-bearing ID or barangay certification showing his or her identity and residence in Bacolod City. The DSSD may require other documents such as a voter's ID or COMELEC registration certificate as may be necessary to support the above-mentioned documents.
2. **Proof of Status.** For senior citizens, should have a Senior Citizen's ID, for Persons with Disability, should have a PWD ID.
3. **Proof of Indigency.** The applicant must also submit a Certificate of Indigency from the Barangay or from the Department of Social Services and Development.

Section 6. Procedure. The procedure for application shall be as follows:

6.1 Application

- a) **For Senior Citizens:** the City Planning and Development Office – Community-based Monitoring System (CPDO-CBMS), Department of Social Services and Development (DSSD), Office of Senior Citizens Affairs (OSCA), and Barangay Local Government Units must consolidate a database or a Master list of all eligible Senior Citizens who can avail of the social pension;
- b) **For PWDs:** the target beneficiary shall submit their application forms, along with the above-mentioned supporting documents to the Persons with Disabilities Affairs Office

6.2 General Intake Sheet. If applicant passes the PDAO or DSSD's initial interview as the case may be, the concerned offices shall send the application to the appropriate DSSD field unit or designated social worker for an assessment or evaluation using the prescribed General Intake Sheet to verify the applicant's eligibility considering the conditions required under section 3 and prepare a recommendation to the head of DSSD.

6.3 Approval. If the applicant passes the assessment or evaluation, the DSSD shall register the applicant as a beneficiary of the program and transmit the necessary documents to the City Treasurer for the release of the assistance.

6.4 Releasing. The approved beneficiaries shall be receiving the social welfare assistance on a quarterly basis.



Section 7. Periodic Review. Upon the lapse of twelve (12) months from the applicant's registration into the program, or at any appropriate time whichever is sooner, the OSCA, PDAO and/or DSSD may re-evaluate the beneficiary's circumstances to determine whether the beneficiary remains eligible for the program. All the barangays, OSCA, and PDAO must submit a list of all the senior citizens and PWDs to the City Planning and Development Office – Community-based Monitoring System every January of each year. The CPDO-CBMS and the DSSD must consolidate the above-mentioned list and may be used as a guide in validating and/or re-evaluating the applicants and/or the approved beneficiaries of this Ordinance.

Section 8. Appropriations. - The City Government of Bacolod, in its Annual Appropriation Ordinance, shall appropriate an amount of **One Hundred Million Pesos (PhP100,000,000.00)** under the City Mayor's Office.

Section 9. Repealing Clause. - All ordinances and policies of the Government of Bacolod City contrary or inconsistent with this Ordinance are deemed repealed.

Section 10. Separability Clause. - Should any part of this Ordinance be declared unconstitutional or invalid by proper authority, other parts or provisions hereof which are not affected shall continue to be in full force and effect.

Section 11. Effectivity. - This Ordinance shall take effect immediately upon approval.

CARRIED BY THE VOTE OF:

Affirmative:

Councilors : Jude Thaddeus A. Sayson, Israel P. Salanga, Cindy T. Rojas, Em L. Ang, Al Victor A. Espino, Vladimir S. Gonzalez, Renecito S. Novero, Jason Isidro S. Villarosa, Claudio Jesus Raymundo A. Puentevella, Simplicia Z. Distrito, Celia Matea R. Flor, Psyche Marie E. Sy, Lady Gles Gonzales-Pallen, Ayesha Joy Y. Villaflor.

Negative : N o n e .

Absent : N o n e .


Main Author: Councilors Celia Matea R. Flor, Em L. Ang and Simplicia Z. Distrito.

Co-Authors : Councilors Jude Thaddeus A. Sayson, Israel P. Salanga, Cindy T. Rojas, Al Victor A. Espino, Vladimir S. Gonzalez, Renecito S. Novero, Jason Isidro S. Villarosa, Claudio Jesus Raymundo A. Puentevella, Psyche Marie E. Sy, Lady Gles Gonzales-Pallen, Ayesha Joy Y. Villaflor



Passed : October 19, 2022 (16th Regular Session of the 11th Council).

Comments : Passed.


ELPIDIO W. FAMILIARAN
Vice Mayor
Presiding Officer


ATTESTED:


ATTY. VICENTE C. PETIERRE III
Secretary to the Sanggunian

APPROVED: NOVEMBER 03, 2022.


ALFREDO ABELARDO B. BENITEZ
City Mayor

VCP/CGT/jbz

SP LEGISLATIVE
SERVICES SECTION
DATE: 11/3/2022 TIME: 11:25AM
BY: 



Republic of the Philippines
OFFICE OF THE CITY LEGAL OFFICER
Bacolod City

LEGAL OPINION NO. LO-22-187

DATE : October 27, 2022
FOR : **ATTY. KAROL JOSEPH P. CHIU**
Secretary to the Mayor
FROM : **THE OFFICE OF THE CITY LEGAL OFFICER**
SUBJECT : *City Ordinance No. 1010 or the Bacolod Social Pension for Seniors and PWDs Ordinance*

This is in reference to your endorsement dated October 25, 2022, regarding City Ordinance No. 1010, otherwise known as the Bacolod Social Pension for Seniors and PWDs Ordinance.

After a careful perusal on the legality of the City Ordinance in relation to existing laws and the Constitution, we find City Ordinance No. 1010 to be in conformance and not repugnant with existing laws. Thus, we interpose no objection should the Honorable Mayor decide to approve City Ordinance No. 1010.

For your information and guidance.


ATTY. BARTOLOME G. MALDE, JR.
Attorney II

Noted by:


ATTY. ROMEO CARLOS M. TING, JR.
City Legal Officer

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