



OFFICE OF THE SANGGUNIANG BAYAN

Municipal Building, Poblacion, Bulalacao, 5214, Oriental Mindoro

EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF BULALACAO, ORIENTAL MINDORO HELD ON DECEMBER 21, 2018 AT THE SANGGUNIANG BAYAN SESSION HALL

PRESENT:

Hon. Ramon G. Magbanua	Municipal Vice Mayor/Presiding Officer
Hon. Dexter R. Gonzales	Sangguniang Bayan Member
Hon. Dennes M. Faner	Sangguniang Bayan Member
Hon. German S. Acosta	Sangguniang Bayan Member
Hon. Edezer F. Acheron	Sangguniang Bayan Member
Hon. Guillermo G. Salas, Jr.	Sangguniang Bayan Member
Hon. Elpidio N. Contreras, Jr	Sangguniang Bayan Member
Hon. Edwin C. Acheron	Sangguniang Bayan Member
Hon. Teresita S. Bantugan	Sangguniang Bayan Member
Hon. Enrico C. Villas	Pangulo, Liga ng mga Barangay
Hon. Kim Jonh Elco E. Cantos	SK Federation President

ABSENT:

Hon. Tulay M. Caring	IPM Representative
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MUNICIPAL ORDINANCE NO. 18-12-224

ORDINANCE REGULATING THE LOADING OF PASSENGERS OF TRICYCLES OPERATING WITHIN THE MUNICIPALITY OF BULALACAO, ORIENTAL MINDORO

Sponsor: SB Member German S. Acosta
Chairman: Committee on Public Order and Public Safety
 Committee on Public Utilities and Facilities
Co-Sponsor: SB Member Elpidio N. Contreras, Jr.

BE IT ORDAINED by the Sangguniang Bayan of Bulalacao, Oriental Mindoro:

SECTION 1. TITLE. This Ordinance shall be known as an "Ordinance regulating the loading of passengers of tricycles operating within the Municipality of Bulalacao, Province of Oriental Mindoro."

SECTION 2. SCOPE. This Ordinance covers all tricycles operating or plying within the territorial jurisdiction of the Municipality of Bulalacao, Oriental Mindoro.

SECTION 3. DECLARATION OF POLICY. Section 458 (a) (3) (vi) of the Local Government Code mandates the Sangguniang Bayan to regulate the operation of tricycles and grant franchise for the operation thereof.

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It is therefore the policy of the Local Government Unit of Bulalacao to ensure the comfort, safety and well being of the general public using tricycles as mode of transportation and shall seek the highest transport safety standards that are reasonably and practicable to:

- A. improve the safety of tricycles as a mode of public transport;
- B. prevent untoward incident to passengers specifically for children caused by overloading;
- C. facilitate the equal distribution of passengers;
- D. provide proper space needed for the drivers;
- E. promote economic prosperity through efficient and reliable movement of tricycle transport users

SECTION 4. OPERATING CONDITION. The tricycle is the most convenient means of conveyance or transport service of passengers within the Municipality and is availed of by most of the general public for short and long distances. Toward this end, the following rules and regulations are hereby prescribed:

- A. The tricycle driver and/or operator of a tricycle shall at all times operate and maintain a roadworthy, dependable and highly reliable tricycle unit in such a way as to insure the passenger's safe arrival to their destination and ensure the comfort of the passengers.
- B. The maximum capacity limit for tricycles shall be five (5) passengers only including the driver.
- C. Carriers are strictly for baggages and other cargoes only and shall be placed on top and at the back of the side car.
- D. Passengers are prohibited to sit on the top, on the floor and at the back of the side car, in front of the driver and to hang on the side of the tricycle.
- E. Backriding for tricycles shall be allowed with the following conditions:
 - i. there should only be one (1) backrider;
 - ii. backriding passenger must not be a minor aged twelve (12) and below, a senior citizen nor a person with disability; and
 - iii. backrider must not be under the influence of liquor.

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SECTION 5. PENALTIES. Any driver and/or operator of tricycle found violating any of the provisions of this Ordinance shall be penalized with the following:

- FIRST OFFENSE – a fine of two hundred pesos (PhP200.00)
- SECOND OFFENSE – a fine of four hundred pesos (PhP400.00)
- THIRD OFFENSE – a fine of six hundred pesos (PhP600.00)

SECTION 6. IMPLEMENTING AGENCY. The Office of the Mayor shall be the lead Municipal Government Agency in implementing the provisions of this Ordinance. Only personnel assigned as traffic enforcers and members of the Philippine National Police (PNP) shall be tasked to monitor the compliance and implement the provisions of this Ordinance.

Violators of this ordinance apprehended shall pay the fine to the Municipal Treasury Office. All apprehensions shall be issued with a citation ticket and the same shall be reported to the Municipal Police Station for monitoring purposes.

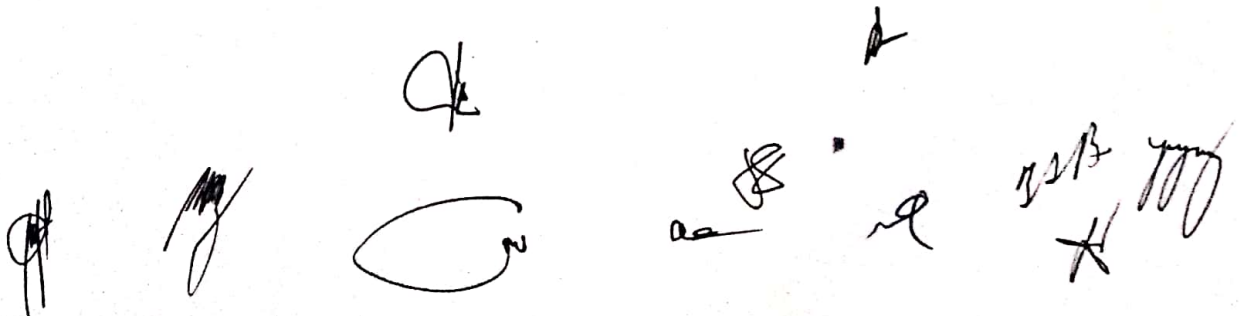
SECTION 7. IMPLEMENTING RULES AND REGULATIONS. Within ninety (90) days upon the approval of this Ordinance, the Office of the Municipal Mayor thru the Municipal Administrator, in consultation with the various stakeholders, formulate the rules and regulations necessary for the proper implementation of this Ordinance.

SECTION 8. SEPARABILITY CLAUSE. If any part, section or provision of this Ordinance shall be declared invalid or unconstitutional, the other parts thereof, not affected thereby shall remain in full force and effect.


SECTION 9. REPEALING CLAUSE. All Ordinances found inconsistent with the provisions of this ordinance or parts thereof are hereby repealed or modified accordingly.


SECTION 10. EFFECTIVITY. This Ordinance shall take effect immediately after fifteen (15) days of posting in bulletin board at the entrance of the municipal hall and in at least two (2) other conspicuous places in the Local Government Unit of Bulalacao.

ENACTED this 21st day of December, 2018. Bulalacao, Oriental Mindoro.

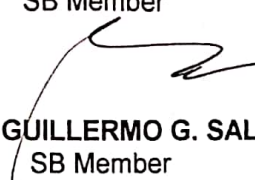
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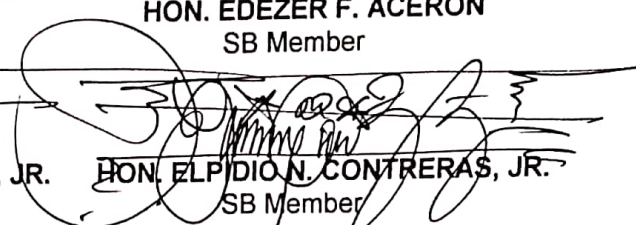

HON. DEXTER R. GONZALES
SB Member


HON. DENNIS M. FANER
SB Member


HON. GERMAN S. ACOSTA
SB Member



HON. EDEZER F. ACERON
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HON. GUILLERMO G. SALAS, JR.
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HON. ELPIDIO N. CONTRERAS, JR.
SB Member

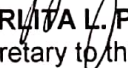

HON. EDWIN C. ACERON
SB Member


HON. TERESITA S. BANTUGAN
SB Member

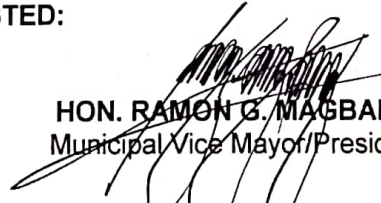

HON. ENRICO C. VILLAS
Pangulo, Liga ng mga Brgy.


HON. KIM JONH ELCO E. CANTOS
SK Federation President

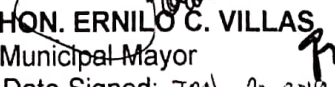
CERTIFIED TRUE AND CORRECT:


PERLITA L. PAZ
Secretary to the Sanggunian

ATTESTED:


HON. RAMON G. MAGBANUA
Municipal Vice Mayor/Presiding Officer

APPROVED:


HON. ERNILO C. VILLAS
Municipal Mayor
Date Signed: JAN 27, 2019