



EXCERPTS FROM THE MINUTES OF THE 22ND REGULAR SESSION OF THE SANGGUNIANG PANLALAWIGAN OF CAVITE HELD ON DECEMBER 02, 2013 AT THE SANGGUNIANG PANLALAWIGAN SESSION HALL, LEGISLATIVE BUILDING, TRECE MARTIRES CITY, CAVITE

PRESENT:

Hon. Ramon Jolo B. Revilla III
 Hon. Edralin G. Gawaran
 Hon. Raul Rex D. Mangubat
 Hon. Ryan R. Enriquez
 Hon. Rolando S. Remulla
 Hon. Ariel M. Cantimbuhan
 Hon. Larry Boy S. Nato
 Hon. Teodoro B. Lara
 Hon. Marcos C. Amutan
 Hon. Ives Jayne A. Reyes
 Hon. Irene P. Bencito
 Hon. Hermogenes C. Arayata III
 Hon. Felix A. Grepo
 Hon. Mark Joseph T. Mupas
 Hon. Conrado A. Viado

Vice Governor/Presiding Officer
 Majority Floor Leader
 Pro-Tempore
 Board Member, 1st District
 Board Member, 2nd District
 Board Member, 3rd District
 Board Member, 3rd District
 Board Member, 4th District
 Board Member, 5th District
 Board Member, 5th District
 Board Member, 7th District
 Board Member, 6th District
 Board Member, 6th District
 CCL President
 Liga ng mga Brgy. Prov1, Chapter
 Interim President

ON OFFICIAL BUSINESS:

Hon. Ellen R. Beratio

Board Member, 7th District

ABSENT:

Hon. Dino Carlo R. Chua

Board Member, 1st District

PROVINCIAL ORDINANCE NO. 2013-028

AN ORDINANCE REQUIRING CERTAIN BUILDINGS, INSTITUTIONS, ESTABLISHMENTS AND PUBLIC UTILITIES TO INSTALL FACILITIES AND OTHER DEVICES TO PROVIDE ACCESSIBILITY AND ENHANCE MOBILITY FOR DISABLED PERSONS

(Sponsored by: Hon. Edralin G. Gawaran)

WHEREAS, Provincial Government of Cavite realize the need to set rules and regulations to promote the realization of their rights of the Disabled persons to participate fully in the social life and development of the societies in which they live and the enjoyment of the opportunities available to other citizens;

WHEREAS, Batas Pambansa 344, Otherwise known as "An act to enhance the mobility of disabled persons by requiring certain buildings, institutions, establishments and public utilities to install facilities and other devices,"

WHEREAS, Republic Act 7277, known as "The Magna Carta for Disabled Person is an Act providing for the rehabilitation, self development and self-reliance of disabled persons and their integration into the mainstream of society;

WHEREAS, under Section 468 (a) of the Local Government Code of 1991, The Sangguniang Panlalawigan, as the Legislative body of the Province, shall enact ordinances, approve resolutions and appropriate funds for the general welfare of its inhabitants;

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NOW THEREFORE, on motion of Hon. Edralin G. Gawaran duly seconded by Hon. Irene P. Bencito and Hon. Raul Rex D. Mangubat and all the Members present, be it ordained by the Sangguniang Panlalawigan in session duly assembled that:

Section 1. TITLE. This ordinance shall be known as THE PWD ACCESSIBILITY ORDINANCE OF THE PROVINCE OF CAVITE.

Section 2. DECLARATION OF POLICY. It is hereby the policy of the state that every person must, in the exercise of his rights and in the performance of his duties, act with justice, give everyone his due, and observe honesty and good faith. The Province of Cavite gives it full support to the improvement of the total well-being of disabled persons and their integration into the mainstream of society. Towards this end, an ordinance to embody this ideal and to fully realize this goal is hereby proposed.

Section 3. PURPOSE

- 3.1 To provide equal right and opportunities for disabled persons and attain goal that they participate "fully" in the social life and to the development of society.
- 3.2 To embody the Province of Cavite's ideal to give full support to the well being of disabled persons.

Section 4. MANDATE AND SCOPE. In order to promote the realization of the rights of disabled persons to participate fully in the social life and the development of the societies in which they live and the enjoyment of the opportunities available to other citizens, no license or permit for the construction, repair or renovation of public and private buildings for public use, educational institutions, airports, sports and recreation centers and complexes, shopping centers or establishments, public parking places, work-places, public utilities, shall be granted or issued unless the owner or operator thereof shall install and incorporate in such building, establishment, institution or public utility, such architectural facilities or structural features as shall reasonably enhance the mobility of disabled persons such as sidewalks, ramps, railings and the like. If feasible, all such existing buildings, institutions, establishments, or public utilities to be constructed or established for which licenses or permits had already been issued may comply with the requirements of this law

Section 5. DEFINITION OF TERMS. For purposes of this Ordinance, the following terms shall be defined as follows:

- (a) Disabled persons are those suffering from restriction or different abilities, as a result of a mental, physical or sensory impairment, to perform an activity in the manner or within the range considered normal for a human being;

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Republic of the Philippines
 Province of Cavite
OFFICE OF THE SANGGUNIANG PANLALAWIGAN
 Tree Martires City



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- (b) Disability shall mean 1) a physical or mental impairment that substantially limits one or more psychological, physiological or anatomical function of an individual or activities of such individual; 2) a record of such an impairment; or 3) being regarded as having such an impairment;
- (c) Handicap refers to a disadvantage for a given individual, resulting from an impairment or a disability, that limits or prevents the function or activity, that is considered normal given the age and sex of the individual;
- (d) Rehabilitation is an integrated approach to physical, social, cultural, spiritual, educational and vocational measures that create conditions for the individual to attain the highest possible level of functional ability;
- (e) Readily Achievable means a goal can be easily attained and carried out without much difficulty or expense.

Section 6. IMPLEMENTATION. The Department of Public Works and Highways and the Cavite Office for Public Safety, in coordination with the Department of Social Welfare, shall prepare the necessary rules and regulations to implement the provisions of this Ordinance. They also serve as the monitoring agencies.

Section 7. SEPARABILITY CLAUSE. If any part of this ordinance is declared unconstitutional or unlawful, such declaration shall not affect the other parts or sections hereof that are not declared unconstitutional.

Section 8. REPEALING CLAUSE. All ordinances, rules, and regulations inconsistent with this Ordinance are hereby repealed and/or modified accordingly.

Section 9. EFFECTIVITY CLAUSE. This ordinance shall take effect immediately upon its approval.

UNANIMOUSLY APPROVED.

I hereby certify to the correctness of the foregoing ordinance duly enacted by the Sangguniang Panlalawigan of Cavite during its 22nd Regular Session on December 02, 2013



MICHELLE E. ALCID
 Provincial Board Secretary



Republic of the Philippines
Province of Cavite
OFFICE OF THE SANGGUNIANG PANLALAWIGAN
Tree Martires City



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EDRALIN G. GAWARAN
Majority Floor Leader



RAUL REX D. MANGUBAT
Pro-Tempore

DINO CARLO R. CHUA (Absent)
Provincial Board Member


RYAN R. ENRIQUEZ
Provincial Board Member


ROLANDO S. REMULLA
Provincial Board Member


ARNEL M. CANTIMBUHAN
Provincial Board Member


LARRY BOY S. NATO
Provincial Board Member


TEOFILO B. LARA
Provincial Board Member


MARCOS C. AMUTAN
Provincial Board Member


IVEE JAYNE A. REYES
Provincial Board Member


HERMOGENES C. ARAYATA III
Provincial Board Member


FELIX A. GREPO
Provincial Board Member

EILEEN R. BERATIO (OB)
Provincial Board Member



IRENE P. BENCITO
Provincial Board Member

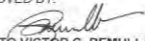

MARK JOSEPH T. MUPAS
CCL President


CONRADO A. VIADO
Liga ng mga Barangay Interim President

ATTESTED BY:

APPROVED BY:


RAMON JOLO-B. REVILLA III
Vice Governor/ Presiding Officer
Date Signed: 12/16/13


JUANITO VICTOR C. REMULLA, JR.
Provincial Governor