



REPUBLIC OF THE PHILIPPINES
SANGGUNIANG PANLUNGSOD
CITY OF MANDALUYONG



ORDINANCE NO. 941, S-2023

**AN ORDINANCE GRANTING BENEFITS TO
SOLO PARENTS AND CREATING THE SOLO
PARENTS OFFICE FOR THE PURPOSE**

WHEREAS, under R.A. No. 8972 otherwise known as the *Solo Parents Welfare Act of 2000*, it is a declared policy of the State to promote the family as the foundation of the nation, strengthen its solidarity and ensure its total development. Towards this end, it shall develop a comprehensive program of services for solo parents and their children;

WHEREAS, R.A. No. 11861 or the *Expanded Solo Parents Welfare Act* amended R.A. No. 8972 providing additional benefits to solo parents;

WHEREAS, R.A. No. 7160 otherwise known as the Local Government Code of 1991, specifically Section 458 (a) provides that "The Sangguniang Panlungsod, as the legislative body of the city, shall enact ordinances, approve resolutions and appropriate funds for the general welfare of the city and its inhabitants pursuant to Section 16 of this Code and in the proper exercise of the corporate powers of the municipality as provided for under Section 22 of this Code xxx";

WHEREAS, Solo Parents bear the heavy burden of raising the family and providing their children a better future. They single-handedly do parental duties in the face of privation and poverty;

WHEREAS, it is learned that out of about 94 million Filipinos, there are 13.9 million solo parents. In the City of Mandaluyong, the number of solo parents is expected to be very substantial and must, therefore, be attended to if the City is really serious in preventing the consequent problems of solo parenthood such as poverty, lack of employment, children deprived of education, and juvenile delinquents;

WHEREAS, the enactment of this Ordinance is, therefore, imperative.

ARTICLE I
TITLE, POLICY AND OBJECTIVE

SECTION 1. TITLE. This local legislation shall be known as the "Expanded Solo Parents' Ordinance of Mandaluyong City".

SECTION 2. THE CITY'S POLICY AND OBJECTIVE. The City of Mandaluyong adheres to the declared policy of the State as provided in Section 2 of Republic Act No. 8972, as amended by R.A. 11861 otherwise known as the Expanded Solo Parents' Welfare Act. To this extent, solo parents and their families, residing in the city, shall enjoy privileges and benefits in addition to those provided by R.A. 11861.

The City shall, therefore, assist in every way possible, the solo parents in the raising of their families and in providing their children a better future hoping that such efforts will contribute greatly to the continued realization of a “Child Friendly City”.

ARTICLE II
DEFINITIONS

SECTION 3. Definition of Terms. For purposes of this Ordinance and pursuant to Section 4 of Republic Act No. 11861, the following terms shall mean:

A. SOLO PARENT – refers to any individual who falls under any of the following categories:

(a) A parent who provides sole parental care and support of the child or children due to-

1. Birth as a consequences of rape even without final conviction: Provided, That the mother has the sole parental care and support of the child or children: Provided, further, That the solo parent under this category may still be considered a solo parent under any of the categories in this section;
2. Death of the spouse;
3. Detention of the spouse for at least three (3) months or service of sentence for a criminal conviction;
4. Physical or mental incapacity of the spouse as certified by a public or private medical practitioner;
5. Legal separation or de facto separation for at least six (6) months, and the solo parent is entrusted with the sole parental care and support care and support of the child or children;
6. Declaration of nullity or annulment of marriage, as decreed by a court recognized by law, or due to divorce, subject to existing laws, and the solo parent is entrusted with the sole parental care and support of the child or children; or annulled and keeps the custody of the children;
7. Abandonment by the spouse for at least six (6) months;

- (b) Spouse or any family member of an Overseas Filipino Worker (OFW), or the guardian of the child or children of an OFW; Provided, That the said OFW belongs to the low/semi-skilled worker category and is away from the Philippines for an uninterrupted period of twelve (12) months; Provided, further, That the OFW, his or her spouse, family member, or guardian of the child or children of an OFW, belongs to low or semi-skilled worker category, subject to the assessment of the duly appointed or designated social worker;
- (c) Unmarried mother or father who keeps and rears the child or children;
- (d) Any legal guardian, adoptive or foster parent who solely provides parental care and support to a child or children;
- (e) Any relative within fourth (4th) civil degree of consanguinity or affinity of the parent or legal guardian who assumes parental care and support of the child or children as a result of the death, abandonment, disappearance or absence of the parents or solo parent for at least six (6) months; Provided, That in cases of solo grandparents who are senior citizens but who have the sole parental care and support over their grandchildren who are unmarried, or unemployed and twenty-two (22) years old or over but who are unable to fully take care or protect themselves from abuse neglect, cruelty, exploitation, or discrimination because of a physical or mental disability or condition, they shall be entitled to the benefits of this Act in addition to the benefits granted to them by Republic Act No. 9257, otherwise known as the "Expanded Senior Citizens Act of 2003"; or
- (f) A pregnant women who provides sole parental care and support to the unborn child or children."
- (g) CHILDREN OR DEPENDENTS – refers to those living with and dependent upon the solo parent for support who are unmarried, unemployed and twenty-two (22) years below, or those over twenty-two (22) years old but who are unable to fully take care or protect themselves from abuse, neglect, cruelty, exploitation, or discrimination because of a physical or mental disability or condition; Provided, That this definition shall only apply for the purpose of availing the benefits under this Act;
- (h) PARENTAL CARE AND SUPPORT- refer to the acts providing for the basic needs, health care, mental and physical safety, emotional support and formation of the personality of the child;

- (i) **PARENTAL LEAVE-** shall mean leave benefits granted to a solo parent to enable him/her to perform parental duties and responsibilities where physical presence is required or beneficial to the child;
- (j) **FLEXIBLE WORK SCHEDULE** – refers to a work arrangement granted to a solo parent employee to vary his/her work arrival and departure time without affecting the core work hours as defined by the employer;
- (k) **DSWD-** refers to the Department of Social Welfare and Development.

ARTICLE III
COMPREHENSIVE PACKAGE OF SOCIAL
PROTECTION SERVICES, PRIVILEGES AND BENEFITS

SECTION 4. BENEFITS. – A qualified solo parent shall be entitled to the following benefits under national law:

- a. A ten percent (10%) discount and exemption from value-added tax (VAT) on baby's milk, food and micronutrient supplements, and sanitary diapers purchased, duly prescribed medicines, vaccines, and other medical supplements purchased from the birth of the child or children until six (6) years of age of a solo parent who is earning less than Two Hundred Thousand pesos (P250,000.00) annually, subject to adjustment in accordance with the provisions on the exempt taxable income under the National Internal Revenue Code (NIRC), as amended by Republic Act No. 10963, otherwise known as the "Tax Reform for Acceleration and Inclusion (TRAIN)";
- b. Automatic coverage under the National Health Insurance Program (NHIP) being administered by the PhilHealth with premium contributions to be paid by the National Government; Provided, That the premium contribution of solo parents in the formal economy shall be shared equally by their employees and the National Government;
- c. Prioritization of solo parents, particularly solo mothers in re-entering the work force, and their children as applicable, in apprenticeships, scholarships, livelihood training, reintegration programs for OFWs, employment information and matching services, and other related government agencies, subject to the standard eligibility and qualifications;

- d. Prioritization and allocation in housing projects with liberal terms of payment on government low-cost housing projects in accordance with housing law provisions prioritizing applicants below poverty line as declared by the Philippine Statistics Authority (PSA);
- e. Parental leave of seven (7) working days with pay, in addition to leave privileges under existing laws, shall be enjoyed by all solo parent employees in the public or private sector, who has rendered a service of at least six (6) months, regardless of employment status, provided a valid Solo Parent Identification Card (SPIC) is submitted.

ARTICLE IV PRIVILEGES AND BENEFITS PROVIDED BY THE CITY

SECTION 5. ADDITIONAL SERVICES, PRIVILEGES AND BENEFITS. – In addition to the welfare services, privileges and benefits provided by law, solo parents who are residents of the City shall be entitled to the following privileges and benefits within the City, subject to presentation of their SPID and booklet, as the case may be, to wit:

- a. Medical Assistance – Solo parents and their dependents are entitled to free laboratory and medicines at the Mandaluyong City Medical Center, Mandaluyong City Medical Center Annex and health centers in the City;
- b. Livelihood Assistance – Solo parents shall have priority in the grant of livelihood assistance under any of the City's applicable programs or projects, subject to the qualification requirements under existing ordinances, rules and regulations;
- c. As mandated under Section 14, R.A. 11861, during disasters calamities, pandemics and other public health crisis as may be declared by the DOH, the solo parents and their children shall be entitled to social safety assistance such as food, medicines, and financial aid for domicile repair from the city, subject to the guidelines of the such social safety assistance is included on the calamity fund of the city.

ARTICLE V CREATION OF SOLO PARENTS OFFICE

SECTION 6. SOLO PARENTS OFFICE - A Solo Parents Office (SPO) is hereby created under the supervision of the City Social Welfare and Development Department pursuant to Section 17 of R.A No. 8972 as amended by R.A 11861.

SECTION 7. COMPOSITION - The SPO shall be comprised of its head and at least three (3) staff members. The head of the SPO shall be appointed by the City Mayor. He or She must be a licensed social worker who shall hold a permanent position with at least Salary Grade 12.

SECTION 8. FUNCTION - The Solo Parents Office shall have the following functions:

- (a) Plan, implement, monitor yearly work programs in pursuance of the objectives of R.A. 8972 as amended;
- (b) Draw up a list of available and required services from the solo parents;
- (c) Maintain and regularly update, on a quarterly basis, the database of solo parents;
- (d) Issue free solo parent identification card and free booklets to solo parents;
- (e) Serve as a general information and liaison center for solo parents;
- (f) Monitor compliance with the provisions of R.A. 8972 as amended, particularly the grant of privileges and additional benefits;
- (g) Report to the Office of the City Mayor or to the City Social Welfare and Development Department, any individual, establishment, business entity, institution or agency that violates any provisions of R.A. 8972 as amended;
- (h) Assist solo parents in filing complaints against individuals, establishments, business entities, institutions or agencies that refuse or fail to provide the privileges and additional benefits of solo parents granted under R.A. 8972 as amended;
- (i) Provide such other services as may be required under succeeding ordinances or under national laws.

SECTION 9. RECORDING AND MAINTAINING A SOLO PARENTS DATABASE. - The CSWDD, through the Solo Parents Office, shall establish and maintain a centralized database of all solo parents who have been issued SPIC or booklets by the SPOs and shall submit the list of solo parents receiving benefits under this Ordinance to the DSWD on a quarterly basis.

**ARTICLE VI
REGISTRATION AND ISSUANCE OF A
SOLO PARENTS ID AND BOOKLET**

SECTION 10. SPIC and Booklet - The SPO shall review and verify the documents submitted by the applicant and shall issue the SPIC and booklet within seven (7) working days from receipt of the complete documents.

SECTION 11. VALIDITY - The SPIC and booklet shall be valid for one (1) year, subject to renewal, which is conditioned upon the assessment and evaluation by the solo parent.

SECTION 12. DOCUMENTARY REQUIREMENTS - For purposes of registration and issuance of SPIC and booklet, the solo parent shall submit authenticated or certified true copies of the following documents to the SPO:

(a) For the solo parent with child or children as a consequence of rape falling under Section 4(a)(1) of R.A. No. 11861:

- (1) Birth certificate/s of the child or children
- (2) Complaint affidavit
- (3) Medical record on the incident of rape
- (4) Sworn affidavit declaring that the solo parent has the sole parental care and support of the child or children at the time of the execution of affidavit; Provided, that for purposes of issuance of subsequent SPIC or booklet, only the sworn affidavit shall be submitted every year.
- (5) Affidavit of a barangay official attesting that the solo parent is a resident of the barangay and the child or children is/are under the parental care and support of the solo parent

(b) For the solo parent on account of the death of the spouse falling under Section 4(a)(2) of R.A. 11861:

- (1) Birth certificate/s of the child or children;
- (2) Marriage certificate;
- (3) Death certificate of the spouse;

- (4) Sworn affidavit declaring that the solo parent is not cohabiting with a partner or co-parent, and has the sole parental care and support of the child or children: Provided, that for purposes of issuance of subsequent SPIC or booklet, only the sworn affidavit shall be submitted every year;
 - (5) Affidavit of a barangay official attesting that the solo parent is a resident of the barangay and the child or children is/are under the parental care and support of the solo parent.
- (c) For the solo parent on account of the detention or criminal conviction of the spouse falling under Section(a)(3) of R.A. 11861:
 - (1) Birth Certificate/s of the child or children;
 - (2) Marriage Certificate;
 - (3) Certificate of detention or certification that the spouse is serving sentence for at least three (3) months issued by law enforcement agency having actual custody of the detained spouse, or commitment order issued by the court pursuant to a conviction of the spouse;
 - (4) Sworn affidavit declaring that the solo parent is not cohabiting with a partner or co-parent, and has the sole parental care and support of the child or children: Provided, that for purposes of issuance of subsequent SPIC or booklet, requirements numbers (3) and (4) under this paragraph shall be submitted every year;
 - (5) Affidavit of a barangay official attesting that the solo parent is a resident of the barangay and the child or children is/are under the parental care and support of the solo parent.
- (d) For solo parent on account of physical or mental incapacity of the spouse falling under Section 4(a)(4) of this R.A 11861;
 - (1) Birth Certificate/s of the child or children;
 - (2) Marriage Certificate or affidavit of cohabitation;
 - (3) Medical record or medical abstract or a certificate of confinement in the National Center for Mental Health or any medical hospital or facility evidencing the physical or mental state of the incapacitated spouse, which should have been issued not more three (3) months before the submission or a valid PWID;

- (4) Sworn affidavit declaring that the solo parent is not cohabiting with a partner or co-parent, and has the sole parental care and support of the child or children: Provided, that for purposes of issuance of subsequent SPIC or booklet, requirement numbers (3) and (4) under this paragraph shall be submitted every year;
 - (5) Affidavit of a barangay official attesting that the solo parent is a resident of the barangay and the child or children is/are under the parental care and support of the solo parent.
- (e) For the solo parent on account of legal or de facto separation of spouse falling under Section 4(a)(5) of R.A 11861:
 - (1) Birth Certificate/s of the child or children;
 - (2) Marriage Certificate;
 - (3) Judicial decree of legal separation of the spouses or, in the case of de facto separation, an affidavit of two (2) disinterested persons attesting to the fact of separation of the spouse;
 - (4) Sworn affidavit declaring that the solo parent is not cohabiting with a partner or co-parent, and has the sole parental care and support of the child or children: Provided, that for purposes of issuance of subsequent SPIC or booklet, requirement numbers (3) and (4) under this paragraph shall be submitted every year;
 - (5) Affidavit of a barangay official attesting that the solo parent is a resident of the barangay and the child or children is/are under the parental care and support of the solo parent.
- (f) For the solo parent on account of declaration of nullity or annulment of marriage falling under Section 4(a)(6) of R.A. 11861:
 - (1) Birth Certificate/s of the child or children;
 - (2) Marriage Certificate, annotated with the fact of declaration of nullity of marriage or annulment of marriage;
 - (3) Judicial decree of nullity or annulment of marriage or judicial recognition of foreign divorce;

- (4) Sworn affidavit declaring that the solo parent is not cohabiting with a partner or co-parent, and has the sole parental care and support of the child or children: Provided, that for purposes of issuance of subsequent SPIC or booklet, only the sworn affidavit shall be submitted every year;
 - (5) Affidavit of a barangay official attesting that the solo parent is a resident of the barangay and the child or children is/are under the parental care and support of the solo parent;
- (g) For the solo parent on account of abandonment by the spouse falling under Section 4(a)(7) of R.A.11861:
- (1) Birth Certificate/s of the child or children;
 - (2) Marriage Certificate or affidavit of the applicant solo parent;
 - (3) Affidavit of two (2) disinterested persons attesting to the abandonment of the spouse;
 - (4) Police or barangay record of the fact of abandonment;
 - (5) Sworn affidavit declaring that the solo parent is not cohabiting with a partner or co-parent, and has the sole parental care and support of the child or children: Provided, That for purposes of issuance of subsequent SPIC or booklet, only sworn affidavit shall be submitted every year;
 - (6) Affidavit of a barangay official attesting that the solo parent is a resident of the barangay and the child or children is/are under the parental care and support of the solo parent.
- (h) For the spouse or any family member of an OFW falling under Section 4(b) of R.A.11861:
- (1) Birth Certificate/s of the child or children;
 - (2) Marriage Certificate, if the applicant is the spouse of the OFW, or Birth Certificate or other competent proof of the relationship between the applicant and the OFW, if the applicant is a family member of the OFW;
 - (3) POEA Standard Employment Contract or its equivalent document;

- (3) Sworn affidavit declaring that the solo parent is not cohabiting with a partner or co-parent, and has the sole parental care and support of the child or children: Provided, that for purposes of issuance of subsequent SPIC or booklet, requirement numbers (3) and (4) under this paragraph shall be submitted every year;
 - (4) Affidavit of a barangay official attesting that the solo parent is a resident of the barangay and that the children are under parental care and support of the applicant solo parent;
- (k) For any relative within the fourth (4th) civil degree of consanguinity or affinity of the parent or legal guardian who assumes parental care and support of the child or children falling under Section 4(e) R.A. 11861:
 - (1) Birth Certificate/s of the child or children;
 - (2) Death Certificate, certificate of incapacity, or judicial declaration of absence or presumptive death of the parents or legal guardian, or police or barangay records evidencing the fact of disappearance or absence of the parent or legal guardian for at least six (6) months;
 - (3) Proof of relationship of the relative to the parent or legal guardian, such as Birth Certificate, Marriage Certificate, family records, or other similar or analogous proof of relationship;
 - (4) Sworn affidavit declaring that the solo parent is not cohabiting with a partner or co-parent, and has the sole parental care and support of the child or children: Provided, that for purposes of issuance of subsequent SPIC or booklet, requirement numbers (3) and (4) under this paragraph shall be submitted every year;
 - (5) Affidavit of a barangay official attesting that the solo parent is a resident of the barangay and that the children are under parental care and support of the applicant solo parent.
- (l) For the solo parent who is pregnant woman falling under Section 4(f) of R.A. 11861:
 - (1) Medical record of her pregnancy;
 - (2) Affidavit of a barangay official attesting that the solo parent is a resident of the barangay and that the children are under parental care and support of the applicant solo parent;

- (3) Sworn affidavit declaring that the solo parent is not cohabiting with a partner or co-parent, and has the sole parental care and support of the child or children.

SECTION 13. PROCEDURE FOR THE ISSUANCE OF THE SOLO PARENT IDENTIFICATION CARD. – Any person who applies for a SPIC under this Ordinance shall observe the following process:

- a. Visit the SPO to manifest the intent to register as a Solo Parent;
- b. Fill-out application form and submit the necessary requirements for the issuance of a SPID and booklet;
- c. Undergo an assessment by the assigned social worker who shall prepare a social case study report based on the information/data/documents provided;
- d. Attend the Solo Parents Orientation Seminar to appraise him/her of the rights, duties, and obligations as a solo parent and to obtain a Certificate of Attendance;
- e. Submit the Certificate of Attendance and other necessary requirements to the SPO, who shall review and verify the documents submitted. The SPO shall issue the SPIC and booklet within seven (7) working days from receipt of the complete documents.

**ARTICLE VII
LIMITATION AND TERMINATION OF THE BENEFITS
OF A SOLO PARENT**

SECTION 14. LIMITATION ON THE BENEFITS OF A SOLO PARENT – Only a solo parent exercising sole parental custody, care and support of a child, children, or dependent is entitled to claim the benefits of a solo parent, provided, that a solo parent shall not lose his/her status as a solo parent if the other parent provides occasional assistance and/or seasonal gifts that do not meet the legal requirement of support under the Family Code of the Philippines. Provided, further, that the absence of a valid legal marriage between the mother and father of the child, children or dependent/s does not automatically entitle either individual to the benefits under this Ordinance if the factual circumstances demonstrate that parental custody, care and support are shared by the mother and father.

SECTION 15. TERMINATION OF THE BENEFITS OF A SOLO PARENT – When a solo parent ceases to be such by reason of a change of status and circumstances, the said solo parent shall be ineligible to avail of the benefits under this Ordinance.

SECTION 16. PROCEDURE FOR TERMINATION OF BENEFITS –

- a. A solo parent shall declare his/her intention to withdraw from the availment of benefits under this Ordinance at the SPO and he/she shall surrender her SPIC and booklet to the said Office;
- b. If the solo parent does not voluntarily declare his/her intention to continue or terminate the provision of benefits and services before the lapse of one year from the issuance of SPIC, the social worker, based on a report by the employer of any interested person, shall conduct the necessary assessment/evaluation to ascertain if the grounds for termination and withdrawal of benefits exist;
- c. The solo parent shall be informed of the result of the assessment/evaluation conducted by the social worker, including termination of the benefits or services, if warranted, through a written notice, with proof or receipt of the notice of termination;
- d. The solo parent's failure to renew his/her SPIC on or before the end of the year of its issuance shall result in automatic expiration of the SPIC after one (1) year from issuance.

SECTION 17. REINSTATEMENT OF BENEFITS – The termination of said benefits shall be without prejudice to the reapplication of the solo parent and reinstatement of said benefits, should the circumstances so warrant.

ARTICLE VII APPROPRIATION AND FINAL PROVISIONS

SECTION 18. APPROPRIATION. For the purposes of the mandates of this Ordinance, the amount equivalent to One percent (1%) of the City's total budget for Socio-Economic Development shall be provided for in the Annual Budget and in every succeeding budget year thereafter.

SECTION 19. BARANGAY SOLO PARENT PROGRAM. All twenty-seven (27) barangays of this City are highly encouraged to establish their respective Solo Parent Program and to support as well as provide necessary funding assistance thereto by including it in their respective annual budget.

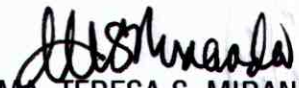
SECTION 20. REPEALING CLAUSE. Ordinance No. 745, S-2019 entitled An Ordinance Institutionalizing the Programs, Services, Privileges and benefits for Solo Parents and their Children, Appropriating Funds Therefor and for Other Purposes Pursuant to Republic Act. No. 8972, known as the Solo Parent Act of 2000 enacted on November 11, 2019 is hereby repealed. Further, any provisions of ordinances, rules and regulations, or parts thereof which are inconsistent with the provisions of this Ordinance are hereby repealed or modified accordingly.

SECTION 21. SEPARABILITY CLAUSE. Should any part or section of this Ordinance be declared as unconstitutional or invalid by any court of competent jurisdiction, such judgement shall not affect or impair the remaining provisions, sections, or parts thereof, which shall continue to be in full force and effect.

SECTION 22. EFFECTIVITY. This Ordinance shall take effect fifteen (15) days after publication in a newspaper of general circulation in Metro Manila.

ENACTED on this 23rd day of August 2023, in the City of Mandaluyong.

I HEREBY CERTIFY THAT THE FOREGOING ORDINANCE WAS
ENACTED BY THE SANGGUNIANG PANLUNGSOD OF
MANDALUYONG IN A SPECIAL SESSION HELD ON THE DATE
AND PLACE FIRST ABOVE GIVEN.


MA. TERESA S. MIRANDA
Sanggunian Secretary

ATTESTED BY:

APPROVED BY:


ANTONIO DLS. SUVA
Acting Presiding Officer


BENJAMIN S. ABALOS
City Mayor

Date: SEP 05 2023

ON OFFICIAL BUSINESS
CARMELITA A. ABALOS
Vice Mayor

DISTRICT I

ACTING PRESIDING OFFICER
ANTONIO DLS. SUVA, JR.
Councilor



ANJELO ELTON P. YAP
Councilor



DANILO L. DE GUZMAN
Councilor



RODOLFO M. POSADAS
Councilor



CARISSA MARIZ S. MANALO
Councilor



ESTANISLAO V. ALIM III
Councilor

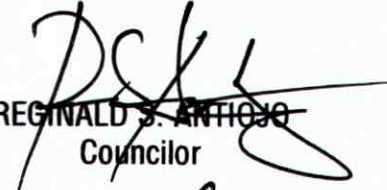
DISTRICT II



BENJAMIN A. ABALOS III
Councilor



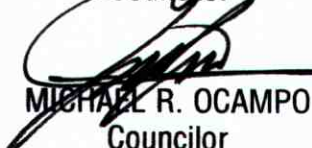
ALEXANDER C. STA. MARIA
Councilor



REGINALD S. ANTIOJO
Councilor



LESLIE F. CRUZ
Councilor



MICHAEL R. OCAMPO
Councilor



MICHAEL ERIC G. CUEJILO
Councilor



DARWIN A. FERNANDEZ
LnB President



AEROL SEDRICK A. MANGALIAG
SK Federation President