



Republic of the Philippines  
QUEZON CITY COUNCIL  
Quezon City

23rd Quezon City Council

PR23CC- \_\_\_\_\_

AN ORDINANCE AUTHORIZING COMMERCIAL ESTABLISHMENTS TO CONFISCATE PERSONS WITH DISABILITY (PWD) IDENTIFICATION CARDS (ID) THAT ARE DEEMED UNAUTHORIZED UNDER THE QUEZON CITY DATABASE, CREATING A TECHNICAL WORKING GROUP FOR ITS IMPLEMENTATION, AND FOR OTHER PURPOSES.

*Introduced by:* COUNCILOR EMMANUEL BANJO A. PILAR

**WHEREAS**, Republic Act No. 10754, "An Act Expanding the Benefits and Privileges of Persons with Disability," provide for the grant of discounts and other privileges to Senior Citizens and Persons with Disabilities (PWDs);

**WHEREAS**, it has come to the attention of the City Government of Quezon that there have been unauthorized or fraudulent uses of PWD Identification Cards in availing of discounts, causing financial loss to business establishments and undermining the integrity of the benefits granted under the laws;

**WHEREAS**, to effectively prevent and apprehend the unauthorized use of PWD Identification Cards within Quezon City, it is imperative to empower the private commercial sector to confiscate PWD IDs that are deemed unauthorized under the QC database, whenever presented for use in availing of benefits;

**WHEREAS**, the sharing of personal data between the City Government of Quezon and business establishments, and confiscation of unauthorized PWD IDs must at all times be done in accordance with the provisions of Republic Act No. 10173, or the "Data Privacy Act of 2012," which allows the processing of personal data when the same is necessary to respond to national emergency, to comply with the requirements of public order and safety, or to fulfill functions of public authority which necessarily includes the processing of data for the purpose of enforcing laws and ordinances;

**WHEREAS**, to ensure there is a need to create a multi-sectoral body to ensure the proper, efficient, and coordinated implementation of this Ordinance. The said body shall monitor and address concerns related thereto;

**NOW, THEREFORE,**

**BE IT ORDAINED BY THE SANGGUNIANG PANLUNGSOD OF QUEZON CITY, IN SESSION ASSEMBLED, THAT:**

**SECTION 1. TITLE.** This Ordinance shall be known as the "**Quezon City Anti-Fake PWD ID Ordinance of 2026.**"

**SECTION 2. DECLARATION OF POLICY.** It is the policy of the City Government of Quezon City to protect the integrity of the benefits and privileges granted to Persons with Disabilities (PWDs) under national laws. The City shall undertake all measures necessary to prevent fraud and ensure that such benefits are availed of only by bona fide beneficiaries. Towards this end, the City shall partner with commercial establishments in detecting and preventing the use of unauthorized, thus fake PWD IDs.

**SECTION 3. DEFINITION OF TERMS.** As used in this Ordinance, the following terms shall mean:

- a. **Commercial Establishment** – shall refer to any private entity, sole proprietorship, partnership, corporation, cooperative, or business enterprise operating within Quezon City that offers goods or services and is required to grant discounts and privileges to PWDs under existing laws. Under this Ordinance, any act to be performed by the commercial establishment as hereto provided, refers to the act of the said establishment's manager, supervisor or any employee or officer authorized by the commercial establishment.
- b. **Data Sharing Agreement** – shall refer to a formal written agreement between the City Government of Quezon City and a commercial establishment, compliant with the Data Privacy Act of 2012, allowing the establishment to verify the authenticity of PWD Identification Cards through the City's database.
- c. **Unauthorized PWD ID** – shall refer to a PWD ID that is expired, which validity period, as indicated on its face or as prescribed by the issuing office, has lapsed or terminated, rendering it ineffective for the purpose of availing of benefits and privileges. This includes PWD IDs that are tampered, forged, purposely defaced, falsified, or those appearing to be not issued legitimately by the concerned QC office. Further, unauthorized PWD ID shall be those that are deemed unauthorized under the tagging or identification system provided for on the QC database.
- d. **PWD Identification Card** – shall refer to the official identification card issued by the Persons with Disability Office (PDAO) to qualified Persons with disabilities, bearing security features, the holder's photograph, and other identifying information.
- e. **Persons with Disability Affairs Office (PDAO)** – refers to the issuing authority and the lead office that will implement this Ordinance.
- f. **Tamper** – shall mean to interfere with an Identification Card in order to cause damage, alter its contents, or make unauthorized modifications thereto.
- g. **Technical Working Group (TWG)** – shall refer to the body created under this Ordinance to oversee, implement, and monitor its operationalization.

**SECTION 4. AUTHORITY TO CONFISCATE IDENTIFICATION CARDS.**

Commercial establishments operating within Quezon City are hereby authorized to confiscate PWD Identification Cards issued or purported to be issued by the QC-PDAO, whenever presented for use or availment of benefits in any of the following instances:

- a. The identification card is not in the form, configuration, and appearance as prescribed and issued by PDAO and the PWD concerned failed or refused to provide supplementary identification card to verify identity.
- b. In instances when the commercial establishment has a Data Sharing Agreement with the City Government of Quezon City, it has been determined that the identification card is not existing, expired or has been forged or falsified as checked and verified in the QC database.

**SECTION 5. POST-CONFISCATION PROCEDURE.** The commercial establishment must deliver physical possession of all confiscated PWD Identification Cards to PDAO within three (3) business days from the date of confiscation and shall submit the following information:

- a. Name and address of the commercial establishment;
- b. Date and place of confiscation of the Identification Card;
- c. Name and designation of the commercial establishment's personnel who effected the confiscation; and
- d. Reason for confiscation of the Identification Card, specifying which ground under Section 4 applies.

The Persons with Disability Office (PDAO shall) maintain a centralized registry of all confiscated Identification Cards, including the circumstances thereof, and shall submit a quarterly report to the TWG.

**SECTION 6. CREATION OF A TECHNICAL WORKING GROUP.** There is hereby created a **Technical Working Group (TWG)** to oversee the implementation of this Ordinance, monitor its operationalization, and ensure coordination among all stakeholders.

**SECTION 7. COMPOSITION OF THE TWG.** The TWG shall be composed of the following:

- a. **Chairperson:** Head, Quezon City Business Permit and Licensing Department (BPLD);
- b. **Co-Chairperson:** Head, Persons with Disability Affairs Office (PDAO);
- c. **Members:**
  - i. Representative from the Quezon City Legal Department;
  - ii. Representative from the Quezon City Information Technology Development Office (ITDO), who shall serve as the Data Protection Officer for purposes of data sharing agreements;
  - iii. Representative from the Quezon City Department of Public Order and Safety (DPOS);
  - iv. Representative from the Quezon City Police District (QCPD);
  - v. One (1) representative from duly registered and accredited business organizations operating in Quezon City, to be appointed by the Head of BPLD;
  - vi. One (1) representative from Quezon City People's Council, or from a duly registered organization advocating disability inclusive projects and programs to be appointed by the Head of PDAO.

**SECTION 8. FUNCTIONS AND RESPONSIBILITIES OF THE TWG.** The TWG shall have the following functions and responsibilities:

- a. Draft and promulgate the Implementing Rules and Regulations (IRR) of this Ordinance within ninety (90) days from its effectivity;
- b. Develop a standardized template for Data Sharing Agreements between the City Government and commercial establishments, ensuring full compliance with the Data Privacy Act of 2012;
- c. Monitor the implementation of this Ordinance, evaluate its effectiveness, and submit a semi-annual report to the City Mayor and the Sangguniang Panlungsod, including recommendations for amendments or enhancements;
- d. Develop and conduct training programs for personnel of commercial establishments on the proper identification of tampered, forged, or falsified IDs, and on the proper procedures for confiscation;
- e. Design and implement a public information campaign to educate PWDs, and the general public on the provisions of this Ordinance and the penalties for violations;
- f. Serve as the central coordinating body for all matters relating to the implementation
- g. of this Ordinance, including the resolution of disputes or issues arising therefrom;

h. Perform such other functions as may be necessary to achieve the objectives of this Ordinance.

**SECTION 9. SECRETARIAT.** The PDAO shall provide the secretariat support for the TWG. The City Budget Office shall allocate funds for the operational expenses of the TWG, subject to existing accounting and auditing rules and regulations.

**SECTION 10. UNJUSTIFIED FAILURE OR REFUSAL TO SURRENDER IDENTIFICATION CARDS.** It shall be unlawful for any person to fail or refuse, without justifiable cause, to surrender physical possession of PWD ID that are deemed unauthorized by the commercial establishment through the QC system ----- verification upon demand by the concerned commercial establishment.

In case of unjustified refusal, the commercial establishment is authorized to record, take note, photocopy, and/or take a photograph of the subject identification card and the person presenting it, and to report the same to the PDAO or the QCPD for appropriate action.

**SECTION 11. UNJUSTIFIED CONFISCATION OF IDENTIFICATION CARDS.** It shall be unlawful for a commercial establishment to confiscate PWD Identification Cards without cause and grounds other than those specified in Section 4 hereof.

**SECTION 12. VIOLATION OF DATA PRIVACY.** Any processing or sharing of personal data pursuant to this Ordinance shall strictly comply with the provisions of Republic Act No. 10173 (Data Privacy Act of 2012). Any violation thereof shall be subject to the penalties under said law, in addition to the penalties provided herein.

**SECTION 13. ADMINISTRATIVE PENALTIES ON INDIVIDUALS.** Any person who shall violate Section 10 of this Ordinance shall be meted with the following administrative penalties:

<b>Nature of Offense</b>	<b>Penalty</b>
1st Offense	Five Thousand Pesos (₱5,000.00)
2nd Offense	Ten Thousand Pesos (₱10,000.00)
3rd and Subsequent Offenses	Fifteen Thousand Pesos (₱15,000.00)

**SECTION 14. ADMINISTRATIVE PENALTIES ON COMMERCIAL ESTABLISHMENTS.** Commercial Establishments which shall violate Section 4, 5, and/or 11 of this Ordinance shall be meted with the following penalties:

<b>Nature of Offense</b>	<b>PENALTY</b>
1st Offense	Ten Thousand Pesos (₱10,000.00) or suspension of business permit for thirty (30) calendar days, or both, upon the discretion of the City Mayor after recommendation of the TWG
2nd Offense	Twenty Thousand Pesos (₱20,000.00) or suspension of business permit for sixty (60) calendar days, or both, upon the discretion of the City Mayor after recommendation of the TWG
3rd and Subsequent Offenses	Thirty Thousand Pesos (₱30,000.00) or suspension of business permit for ninety (90) calendar days, or both, upon the discretion of the City Mayor after recommendation of the TWG, or cancellation of the Data Sharing Agreement, if applicable

The administrative penalties imposed in this Ordinance shall be in addition to and without prejudice to the penalties provided for and prescribed under other applicable national laws and city ordinances.

**SECTION 15. CRIMINAL LIABILITY.** In addition to the administrative penalties provided herein, a criminal case may be filed against any person who shall violate this Ordinance. Upon conviction, the offender shall be meted with a penalty of a fine of not more than Five Thousand Pesos (₱5,000.00) or imprisonment of not more than one (1) year, or both, at the discretion of the court.

The criminal penalties imposed in this Ordinance shall be in addition to and without prejudice to the penalties provided for and prescribed under other applicable national laws and city ordinances.

**SECTION 16. IMPLEMENTING AUTHORITY.** The Office of the City Mayor, through the PDAO, the BPLO, and the TWG created herein, shall be the primary implementing authorities of this Ordinance.

**SECTION 17. FUNDING.** The amount necessary to implement the provisions of this Ordinance, including the operationalization of the TWG, shall be included in the annual budget of the PDAO, subject to the usual budgeting, accounting, and auditing rules and regulations. An initial amount of One Million Pesos (₱1,000,000.00) is hereby appropriated for such purposes.

**SECTION 18. IMPLEMENTING RULES AND REGULATIONS.** The TWG is hereby directed to promulgate the necessary Implementing Rules and Regulations (IRR) for this Ordinance within ninety (90) days from its effectivity. The IRR shall include, among others, the guidelines for the creation and management of Data Sharing Agreements, the training modules for commercial establishment personnel, and the procedures for the proper disposition of confiscated identification cards.

**SECTION 19. SEPARABILITY CLAUSE.** Should any provision of this Ordinance, or the application of such provision to any circumstance, be declared invalid or unconstitutional, the other provisions not affected thereby shall remain valid and subsisting.

**SECTION 20. REPEALING CLAUSE.** All ordinances, executive orders, rules, and regulations, or parts thereof, which are inconsistent with this Ordinance are hereby repealed or modified accordingly.

**SECTION 21. EFFECTIVITY.** This Ordinance shall take effect fifteen (15) days following its publication in a newspaper of general circulation within Quezon City, as required under the Local Government Code of 1991.

ENACTED \_\_\_\_\_ 2026

*Respectfully submitted by:*



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