

CONGRESS OF THE PHILIPPINES }  
Fifth Regular Session

HOUSE OF REPRESENTATIVES

H. No. 35335

INTRODUCED BY CONGRESSMEN UNICO, ANDAYA, PILAPIL, LAGMAN, SARTE, ROCO, ESPINOSA (M.), ESPINOSA (T.), GILLEGO, ESCUDERO III, ALFELOR, IMPERIAL, BAGATSING (A.), CHAVES, MASTURA, CONGRESSWOMAN BAKUNAWA, CONGRESSMEN GARCIA (P.), SATOR, CAINGLET, RAMIREZ, CONCEPCION, JR., PONCE DE LEON, LORETO, MATTI, PUZON, RIVERA, JR., VELOSO, JOSON, JR., ABAYA, CERILLES, SERAPIO, AQUINO (H.Y.), ADASA, JR., ROMERO, DAYANGHIRANG, WEBB, MONFORT, DEL MAR, CONGRESSWOMEN ALMARIO, LABARIA, LOBREGAT, CONGRESSMEN OJEDA, ORBOS, BAGATSING, JR., ANDOLANA, BANDON, JR., CAMASURA, JR., MARTINEZ, JR., LOCSIN, LOPEZ-VITO, DANS, JAVIER (R.), BAUTISTA, SR., ANTONINO, PAYUMO, CONGRESSWOMAN PUYAT-REYES, CONGRESSMEN FUGOSO, ESTRELLA (E.), JABAR, VALDEZ, LOPEZ (J.), CABOCHAN (J.), MERCADO (R.M.), MERCADO (R.G.), GUANZON, AMANTE, SARMIENTO, SR., GARIN, MASKARIÑO, BELTRAN, JR., MARQUEZ, JR., BACALTOS, BERNARDEZ, CONGRESSWOMAN ROA, CONGRESSMEN TY, APACIBLE, MIRAN, ARTECHE, ANGELES (R.), HORCA, JR., NUÑEZ, CONGRESSWOMAN BORJA-AGANA, CONGRESSMAN PEREZ AND THE MEMBERS OF THE COMMITTEES ON REVISION OF LAWS, FAMILY RELATIONS AND POPULATION AND WAYS AND MEANS, PER COMMITTEE REPORT NO. 1730



AN ACT GRANTING DISCOUNT PRIVILEGES AND OTHER BENEFITS TO THE ELDERLY AND THE DISABLED AND FOR OTHER PURPOSES

*Be it enacted by the Senate and House of Representatives of the Philippines in Congress assembled:*

- 1 SECTION 1. *Declaration of Policy.* - It is the policy of the
- 2 State to give priority to the needs of the elderly and the disabled.

1 Toward this end, it shall adopt a program that shall uplift their  
 2 social well-being and make essential goods, health, recreational and  
 3 other social services and facilities available to them at affordable  
 4 cost.

5 SEC. 2. *Definition of Terms.* - When used in this Act, the  
 6 term:

7 (1) *Elderly* refers to a Filipino citizen who is a permanent  
 8 resident of the Philippines, is sixty-five (65) years of age or over,  
 9 does not have an income of more than Forty-eight thousand pesos  
 10 (P 48,000) *per annum*, and does not own real property with an  
 11 aggregate assessed value of more than Twenty thousand pesos  
 12 (P 20,000); and

13 (2) *Disabled* refers to a Filipino citizen who is a permanent  
 14 resident of the Philippines, is suffering from restriction or lack of  
 15 ability to perform an activity in the manner or within the range  
 16 considered normal for a human being as a result of a mental, physi-  
 17 cal or sensory impairment, does not have a gross income of more  
 18 than Forty-eight thousand pesos (P 48,000) *per annum*, and does  
 19 not own real property with an aggregate assessed value of more  
 20 than Twenty thousand pesos (P 20,000).

21 SEC. 3. *Public Transport Facilities.* - All government-  
 22 owned or -controlled corporations or private entities owning, oper-

1     ating or managing public transport facilities, whether land, sea or  
2     air, shall give priority to the elderly and the disabled and provide  
3     them with at least fifteen percent (15%) discount on all transporta-  
4     tion fares within the Philippines.

5           SEC. 4. *Health Services.* – The elderly and the disabled  
6     shall also be entitled to a discount of at least fifteen percent (15%)  
7     on fees or charges for hospital, medical and dental services ren-  
8     dered by public and private medical institutions and practitioners.

9           Drugstores and drug companies shall extend to the elderly  
10    and the disabled a discount of not less than fifteen percent (15%)  
11    on the cost of medicines and supplemental vitamins, as prescribed by  
12    a registered medical or dental practitioner.

13           SEC. 5. *Hotels, Lodging Houses, Restaurants and Eateries.* –  
14    The elderly and the disabled shall be granted a minimum discount  
15    of fifteen percent (15%) on rentals for lodging in hotels, motels,  
16    inns, pension or other lodging houses and on the cost of food served  
17    in cafés, cafeterias, refreshment parlors, restaurants, soda fountain  
18    bars, carinderias, or food caterers, and other similar establishments.

19           SEC. 6. *Recreational Facilities.* – A minimum of fifteen  
20    percent (15%) discount on admission fees charged by theaters,  
21    cinema houses and concert halls, circuses, carnivals and other simi-

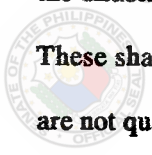
1 lar places of amusement shall be granted to the elderly and the  
2 disabled.

3 SEC. 7. *Physical Fitness Facilities.* - Any hospital, gym, or  
4 other facility offering physical fitness programs shall extend services  
5 to the elderly and the disabled at a fifteen percent (15%) discount.

6 SEC. 8. *Loans from Government Institutions.* - Government  
7 lending institutions shall give priority to the elderly and the disabled  
8 in the grant of loans not exceeding Ten thousand pesos (P 10,000)  
9 intended to provide capital for or to finance a livelihood and other  
10 income-generating projects, subject to banking rules and regula-  
11 tions.

12 SEC. 9. *Limitations on Discount Privileges and Other*  
13 *Benefits.* - The discount privileges and other benefits mentioned  
14 in this Act shall apply only to the personal account of the elderly or  
15 the disabled in payment for services and goods actually used by him.  
16 These shall in no case extend to his relatives or companions who  
17 are not qualified beneficiaries under this Act.

18 SEC. 10. *Registration of the Elderly and the Disabled.* - An  
19 elderly or disabled who qualifies under this Act and who wishes to  
20 avail of the discount privileges and other benefits provided herein  
21 shall register with the Department of Social Welfare and Develop-



1 ment (DSWD) which shall issue an identification card for the  
 2 purpose. Said office shall also issue certificates of seniority or  
 3 disability which shall be surrendered, everytime the privilege is  
 4 availed, by the elderly or disabled to the agency, association,  
 5 company or individual who granted the discount.

6 SEC. 11. *Deductions from Taxable Income.* - The amount  
 7 of discounts granted in pursuance of this Act shall be allowed as  
 8 deductions in the computation of taxable income by the public or  
 9 private entities and individual granting the discount: *Provided,*  
 10 *however,* That tax deductions shall not exceed ten percent (10%) of  
 11 its taxable income: *Provided, further,* That the tax deduction under  
 12 this section shall be evidenced by certificates of seniority or disabili-  
 13 ty provided in this Act.

14 SEC. 12. *Rules and Regulations.* - The DSWD, in coordina-  
 15 tion with the other concerned government agencies and in consulta-  
 16 tion with the National Council for the Welfare of the Disabled  
 17 Persons, associations of the elderly and the disabled and nongov-  
 18 ernment organizations addressing the needs of the elderly and  
 19 disabled, shall issue the rules and regulations for the effective  
 20 implementation of this Act.

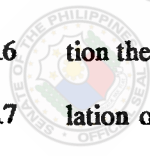
21 SEC. 13. *Penalties.* - Any person who refuses to extend the  
 22 privileges and benefits granted under this Act to an elderly or dis-

1    abled person entitled thereto after request and proper identification  
 2    or who unduly takes advantage of any such privileges or benefits, or  
 3    who violates any of the rules and regulations promulgated pursuant  
 4    to this Act, shall suffer the penalty of *prision correccional* or a fine  
 5    of not less than Two hundred pesos (P200) nor more than Six  
 6    thousand pesos (P6,000), or both such fine and imprisonment at  
 7    the discretion of the court.

8           In case the offender is a corporation, cooperative, partnership  
 9    or association, the penalty shall be imposed upon the president,  
 10   manager or officers thereof who had knowingly permitted or were  
 11   otherwise responsible for the commission of the offense. If it can  
 12   be shown that such refusal to grant discount privileges is a corpo-  
 13   rate decision, all the members of the board shall be held liable.

14           In case of a succeeding offense, the penalties of both impris-  
 15   onment and fine shall be imposed in the maximum period. In addi-  
 16   tion thereto, such shall be sufficient cause for the immediate cancel-  
 17   lation of the professional license or permit to operate the business  
 18   or medical establishment.

19           **SEC. 14. Separability Clause.** - Should any provision of this  
 20   Act be declared unconstitutional, the other provisions unaffected  
 21   thereby shall remain in force and effect.



1           **SEC. 15. Repealability Clause.** - All laws, decrees, executive  
2 orders, rules and regulations, or parts thereof, inconsistent with this  
3 Act are hereby repealed or modified accordingly.

4           **SEC. 16. Effectivity Clause.** - This Act shall take effect  
5 thirty (30) days after its publication in the *Official Gazette* or in at  
6 least two (2) national newspapers of general circulation.

Approved,

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