



Republic of the Philippines
SANGGUNIANG PANLUNGSOD
City of Mandaluyong

ORDINANCE NO. 634, S-2016

AN ORDINANCE PRESCRIBING CREMATION AS THE MODE OF DISPOSAL BY THE CITY CEMETERY ADMINISTRATION FOR:
1) UNCLAIMED, ABANDONED AND UNIDENTIFIED BONES WHICH ARE PLACED IN THE MAKESHIFT STORAGE AREA;
2) UNCLAIMED, ABANDONED, NOT RENEWED CONTRACTS OF REMAINS AFTER BEING TAKEN OUT OF NICHES OR CRYPTS, WHILE EXPIRED, NOT RENEWED, ABANDONED AND/OR UNCLAIMED ASHES IN THE COLUMBARIUM SHALL BE REMOVED AND DEPOSITED IN A SPECIAL DESIGNATED STORAGE AREA, AND APPROPRIATING FUNDS THEREFORE

WHEREAS, the Mandaluyong City Cemetery, a public cemetery owned and operated by the City Government of Mandaluyong, accommodates most of the City's demised constituents whose families cannot afford to pay the services of private memorial parks;

WHEREAS, the City Cemetery is presently very congested such that the existing bone crypt is unable to accommodate the number of evicted bones out of their burial receptacles, and the number of departed constituents is increasing daily;

WHEREAS, to decongest the City Cemetery, Section 10 of Ordinance No. 445, S-2010, authorizes the City Government of Mandaluyong through the City Cemetery Administration to dispose the remains in niches, crypts, units in the columbarium and other similar burial receptacles, whose leases are not renewed after the five-year lease period or has expired, and unclaimed in accordance with the procedure laid down therein:

NOW, THEREFORE, BE IT ORDAINED by the Sangguniang Panlungsod of Mandaluyong, in session duly assembled that:

SECTION 1. MANNER OF DISPOSAL/REMOVAL. The mode of disposal and/or removal by the City Cemetery Administration shall be the following:

1. Cremation shall be the mode of disposal for unclaimed, abandoned, unidentified remains (bones) located in the makeshift storage area and for unclaimed, abandoned and not renewed contract of remains removed and taken-out from niches or crypts which shall subsequently be deposited in a devoted place in the City Cemetery;
2. Expired contracts not renewed or abandoned and unclaimed ashes in the columbarium shall be removed and deposited in a specially designed storage.

SECTION 2. NOTICE TO NEAREST KIN. In no case shall the disinterment or exhumation, and the disposal mentioned in the preceding Section be made without notice to lessee or nearest of kin and shall be given thirty (30) days grace period to claim the remains of the dead.

- SECTION 3. PUBLICATION. When there are no longer available records of lessee or nearest kin, or notice was returned and unserved, or the whereabouts of the lessee or nearest of kin are unknown, notices shall be posted in conspicuous places in the City, such as but not limited to, the City Hall Complex, public markets and barangay hall of residence provided by the lessee or nearest of kin as appearing in the records.
- SECTION 4. EFFECT OF NO APPEARANCE OF LESSEE OR NEAREST OF KIN. In case of no appearance, no contact or confirmation of the lessee or next of kin within fifteen (15) days to claim the remains, shall allow the City Cemetery Administration to conduct cremation and removal of the mentioned remains stated in Section 1 of this Ordinance.
- SECTION 5. EFFECT OF APPEARANCE OF LESSEE OR NEAREST OF KIN. In case of appearance, the following shall be applied:
1. PRIOR TO CREMATION. The lessee or nearest of kin may either claim remains, or give his or her consent for cremation mentioned in Section 13 of Ordinance No. 445, S-2010 upon payment of required fees;
 2. AFTER CREMATION. The lessee or nearest of kin may claim the cremated ashes upon payment of prevailing cremation fees and storage fees.
- SECTION 6. STORAGE. The City Cemetery Administration shall devote a specific place within the Mandaluyong City Cemetery of cremated unclaimed remains and cremated ashes removed from the columbarium for safekeeping in case the lessee or nearest of kin appears in the future to claim such after payments of the arrears and payment of a fee.
- SECTION 7. APPROPRIATION. For purposes of this Ordinance, the amount of FORTY SEVEN MILLION TWO HUNDRED THOUSAND PESOS (Php47,200,000.00) is hereby appropriated and shall be taken from the General Fund.

BREAKDOWN OF ESTIMATED EXPENDITURES OF DISPOSAL FOR ABANDONED, UNCLAIMED AND UNIDENTIFIED BONES AND ASHES		
ITEM	SCOPE OF WORK/DESCRIPTION	AMOUNT
1.0	Construction of Crematorium Building @ 288 sq.mts	P 10,000,000.00
2.0	Purchase of Two (2) Units Crematory Machine with Anti-Pollution Control System	P 33,000,000.00
3.0	Operating and Storage Expenses @ 7,248 Bones	P 4,000,000.00
4.0	Purchase of Office Equipment & Supplies (2 sets Desktop Computer with Printer, Envelop, Folder, Bond Paper & others)	P 200,000.00
TOTAL		P 47,200,000.00

- SECTION 8. IMPLEMENTING RULES AND REGULATIONS. Unless, otherwise, provided in this Ordinance, the Special Committee created under Executive Order 10, S-2016, within thirty (30) days from approval, shall promulgate the Implementing Rules and Regulations for the effective implementation of this Ordinance.

ENACTED on this 4th day of October, 2016 in the City of Mandaluyong.

I HEREBY CERTIFY THAT THE FOREGOING ORDINANCE
WAS ENACTED AND APPROVED BY THE SANGGUNIANG
PANLUNGSOD OF MANDALUYONG IN A SPECIAL SESSION
HELD ON THE DATE AND PLACE FIRST ABOVE GIVEN.


MA. TERESA S. MIRANDA
Sanggunian Secretary

ATTESTED BY:


LUISITO E. ESPINOSA
Councilor &
Acting Presiding Officer

APPROVED:


CARMELITA A. ABALOS
City Mayor

Date: OCT 18 2016