

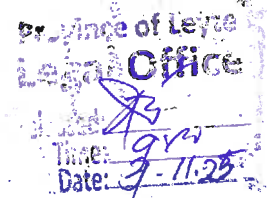
Item No.: 02

Date: 25 2025 MAR



Republic of the Philippines
PROVINCE OF LEYTE
Provincial Capitol
Tacloban City

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SANGGUNIANG PANLALAWIGAN



PROVINCIAL LEGAL OFFICE

2nd INDORSEMENT

February 24, 2025

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 2025-02 of the Sangguniang Bayan of Tanauan, Leyte.

Issues/concerns for review/recommendation/legal opinion is/are as follows:

- Ordinance No. 2025-02 entitled: **"Solo Parent Welfare Ordinance Ordinance of the Municipality of Tanauan, Leyte"**

REVIEW/RECOMMENDATION/LEGAL OPINION:

This office is of the opinion that the subject Ordinance is generally in accordance with its power under Section 447(a)¹ of the Local Government Code of 1991 (R.A 7160) in relation to RA 8972². Hence, we recommend for the declaration of its validity.

We hope to have assisted you with this request. Please note that the opinion rendered by this Office are based on the facts available and may vary or change when additional facts and documents are presented or changed. This opinion is likewise without prejudice to the opinions rendered by higher and competent authorities and/or the courts.

ATTY. JOSE RAYMUND A. ACOL
Provincial Legal Officer 

¹ (a) The sangguniang bayan, as the legislative body of the municipality, shall enact ordinances, approve resolutions and appropriate funds for the general welfare of the municipality 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.

² Solo Parents Welfare Act of 2000

Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
05 February 2025

Province of Leyte
Legal Office

Received: *[Signature]*
Time: *9:00 am*
Date: *2-6-25*

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Ordinance No. 2025-02 of the Municipality of Tanauan, Leyte**, entitled: **An Ordinance institutionalizing the programs, services, privileges and benefits for solo parents and their children pursuant to Republic Act 8972 also known as the "Solo Parents Welfare Act of 2000" and appropriating funds thereof.**

[Signature]
FLORINDA JILL S. VYVICO
Secretary to the Sanggunian

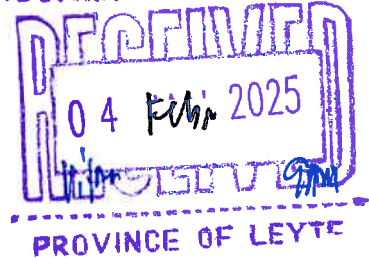


Republic of the Philippines
Province of Leyte
TANAUAN
-oOo-

OFFICE OF THE SANGGUNIANG BAYAN

January 28, 2025

SANGGUNIANG PANLALAWIGAN



THE SECRETARY

Sangguniang Panlalawigan
Province of Leyte
Capitol Building
Tacloban City

Sir/Madam;

Respectfully submitting herewith 16th **SB Ordinance No. 2025 - 02**, "An ordinance institutionalizing the programs, services, privileges and benefits for solo parents and their children pursuant to Republic Act 8972 also known as the "Solo Parent Welfare Act of 2000" and appropriating funds thereof", for your appropriate action.

Sponsored by: Hon. Paul Emmanuel R. Cinco

Co-sponsors: Hon. Cherry Anne T. Fiel

Hon. Josie M. Creer

Trusting that you will accord this matter with your kindest attention.

Thank you.

Truly yours,

ELEUTERIO T. LERIOS

Sangguniang Bayan Secretary

CP

Republic of the Philippines
Province of Leyte
TANAUAN
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SANGGUNIANG BAYAN

EXCERPT FROM THE MINUTES OF THE 124th REGULAR SESSION OF THE 16th SANGGUNIANG BAYAN OF TANAUAN, LEYTE, HELD ON JANUARY 13, 2025, AT THE SB SESSION HALL, TANAUAN TOWN HALL, TANAUAN, LEYTE.

PRESENT :

HON. ARCHIE LAWRENCE R. KAPUNAN
HON. JAN ELMER V. MAGDALAGA
HON. MAE JANE ANGELIE M. MORABE – BORAI
HON. MARK EFREN E. MERILO
HON. PAUL EMMANUEL R. CINCO
HON. JOSIE M. CREER
HON. ATTY. ISAGANI S. ESPADA
HON. QUINTIN T. OCTA, JR.
HON. CHERRY ANNE T. FIEL
HON. EFREN C. MERILO
HON. KYLE C. MESIAS

SANGGUNIANG PANGALAWIGAN
10 4, Feb 2025
PROVINCE OF LEYTE

Municipal Vice-Mayor/Presiding
Sangguniang Bayan Member

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ABSENT : NONE

ORDINANCE NO. 2025 – 02

AN ORDINANCE INSTITUTIONALIZING THE PROGRAMS, SERVICES, PRIVILEGES AND BENEFITS FOR SOLO PARENTS AND THEIR CHILDREN PURSUANT TO REPUBLIC ACT 8972 ALSO KNOWN AS THE "SOLO PARENTS WELFARE, ACT OF 2000" AND APPROPRIATING FUNDS THEREOF.

Sponsored by: Hon. Paul Emmanuel R. Cinco

Co-sponsored by: Hon. Cherry Anne T. Fiel

Hon. Josie M. Creer

BE IT ENACTED BY THE SANGGUNIANG BAYAN OF TANAUAN, LEYTE IN
REGULAR SESSION ASSEMBLED THAT:

WHEREAS, under R.A. No. 8972, as amended by R.A. 11861, otherwise known as the Solo Parent Act, it is declared policy of the State to promote 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 an improved quality of life. The State shall also promote social justice in all phases of national development, value the dignity of every human person and guarantee full respect for human rights. Towards these ends, the government shall:(a) Support the natural and primary rights and duty of solo parents in rearing their children by providing for their basic needs, and extending to them assistance in social service and welfare benefits, with the end in view of uplifting their status and circumstances; and(b) Adhere to international agreements and national laws on families;

improvement

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

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WHEREAS, the Local Government Unit of Tanauan, Leyte acknowledge the plight of the solo parents in providing decent living conditions for their children;

WHEREAS, the Local Government Unit of Tanauan, Leyte, shall undertake measures to ensure the needs of the solo parents and their children are within reach pursuant to R.A. No. 8972 known as the Solo Parent Welfare Act of 2000;

WHEREAS, R.A. No. 7160 known as the Local Government Code of 1991 specifically Section 447 (a) 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 municipality and its inhabitants".

ARTICLE I
TITLE, POLICY AND OBJECTIVE

SECTION 1. TITLE – This Ordinance shall be known as the "SOLO PARENT WELFARE ORDINANCE OF THE MUNICIPALITY OF TANAUAN, LEYTE".

SECTION 2. DEFINITION OF TERMS – For purposes of this Ordinance and pursuant to Republic Act No. 8972, the following terms shall mean:

- a. **SOLO PARENT** – refers to unmarried, separated, annulled, widower and widowed persons falling under the enumeration provided under Section 3 (a), R.A. No. 8972 and its Implementing Rules and Regulations, who has taken the sole responsibility of parenthood.
- b. **INDIGENT SOLO PARENT** – refers to one whose net income falls below the poverty threshold set by the National Economic Development Authority (NEDA) and is not receiving a monthly pension or allowance from a concerned public or private entity beyond such poverty threshold, as assessed and verified by the Municipal Social Welfare and Development Office (MSWDO) and/or Department of Social Welfare and Development (DSWD).
- c. **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 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 benefit under this Act (as amended by R.A. 11861).
- d. **PARENTAL RESPONSIBILITY** – with respect to their minor child, shall 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".
- e. **MSWDO** – refers to the Municipal Social Welfare and Development Office of the Municipal Government of Tanauan.
- f. **DSWD** – refers to the Department of Social Welfare and Development.
- g. **PARENTAL LEAVE** – shall mean leave benefits granted to solo parent to enable him/her to perform parental duties and responsibilities where physical presence is required or beneficial to the child/children.
- h. **FLEXIBLE WORK SCHEDULE** – is the right granted to a solo parent/employee to vary his/her arrival and departure time without effecting the core work hours as defined by the employer.

- i. **BASIC NECESSITIES** – are good vital to the needs of consumers for their sustenance and existence.
- j. **CHILD MINDING CENTER** – refers to a facility or area within the workplace or in 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.
- k. **SPOUSE** – 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”.
- l. **PARENTAL CARE AND SUPPORT** – refers 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.

ARTICLE II

WELFARE SERVICES AND ADDITIONAL PRIVILEGES AND BENEFITS

SECTION 3. INCORPORATION OF WELFARE SERVICES, PRIVILEGES AND BENEFITS –

Notwithstanding that the mandate under Republic Act No. 8972 is unto the national government, its agencies and instrumentalities, by this local legislation, the Municipality of Tanauan, Leyte formally imposes upon itself the obligation to provide the solo parents and their children the welfare services and special privileges and benefits that the law has enumerated such as livelihood assistance, counselling, parent effectiveness, critical incidence stress debriefing, among others. Accordingly, the pertinent provisions of Republic Act No. 8972 are hereby considered written into this Ordinance.

SECTION 4. WORK DISCRIMINATION – No employer shall discriminate against any solo parent employee with respect to terms and conditions of employment on account of his/her status.

SECTION 5. PARENTAL LEAVE – In addition to 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 employees in the government and the private sector.

SECTION 6. CONDITION FOR ENTITLEMENT OF PARENTAL LEAVE – A solo parent shall be entitled to parental leave provided that:

- a. He/she has rendered at least six (6) months of service whether continuous or broken at the time of the effectivity of the Act.
- b. He/she has notified his/her employer of the availment thereof within a reasonable time period.
- c. He/she has presented a Solo Parent Identification Card to his/her employer.

SECTION 7. NON-CONVERSION OF PARENTAL LEAVE – In the event that the parental leave is not availed of, said leave shall not be converted to cash unless specifically agreed upon previously. However, if said leave were denied to an employee as a result of non-compliance with the provision of these Rules by an employer, the aforementioned leave may be used as a basis for the computation of damages.

SECTION 8. CREDITING EXISTING LEAVE – If there is an existing or similar benefit under a company policy, or a collective bargaining agreement or collective negotiation agreement, the same shall be credited as such if the same is greater than the seven (7) days provided for in this Ordinance. In case it is lesser, than greater benefit shall prevail. Emergency or contingency leave provided under a company policy or a collective bargaining agreement shall not be credited as compliance with the parental leave provided for under this Ordinance.

SECTION 9. ADDITIONAL SERVICE, PRIVILEGES AND BENEFITS – In addition to the welfare services, privileges and benefits provided by law, solo parents who are residents of the Municipality and/or their children shall be entitled to the following privileges and benefits, to wit:

A. Additional Benefits

1. **Training Programs for Solo Parents and their Children at the Barangay level** – The programs for solo parents shall be provided in coordination with the barangay after the determination of the number of solo parents per barangay by the MSWDO. The type of training to be conducted shall be based on the training needs of the solo parents and their children.
2. **Barangay Solo Parents Assistance Desk and Other Services** – The Barangay Kagawad in charge of the Committee on Women and Family Welfare shall spearhead the Solo Parents Assistance Desk and the database of solo parents in their respective barangay.
3. **Priority Lane** – All retail and business establishments including banks and hospitals must include a priority lane for solo parents. Priority lane already intended for senior citizens, pregnant and persons with disability can be used to accommodate solo parents.
4. **Basic Education Services** – Children of indigent solo parents are priority for inclusion in the Municipal's basic education programs in the pre-school, elementary and secondary level, including the SPED (Special Education) Program.
5. **Medical Assistance** – An indigent solo parent or his/her child shall be prioritized in all the medical assistance programs of the Municipality of Tanauan, Leyte.
6. **Livelihood Assistance** – Solo parents shall have priority in the grant of livelihood assistance under any of the Municipal's applicable programs or projects, subject to the qualification requirements under existing ordinance, rules and regulations.
7. **Employment Assistance** – Solo parents shall have priority in the employment programs of the Local Government subject to job matching based on qualifications and experience.
8. **CHILD MINDING CENTERS** – The DOLE and the CSC shall promote and encourage the establishment of appropriate child minding centers within the workplace, or in accessible locations to the workplace or residence of the solo parent.
9. **Breastfeeding in the Workplace** – In keeping with the policy of the State under Republic Act No. 10028, otherwise known as the "Expanded Breastfeeding Promotion Act of 2009", the DOLE and the CSC shall continue to encourage working mothers, who are solo parents, to practice breastfeeding in the workplace.
10. **Means-, pension-, and subsidy-tested monthly cash subsidy** of One thousand pesos (P1,000.00) per month per solo parent who is earning a minimum wage and below, to be allocated by the concerned city or municipal government in

accordance with Section 17(b)(2)(iv) of the Local Government Code: Provided, That the solo parent under this section is not a recipient of any other cash assistance or subsidy from any other programs of the LGU: Provided, that the solo parent is not a beneficiary of the any other LGU programs.

11. **A ten percent (10%) discount and exemption from the 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 fifty 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)": 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".

- B. **Non-diminution of Benefits and Prohibition Against Double-Claims** – The benefits provided under this ordinance shall not bar or prohibit the supposed beneficiary for availing of similar benefits as may be provided by national agencies or organizations other than LGU. Provided, however that the supposed beneficiary shall not be allowed to avail of similar benefits under other programs by the LGU.

ARTICLE III

REGISTRATION AND AVAILMENT OF BENEFITS

SECTION 10. REGISTRATION – The Municipal Social Welfare Development Office shall undertake a Municipal-wide registration of all solo parents and their children in all the Barangays for purposes of obtaining, among other, information on their names, age, addresses, income including the source thereof, number of children per solo parent and the circumstances of being solo.

SECTION 11. CATEGORIES OF SOLO PARENTS – A solo parent refers to any individual who falls under any of the following categories:

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

- (1) Birth as a consequence 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 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

(7) Abandonment by the spouse for at least six (6) months.

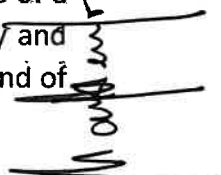
- (b) Spouse or any family member of an Overseas Filipino Worker (OFW), or the guardian of the child or children of an OFW: Provided, That the said OFW belongs to the low/semi-skilled worker category and is away from the Philippines for an uninterrupted period of twelve (12) months: Provided, further, 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, 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 parent 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 and below, or those 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 physical or mental disability or condition, they shall be entitled to the benefit 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 woman who provides sole parental care and support to the unborn child or children.



SECTION 12. SOLO PARENT IDENTIFICATION CARD (SPIC) AND BOOKLET – The MSWD, as the case maybe, shall review and verify the documents submitted by the applicant and shall issue the Solo Parent Identification Card (SPIC) and booklet, if applicable, within seven (7) working days from receipt of complete documents. In case of dispute, the Municipal Social Welfare and Development Office (MSWDO), shall resolve the same within five (5) working days.

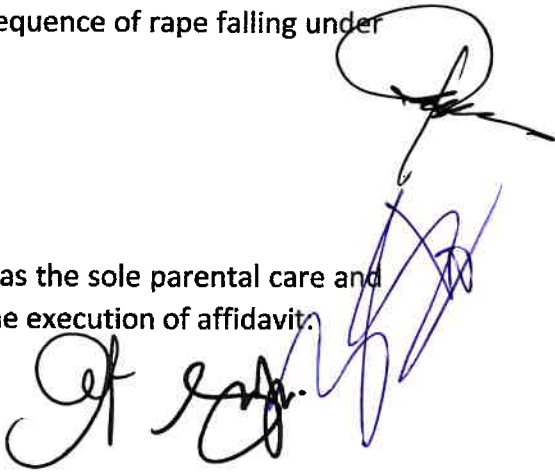
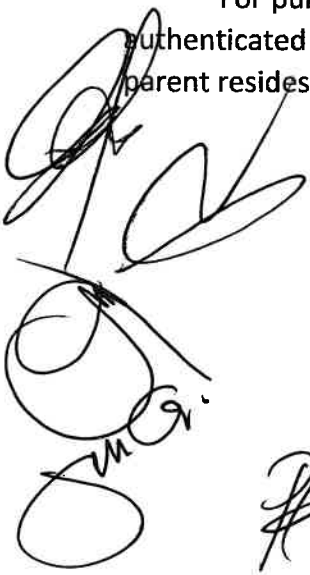
The SPIC and booklet are valid for one (1) year.

SECTION 13. DOCUMENTARY REQUIREMENTS – The MSWDO shall cause the issuance of a Solo Parent Identification Card which shall be considered as component evidence of identity and membership in the sector as well as of the entitlement to the benefits under this ordinance and of R.A. No. 8972. The following are the 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 MSWD where the solo parent resides:

- (a) For the solo parent with child or children as a consequence of rape falling under Section 12(a)(1) of this Ordinance:
 - (1) Birth certificate/s of the child or children;
 - (2) Complaint affidavit;
 - (3) Medical record on the incident of rape; and
 - (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.

(b) For the solo parent on account of the death of the spouse falling under Section 12(a)(2) of this Ordinance:

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

(c) For the solo parent on account of the detention or criminal conviction of the spouse falling under Section 12(a)(3) of this Ordinance:

- (1) Birth certificate/s of the child and children;
- (2) Marriage certificate;
- (3) Certificate of detention or a certification that the spouse is serving sentence for at least three (3) months issued by the law enforcement agency having actual custody of the detained spouse, or commitment order issued by the court pursuant to a conviction of the spouse; and
- (4) Sworn affidavit declaring that the solo parent is not cohabiting with a partner or co-parent, and has sole paternal 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.

(d) For the solo parent on account of physical or mental incapacity of the spouse falling under Section 12(a)(4) of this Ordinance:

- (1) Birth certificate/s of the child or children;
- (2) Marriage certificate or affidavit of cohabitation;
- (3) Medical record or medical abstract evidencing the physical or mental state of the incapacitated spouse issued not more than three (3) months before the submission; and
- (4) Sworn affidavit that the solo parent is not cohabiting with a partner or co-parent, and has sole parental care and support of the child or children: Provided, That for purposes of issuance of subsequent SPIC or booklet, requirement number (3) and (4) under this paragraph shall be submitted every year.

(e) For the solo parent on account of legal or de facto separation of spouse falling under Section 12(a)(5) of this Ordinance:

- (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) disintegrated persons attesting to the fact of separation of the spouses; and

(4) Sworn affidavit declaring that the solo parent is not cohabiting with a partner or co-parent, and has 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) this paragraph shall be submitted every year.

(f) For the solo parent on account of declaration of nullify or annulment of marriage falling under Section 12(a)(6) of this Ordinance:

- (1) Birth certificate/s of the child or children;
- (2) Marriage certificate;
- (3) Judicial decree of nullify or annulment of marriage or judicial recognition of foreign divorce; and
- (4) Sworn affidavit declaring that the solo parent is not cohabiting with a partner or co-parent, and has sole parental care and support of the child or children: Provided, That for purposes of issuance of subsequent SPIC or booklet, requirement number (3) and (4) under this paragraph shall be submitted every year.

(g) For the solo parent on account of abandonment by the spouse falling under Section 12(a)(7) of this Ordinance:

- (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; and
- (5) Sworn affidavit declaring that the solo parent is not cohabiting with a partner or co-parent, and has 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.

(h) For the spouse or any family member of an OFW falling under Section 12(b) of this Ordinance:

- (1) Birth certificate/s of the child or children;
- (2) Marriage certificate of the applicant;
- (3) Overseas Employment Certificate (OEC) or its equivalent document;
- (4) Copy of passport stamps showing continuous twelve (12) months of overseas work;
- (5) Sworn affidavit declaring that the solo parent is not cohabiting with a partner or co-parent, and has sole parental care and support of the child or children: Provided, That for purposes of issuance of subsequent SPIC or booklet, requirement numbers (3), (4), (5), and (6) under this paragraph shall be submitted every year.

- (i) For the unmarried father or mother who keeps and rears the child or children falling under Section 12(c) of this Ordinance:

- (1) Birth certificate/s of the child or children;
- (2) Certificate of No Marriage (CENOMAR);
- (3) Affidavit of a barangay official attesting that the solo parent is a resident of the barangay and that the children are under the parental care and support of the applicant solo parent; and
- (4) Sworn affidavit declaring that the solo parent is not cohabiting with a partner or co-parent, and has sole parental care and support of the child or children: Provided, That for purposes of issuance of subsequent SPIC or booklet, requirement number (2), (3) and (4) under this paragraph shall be submitted every year.

- (j) For the solo parent who is a legal guardian, adoptive or foster parent falling under Section 12(d) of this Ordinance:

- (1) Birth certificate/s of the child or children;
- (2) Proof of guardianship, foster care or adoption;
- (3) Affidavit of a barangay official attesting that the solo parent is a resident of the barangay and that the children are under the parental care and support of the applicant solo parent; and
- (4) Sworn affidavit declaring that the solo parent is not cohabiting with a partner or co-parent, and has sole parental care and support of the child or children: Provided, That for purposes of issuance of subsequent SPIC or booklet, requirement number (3) and (4) under this paragraph shall be submitted every year.

- (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 12(e) of this Ordinance:

- (1) Birth certificate/s of the child or children;
- (2) Death certificate of the parents or legal guardian, or police or barangay records evidencing that fact of disappearance or absence of the parent or legal guardian for at least six (6) months;
- (3) Affidavit of a barangay official attesting that the solo parent is a resident of the barangay and that the children are under the parental care and support of the applicant solo parent; and
- (4) Sworn affidavit declaring that the solo parent is not cohabiting with a partner or co-parent, and has 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.

(l) For the solo parent who is pregnant woman falling under Section 12(f) of this Ordinance:

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

(m) For the solo parent availing subsidy and discounts provided for under Section 10 (a), items (12) and (13) of this Ordinance, the following additional documentary requirements shall be submitted:

- (1) Affidavit of no employment;
- (2) Income Tax Return (ITR);
- (3) Social case study issued by the DSWD; or
- (4) Any verifiable proof of income.

Custodians of the documents, records, data or information shall ensure the utmost confidentiality of the same, in compliance with Republic Act No. 10173, otherwise known as the "Data Privacy Act of 2012".

SECTION 14. ASSESSMENT – An applicant who manifests the need for assistance under this Ordinance is subject to assessment by a Social Worker at the Municipal Social Welfare and Development Office. The assessment shall cover, but not limited, to the following:

- a. Determination of the applicant's category as enumerated in Article III, Section 12 of this Ordinance and the provisions of R.A. 8972, as amended by R.A. 11861, including provisions of its Implementing Rules and Regulations.
- b. Evaluation of the needs of the applicant and his/her children as basis for the provisions of the appropriate service and intervention.
- c. Identification of the level of readiness of the applicant to receive a particular service/assistance, which shall serve as basis for the conduct of social preparation activities prior to the provision of such service/assistance; and
- d. Identification of existing and potentially available resources that may support the applicant and his/her children.

SECTION 15. AVAILMENT – Proof of membership and entitlement shall be presented by the solo parent and/or his/her children to avail the above benefits granted under this Ordinance.

SECTION 16. LIMITATIONS AND DISQUALIFICATION – Limitation and Termination of the Benefits of a Solo Parent – Only a solo parent exercising sole parent care and support of the child or children is entitled to claim the benefits of solo parent under this Act: Provided, That a solo parent shall not lose his or her status as 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 Act if the factual circumstances demonstrate that parental care and support are shared.

SECTION 17. TERMINATION OF BENEFITS – A change in the status or circumstances of the parent claiming benefits under this Ordinance, such that he/she is no longer left alone with the responsibility of parenthood, shall terminate his/her eligibility for benefits such as change in the status with marriage as MSWDO may deem proper.

SECTION 18. PERSONNEL REQUIREMENTS – The **Municipal Mayor** shall appoint or assign personnel under the MSWDO, who shall be primarily responsible for the over-all management of the program and accomplishment of the ordinance's objectives and shall exercise supervision over the solo parent relative to their plan, programs and activities. The Solo Parent Personnel shall establish linkages and work together with accredited civil society and nongovernment organizations, political organizations, and the barangays in their respective areas.

ARTICLE IV
PENALTY PROVISIONS

SECTION 19. PENALTY – Penalties for falsification of documents by a solo parent. Any person found guilty of falsification of documents to avail solo parent benefits shall be fined with:

- | | |
|----------------|--|
| First Offense | - P1,000.00 |
| Second Offense | - P2,000.00 |
| Third Offense | - P2,500.00 or one (1) month imprisonment or both, at the discretion of the court. |

ARTICLE V
APPROPRIATION

SECTION 20. This funding will be appropriated from the Gender and Development (GAD) funds of the Municipality of Tanauan, Leyte.

ARTICLE VI
FINAL PROVISIONS

SECTION 21. PENALTY CLAUSE – Any misrepresentation made to obtain a Solo Parent Identification Card or any improper use or abuse by any person to avail of the rights and privileges granted to solo parents and their children shall be subjected to criminal prosecution under the pertinent provision of the Revised Penal Code and shall be a ground for the automatic cancellation of the said ID and all services, benefits and privileges thereof.

SECTION 22. REPEALING CLAUSE – Any Municipal Ordinance, rules and regulations and/or parts thereof inconsistent with the provisions of this ordinance are hereby repealed and/or modified accordingly.

SECTION 23. SEPERABILITY CLAUSE – In the event that any part or provisions of this Ordinance shall be held unconstitutional or invalid, the other parts or provisions not affected thereby shall continue to be in full force and effect.

SECTION 24. EFFECTIVITY – This Ordinance shall take effect upon its approval and fifteen (15) days after publication in a newspaper of local circulation.

ENACTED : 13 JANUARY 2025

CERTIFIED TRUE AND CORRECT:

ELEUTERIO T. LERIOS
SB Secretary

ATTESTED BY:

HON. ARCHIE LAWRENCE R. KAPUNAN
Vice Mayor/Presiding

HON. JAN ELMER V. MAGDALAGA
SB Member

HON. MAE JANE ANGELIE M. MORABE -BORAIS
SB Member

HON. MARK EFREN E. MERILO
SB Member

HON. PAUL EMMANUEL R. CINCO
SB Member

HON. JOSIE M. CREER
SB Member

HON. ATTY. ISAGANI S. ESPADA
SB Member

HON. QUINTIN T. OCTA, JR., D.M.D.
SB Member

HON. CHERRY ANNE T. FIEL
SB Member

HON. EFREN C. MERILO
SB Member/Lga Fed. Pres.

HON. KYLE D. MESIAS
SB Member/SB Fed. Pres.

APPROVED BY:

HON. MA. GINA E. MERILO
Municipal Mayor
LGU – Tanauan, Leyte

Date: 01-24-2025



Republic of the Philippines
Province of Leyte
TANAUAN
-oOo-

OFFICE OF THE SANGGUNIAN BAYAN

C E R T I F I C A T I O N

TO WHOM IT MAY CONCERN:

THIS IS TO CERTIFY that ORDINANCE NO. 2025-02, "AN ORDINANCE INSTITUTIONALIZING THE PROGRAMS, SERVICES, PRIVILEGES AND BENEFITS FOR SOLO PARENTS AND THEIR CHILDREN PURSUANT TO REPUBLIC ACT 89722 ALSO KNOWN AS THE "SOLO PARENTS WELFARE ACT OF 2000" AND APPROPRIATING FUNDS THEREFOR.", have been posted in the bulletin boards at the following: Entrance of the Municipal Hall, Office of the Sangguniang Bayan and Public Market beginning January 27, 2025 and shall remain posted for a minimum of three consecutive weeks.

This certification is issued in compliance with the pertinent provisions of R.A. 7160.

Issued: January 27, 2025


ELEUTERIO T. LERIOS

Sangguniang Bayan Secretary