



REPUBLIC OF THE PHILIPPINES
PROVINCE OF ILOILO
MUNICIPALITY OF PAVIA
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OFFICE OF THE SANGGUNIANG BAYAN

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE
SANGGUNIANG BAYAN HELD ON AUGUST 30, 2023 AT 9:00 A. M. IN THE
SESSION HALL, MUNICIPAL BUILDING, PAVIA, ILOILO.

PRESENT

1. Hon. Edsel G. Gerochi - Municipal Vice-Mayor
Presiding Officer
2. Hon. Jo Jan Paul J. Peñol - Municipal Councilor
3. Hon. Ariel B. Gerada - -do-
4. Hon. Jose Maria D. Trimañez - -do-
5. Hon. Leonardo L. Belasa - -do-
6. Hon. Daniel S. Fajardo, II - -do-
7. Hon. Roy H. Gorriceta - -do-
8. Hon. Rhia B. Sotomil - -do-
9. Hon. Joshua Philippe B. Gumban - -do-
10. Hon. Hanson H. Guyos - Liga President, Ex-Officio Member
11. Hon. Kervin Matthew G. Zaldarriaga - SK Fed. President, Ex-Officio Member

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MUNICIPAL ORDINANCE NO. 2023-26

COMPREHENSIVE SOLO PARENTS ORDINANCE OF THE
MUNICIPALITY OF PAVIA, ILOILO.

WHEREAS, it is provided in Section 16 of RA 7160, otherwise known as the Local Government Code of 1991 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, Republic Act No. 8972 as amended by Republic Act No. 11861, otherwise known as the Expanded Solo Parents Welfare Act, provides that the state promotes a just and dynamic social order that ensures 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 improved of life;

WHEREAS, Republic Act No. 7160, otherwise known as the Local Government Code of 1991, specifically Section 468 (a) thereof, provides that “The Sangguniang Bayan, as the legislative body of the municipality, shall enact ordinances, approve resolutions and appropriate funds for the general welfare of the province and its inhabitants pursuant to Section 16 of this Code;

NOW THEREFORE, BE IT RESOLVED, as it is hereby Resolved, by the Sangguniang Bayan of the Municipality of Pavia, Iloilo to enact the Ordinance.

SECTION 1. Title. This Ordinances shall be known as the “*Comprehensive Solo Parents Ordinance of the Municipality of Pavia, Iloilo*”.

SECTION 2. Definition of Terms. For this Ordinances the following term shall mean:

1. **Solo Parent** – refers to any individual who falls under any of the following categories:
 - (a) A parent who provides sole parental care and support to 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 or 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 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; and
 - (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 falls under the requirements of this section;
 - (c) Unmarried mother or father who keeps and rears the child or children;
 - (d) Any legal guardian, an adoptive or foster parent who solely provides parental care and support to a child or children;
 - (e) 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 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 below or, that twenty-two (22) years old or over but who are unable to fully take care or protect themselves from abuse, neglect, cruelty, exploitation, 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 9257, otherwise known as the "Expanded Senior Citizens Act of 2003"; and

(f) A pregnant woman who provides sole parental care and support to the unborn child or children.

2. **Child Minding Centers** refer to facilities or areas within the workplace accessible locations to the solo parent or workplace of the guardian provided by the employer where the children of a solo parent employee aged seven (7) years old and below are habitually received for purposes of care and supervision during working hours;
3. **Children or Dependents** refer to those living with and dependent upon the solo parent for support who are unmarried, unemployed, and twenty-two (22) years old or 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 purposes of availing the benefits under this Act;
4. **Flexible Work Schedule** refers to a work arrangement granted to solo parent employees to vary the arrival and departure time in the workplace without affecting the core work hours as defined by the employer;
5. **Parental Care and Support** refer to the acts of providing for the basic needs, health care, mental and physical safety, emotional support, and formation of the personality of the child;
6. **Parental Leave** refer to leave benefits granted to a solo parent to enable the performance of parental duties and responsibilities where physical presence is required or beneficial to the child.
7. **Parental Responsibility** refer to the rights and duties of the parents as defined in Article 220 of Executive Order No. 209 as amended, otherwise known as the "Family Code of the Philippines."
8. **Spouse** refers to a husband or wife by virtue of a valid marriage or a partner in a common-law relationship as defined under Article 147 of Executive Order No. 209, otherwise known as "The Family Code of the Philippines."

SECTION 3. Assessment and Documentation. A solo parent defined under this Ordinance shall undergo the necessary assessment process as provided for in the Implementing Rules and Regulations of Republic Act No. 11861. For this purpose, the Municipal Social Welfare and Development Office is hereby mandated to conduct the process of quarterly assessment and documentation of the barangays in the Municipality of Pavia, Province of Iloilo.

SECTION 4. Registration. The component barangay in the Municipality of Pavia through its Municipal Social Welfare and Development Office shall undertake a wide registration of all solo parents and their children obtaining, among others, information on their names, ages, address, income, source of income, number of

children per solo parents and their circumstances being solo parent. Further, he or she should be a registered voter and should reside in the municipality of Pavia.

SECTION 5. Issuance of ID. The Municipal Social Welfare and Development Office (MSWDO) shall cause the issuance of Solo Parent Identification Card, which shall be considered as competent evidence of identity and membership as well as the entitlement to the benefits under this Ordinance and to the existing laws for Solo Parents. The Solo Parent ID shall have one (1) year validity unless there is a change of status.

Section 5 (a) A booklet shall then be issued to a Solo Parent who is earning less than Two Hundred Fifty Thousand Pesos (P 250,000.00) annually.

SECTION 6. Right to Organize. All barangays in the Municipality of Pavia, Iloilo are hereby encouraged to organize their own Solo Parents Organization which shall be composed of the following:

Barangay Level:

President, Vice President, Secretary, Asst. Secretary, Treasurer, Asst. Treasurer, Auditor, Asst. Auditor, Business Manager, Asst. Business Manager, and Public Information Officer.

SECTION 7. Municipal Solo Parents Registration System. The Municipal Government shall coordinate with the Barangay Social Welfare to establish and maintain a Municipal database of all solo parents in the Municipality of Pavia.

SECTION 8. Solo Parents' Week. There shall be a Solo Parents' Week celebration every third week of April of every year. The Local Government of Pavia and its component barangays shall initiate activity intended for the said celebration.

SECTION 9. Solo Parents' Week Objectives. The following are the objectives for the celebration of Solo Parents' Week:

1. To bring members of the solo parents from all barangays in the Municipality of Pavia, Iloilo;
2. To discuss issues affecting solo parents and their children in their daily struggles and look for possible interventions and/or solutions; and to know their benefits as provided for under R.A. 8972 and R.A. 11861;
3. To recognize their value and importance as an integral part of society;



4. To discuss and develop plans, programs, and activities for effective parental responsibilities and address discrimination;
5. To invite speakers who themselves are successful solo parents to share their stories and struggles which will provide inspiration;
6. To educate them on their rights as provided for under the labor laws of the Philippines such as "parental leave" and "flexible work schedule" and updates on labor laws; and
7. To update existing records of solo parents, among others.

SECTION 12. *Benefits and Privileges.* A solo parent shall be entitled to the following benefits and privileges:

- (a) **Parental Leave.** In addition to the leave privileges under existing laws, a forfeitable and noncumulative parental leave of not more than seven (7) working days with pay every year shall be granted to any solo parent employee, regardless of employment status, who has rendered service of at least six (6) months: *Provided*, That the parental leave benefit may be availed of by the solo parent employee in the government and the private sector.
- (b) **Maternity Leave.** All covered female workers in government and the private sector, including those in the informal economy, regardless of civil status of the legitimacy of her child, shall be granted one hundred five (105) days maternity leave with full pay and an option to extend for an additional thirty (30) days without pay: *Provided*, That in case the worker qualifies as a solo parent under R.A. No. 8972, or the "Solo Parent Welfare Act," the worker shall be granted an additional fifteen (15) days maternity leave with full pay.
- (c) A ten percent (10%) discount and exemption from the value-added tax (VAT) on baby's milk, food, micronutrient supplements, 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 Fifty Thousand Pesos (P250,000.00) annually, subject to adjustment in accordance with the provisions on the exempt taxable income under National Internal Revenue Code (NIRC), as amended by Republic Act No. 10963, otherwise known as the "Tax Reform for Acceleration and Inclusion (TRAIN)": *Provided*, That nothing in this section shall violate the

provisions of Republic Act No. 10028, otherwise known as the "Expanded Breastfeeding Promotion Act of 2009");

- (d) Prioritization of solo parents, particularly solo mothers, in re-entering the workforce and their children, as applicable, in apprenticeships, scholarships, livelihood training, and reintegration programs for OFWs, employment information and matching services, and other poverty alleviation programs of the Province of Iloilo subject to the standard eligibility and qualifications; and
- (e) Medical Assistance. Pursuant to Provincial Ordinance No. 2019-009, all *bona fide* solo parents as assessed and documented under this Ordinance shall be entitled to a twenty percent (20%) discount on all charges in all hospitals and medical facilities owned, operated, and maintained by the Iloilo Provincial Government. *Provided*, That solo parents determined by the Municipal Social Welfare and Development Office, after due assessment and documentation pursuant to Section 3 hereof to be within or below the poverty threshold, shall be entitled to a fifty (50%) percent discount. This privilege may be availed of where the patient is either the solo parent or his/her dependent family members as defined in Section 2 hereof. Those who are confined in service wards of these aforementioned facilities shall be free of charge.
- (f) All commercial establishments shall provide an express lane for solo parents when the latter are with any family member below twelve (12) years old, and shall be given priority in boarding public conveyances. They shall be exempted from falling in line in all passenger terminals and shall be allowed to board ahead of the other passengers when they are with any family member below twelve (12) years old.
- (g) All fast food chains, Restaurants, diners and similar establishments within the territorial jurisdiction of Pavia shall grant a 20% discount on the total bill for dine in orders of the solo parent and their dependents only. Further, said discount is applicable only every 1st and 3rd sundays of the month. Furthermore, said discount granted shall be allowed to be claimed as deductions on the payment of their annual tax on their business.
- (h) An additional one thousand pesos (P1,000.00) per month allowance shall be allocated for every solo parent who is earning less than Two Hundred Fifty Thousand Pesos (P250,000.00) annually.
- (i) Social Safety Assistance. During disasters, calamities, pandemics, and other public health crises, the solo parents and their children shall be the priority to social safety assistance such as food, medicines, and financial

aid for domicile repair in the LGUs where the solo parents and their children are residing, subject to the guidelines provided.

- (j) **Livelihood Opportunities.** The local government unit shall, in coordination with other related government and non-government agencies, provide livelihood/skills training to solo parents.
- (k) **Death or Burial Assistance.** Indigent solo parents and their children shall be entitled to death benefits or burial assistance under the Assistance to Individuals in Crisis Situation from the Office of the Municipal Social Welfare and Development Office, subject to existing guidelines and other documentary requirements.
- (l) **Prioritization and allocation in housing projects with liberal terms of payment on government low-cost housing projects in accordance with the housing law provisions prioritizing applicants below poverty line as declared by the Philippines Statistics Authority (PSA).**

SECTION 13. *Limitation and Termination of the Benefits of a Solo Parent.*

Only a solo parent exercising sole parental care and support of the child or children is entitled to claim the benefits of the solo parent under this Ordinance: *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 and legal marriage between the mother and father of a child or dependent does not automatically entitle either individual to the benefits under this Ordinance if the factual circumstances demonstrate that parental care and support are shared.

When a solo parent, as defined under this Ordinance, ceases to be such by reason of change of status and circumstances, the said solo parent shall be ineligible to avail of the benefits under this Ordinance.

SECTION 14. *Solo Parents Desk.* There shall be an established Solo Parents Desk in the Barangay under the Municipal Social Welfare and Development Office with the Barangay Committee Chairperson on Social Services as the Desk Officer.

SECTION 15. *The Functions of Solo Parents Municipal Help Desk.* The following are the functions of the Barangay Solo Parents Desk Officer:

1. Maintain and regularly update the list of solo parents in the Municipality ;
2. Serve as a general information and liaison center for solo parents;

3. Monitor compliance with the provisions of this Ordinance, particularly the grant of privileges and additional benefits;
4. Report to the mayor or office of the social welfare, any individual, establishment, business entity, institution, or agency that refuses or fails to provide the privileges and additional benefits of solo parents granted under this Ordinance;
5. Assist the solo parents in filing complaints against any individual, establishment, business entity, institution, or agency that refuses or fails to provide the privileges and additional benefits of solo parents granted under this Ordinance;
6. Coordinate and work with appropriate offices and agencies of the government in providing such welfare services, privileges, and benefits to the intended beneficiaries;
7. Assist in the organizational structure of the solo parents' organization and federation; and
8. Perform such other duties and functions necessary for the implementation of this Ordinance.

SECTION 16. *The Functions of Solo Parents Barangay Help Desk.* The following are the functions of the Barangay Solo Parents Desk Officer:

1. Maintain and regularly update the list of solo parents in the barangay;
2. Serve as a general information and liaison sub-center for solo parents;
3. Coordinate and work with appropriate offices and agencies of the government in providing such welfare services, privileges, and benefits to the intended beneficiaries;
4. Assist in the organizational structure of solo parents' organization and federation;
5. Render immediate and direct assistance when necessary, and thereafter report and forward the case and other necessary information to the MSWDO, or other proper agency, and closely coordinate with the latter, any action taken thereon; and
6. Perform such other duties and functions that may be necessary to aid the implementation of this Ordinance.

SECTION 17. *Abused, Abandoned, or Neglected Solo Parents or Solo Parents who are Victims of Domestic Violence.* In cases where a solo parent has been abused, abandoned, or neglected by his or her co-parent, he or she may seek the help of MSWDO which, in turn, shall coordinate with the respective barangay officials and/or police officers assigned in the nearest Philippine National Police station where the abused, abandoned, or neglected solo parent resides, in order to provide immediate assistance. If the co-parent is gainfully employed, the abused, abandoned, or neglected parent shall have the right to retain a portion of the former's income, to be agreed upon by both parents or by a valid order issues by a court of competent jurisdiction, for the support of the child.

SECTION 18. *Special Protections for Adolescent Solo Parents.* In addition to the provisions of this Ordinance, adolescent solo parents, including victims of child marriages, shall also be provided with assistance from the Municipal Social Welfare and Development Office and the Rural Health Office, which may include counseling, adolescent health services, and psycho-social services.

SECTION 19. *Municipal Coordinating and Monitoring Committee.* There shall be an established Municipaal Coordinating and Monitoring Committee in the Municipality of Pavia ,Province of Iloilo which shall be composed of the following:

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| a) Chairperson - | Municipal Mayor |
| b) Vice-Chairperson - | Chairperson, Committee on Women and Family Affairs of the Sangguniang Bayan |
| c) Members: | <ol style="list-style-type: none">(1) Duly authorized representative from the Municipal Budget Office(2) Duly authorized representative from the Municipal Health Office(3) Duly authorized representative from the GAD Focal Person of the Municipality of Pavia(4) Duly authorized representative from the MSWDO(5) Duly authorized representative from TESDA(6) Duly authorized representative from the MLGOO(7) Duly authorized representative from Pavia PNP(8) President of the Federation of Solo Parents Organization(9) Duly authorized representative from |



(7) Duly authorized representative from Pavia PNP

(8) President of the Federation of Solo Parents Organization

(9) Duly authorized representative from the PESO

SECTION 20. *Duties and Functions of the Committee.* The following shall be the duties and functions of the Municipal Monitoring and Coordinating Committee:

1. Monitor and oversee the strict implementation of this Ordinance in the municipality of Pavia, Iloilo;
2. Institute policies and programs for Solo Parents and their children;
3. Undertake information, education, and advocacy campaign for Solo Parents;
4. Conduct quarterly meeting to discuss issues and concerns of Solo Parents;
5. Monitor compliance with the provisions of this Ordinance, particularly the grant of privileges and additional benefits;
6. Report to the mayor or office of the social welfare, any individual, establishment, business entity, institution or agency that violated any provision of this Ordinance;
7. Assist the solo parents in filing complaints against any individual, establishment, business entity, institution, or agency that refuses or fails to provide the privileges and additional benefits of solo parents granted under this Ordinance; and
8. Perform other duties and functions necessary for the implementation of this Ordinance.

SECTION 21. *Implementing Rules and Regulations.* Within ninety (90) days from the approval of this Ordinance, the Municipal Social Welfare and Development Office shall, in consultation and coordination with the members of the Municipal Inter-Agency Coordinating and Monitoring Committee issue the necessary rules and regulations for the effective implementation of this Ordinance.

SECTION 22. Penalties. Any violation of the provisions contained in this Ordinance shall be penalized as follows:

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| 1 st Offense: | Reprimand |
| 2 nd Offense: | Fine of one Thousand Five Hundred Pesos (P1500.00) |
| 3 rd and succeeding offenses: | Fine of Two thousand Five hundred Pesos (P2,500.00) |

If the offender is a corporation, partnership, organization or any similar entity, the officials thereof directly involved in such as the president, general manager, managing partner, or such other officer charged with the management of the business affairs shall be liable therefor.

Upon filing of an appropriate complaint, and after due notice and hearing, any permit franchise and other similar privileges granted by the Municipal Government to any person, establishment or business entity that fails to abide by the provisions of this Ordinance may be revoked or cancelled, either temporarily or permanently.

Violation of Section 12(d) thereof shall render a public official or employee administratively liable.

Section 23. Separability Clause. If for any reason or reasons, any part of provision of this Ordinance shall be held to be unconstitutional or invalid, other parts or provisions hereof which are not affected thereby shall continue to be in full force and effect.

SECTION 24. Repealing Clause. All ordinances, resolutions, and regulations or parts thereof which are inconsistent with this Ordinance are hereby repealed or modified accordingly.

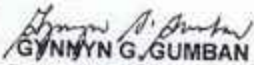
SECTION 25. Effectivity Clause. After it is enacted by the Sangguniang Bayan and the approval of the Municipal Mayor, this Ordinance shall take effect after the completion of its posting in three conspicuous places in the Municipality of Pavia, Iloilo and the publication in the newspaper of general circulation, whichever occurs later.

RESOLVED FURTHER, to furnish copies of this Ordinance, the Honorable Mayor Laurence Anthony "Luigi" Gorriceta, the Honorable Vice Mayor Edsel "Bibo" Gerochi, all Sangguniang Bayan Members, All Department Heads and Punong Barangays in the Municipality of Pavia, Iloilo for the information and reference.

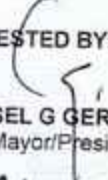
ENACTED on the 30TH day of August, 2023 at Pavia, Iloilo, Philippines.

APPROVED.

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I HEREBY CERTIFY to the correctness
of the above-quoted ordinance:


GYNLYN G. GUMBAN
Secretary to the Sangguniang Bayan

ATTESTED BY:


HON. EDSSEL G GEROCHI
Municipal Vice Mayor/Presiding Officer

APPROVED:


HON. LAURENCE ANTHONY G. GORRICETA
Municipal Mayor