

Republic of the Philippines
Province of Iloilo
Municipality of Tigbauan

Office of the Sangguniang Bayan

Tigbauan Municipal Hall, Tigbauan, Iloilo 5021 Philippines
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COMMITTEE REPORT NO. 2020-011

TO: The Honorable Presiding Officer and the Members of the August Body

BY: The Committee on Transportation Chaired by: Hon. MARLON R. TERUÑEZ

SUBJECT: Result of *Public hearing on Draft ordinance No. 2020-001 – “Enacting the Traffic Code of the Municipality of Tigbauan, Province of Iloilo and providing penalties for violations thereof.” Held on January 28, 2020, 9:00 in the morning at the Conference room, Tigbauan Municipal Building, Tigbauan Iloilo.*

The committee conducted a meeting last January 28, 2020 at 9 o'clock in the morning at the Conference room, Tigbauan Municipal Building, Tigbauan Iloilo with the following in attendance:
Municipal Officials:

HON. VIRGILIO T. TERUEL,	- Acting Mayor (<i>per E. O. No.2020-007</i>)
HON. MARLON R. TERUÑEZ	- S.B. Member
HON. SUZETTE MARIE HILADO-BANNO	- S.B. Member
HON. REYNALDO E. TUMABOTABO	- S.B. Member
HON. MA. GERRYLIN SANTUYO-CAMPOSAGRADO	- S.B. Member
HON. NORBERTO T. TURALBA	- S.B. Member
HON. DYOSSA MARIE T. TERUÑEZ	- SKMF President

Other Attendees

- Presidents and/or representatives of Tigbauan Jeepneys, Multicabs, Tricycles, E-Bikes, Trisikads Associations
- Punong Barangays, this municipality.
- Tigbauan PNP Personnel & Traffic Enforcers
- MLGOO (Mr. Aurelio Ticorda)
- LGU-Tigbauan personnel
- Other concerned citizens

• **OPENING PRAYER** led by Punong Barangay Lorna Domingo of Brgy. 1(Pob.)

• **ACKNOWLEDGMENT OF THE ATTENDEES/ PARTICIPANTS, BACKGROUNDER (RATIONALE) of the proposed ordinance-** by HON. MARLON R. TERUÑEZ, *Author of the proposed ordinance and Chairperson of the Sponsoring Committee, Committee on Transportation*

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Before delivering the provisions of the propose ordinance, the chairman of the committee on transportation enlightened the participants that most of the provisions of this proposed Traffic Code are old provisions & already an existing traffic ordinances. This code is just a compilation of the old or previously approved ordinances of this municipality and there are only a few new provisions which were added, particularly, applicable provisions of the recent national laws pertaining to traffic which could cater also the needs of our municipality. During the pre-drafting stage, the author also incorporated the good practices observed during the benchmarking activities in other LGUs like the Cities of Binan & Calamba Laguna. Hon. Teruñez pointed out that this proposed ordinance is not a perfect ordinance and needs to be improved. Thus, he would appreciate it so much if the participants could give their inputs, suggestions, amendments/corrections to improve the same. Hon. Teruñez also encouraged them to ask questions as soon as he is through discussing every item/section and urged those help in the proper implementation of the ordinance in case it will be approved later.

- **READING & DISCUSSION** of the proposed ordinance, Draft Municipal Ordinance No. 2020-001 comprising of **26 Chapters & 66 Sections**, as hereunder provided.

Likewise reflected are the corrections/amendments, important suggestions in every Section which were noted down during the lengthy discussions, to wit:

CHAPTER I - GENERAL PROVISIONS

SECTION 1. *Title* -

SECTION 2. *Scope of Application*.

CHAPTER II - DEFINITIONS

SECTION 3. *Definition of Terms or Phrases*.

Suggestion: To amend Sections 3.7 & 3.26 by adding the phrase unless they are Senior Citizen's, PWD's and Pregnant Woman, to read:

- “ 7. *Loading* – an act of picking up not exceeding five (5) minutes for cargo(es) and two (2) minutes for passenger(s) unless they are Senior Citizen's, PWD's and Pregnant Woman.
26. *Unloading* – an act of discharging or removing not exceeding five (5) minutes for cargo(es) and two (2) minutes for passenger(s) unless they are Senior Citizen's, PWD's and Pregnant Woman.”

CHAPTER III - ADMINISTRATION OF ORDINANCE

SECTION 4. *Creation and composition of the Municipality of Tigbauan Traffic Management Coordination Committee (MTTMCC)*.

SECTION 5. *Functions of the MTTMCC*.

SECTION 6. *Creation of Public Safety and Traffic Management Task Force*.

SECTION 7. *Employment of Traffic Aides*.

CHAPTER IV - REGISTRATION OF TRICYCLES, PEDICABS AND E-BIKES

SECTION 8. *Duty to Register and Schedule of Registration*.

CHAPTER V - REGISTRATION CERTIFICATES, BODY AND PLATE NUMBER

SECTION 9. *Issuance of Certificates of Registration*.

SECTION 10. *Use and Authority of Certificate of Registration*.

SECTION 11. *Suspension of Registration Certificate*.

CHAPTER VI - ISSUANCE OF MOTORIZED TRICYCLE OPERATOR'S PERMIT (MTO) AND REGULATING ITS OPERATION

SECTION 12. *Issuance of MOTORIZED TRICYCLE OPERATOR'S PERMIT (MTO)*.

12.2. *Operating Conditions*

12.2.2 Tricycles for hire not registered in the Municipality, and has an origin in one municipality and a destination in another, or had an intervening point outside its territory, the joint approval of the respective Sangguniang Bayan and Mayor shall be secured (family/emergency use)

Suggestion: By Mr. Aurelio Ticorda- to indicate/place in the tricycle for “family use” or “emergency use”

(In view of the query of Punong Barangay Lydia Taba of Brgy. Parara Sur, on how about if the tricycle from Guimbal is hired to bring home the patient in Tigbauan,)

SECTION 13. *Requirements for Motorized Tricycle Operator's Permit (MTO)/ Franchise*.

13.1.7. Original copy of Inspection report from Tigbauan PNP (road worthiness requirement shall be included.... same with sikad and e-bike)

Suggestion: By PCMS Sandy Tiwana - to specify under this Section the “road worthiness” requirement. Mr. Ticorda informed that the guidelines on this, was given to Mrs. Gemma Molo of the S.B. office.

CHAPTER VII - ISSUANCE OF MAYOR'S PERMIT FOR OPERATORS AND DRIVERS OF TRISIKADS FOR HIRE AND REGULATING ITS OPERATION

SECTION 14. *Requirements for Issuance of Mayor's permit for operators and drivers of Trisikads for hire and its operation regulations*.

14.5 Trisikad for hire are zoned and assigned a permanent body number to eliminate colorum plying within the municipality.

Zone I – Areas Covering Barangays 1,2,9

Zone II – Areas Covering Barangays 3,4,5

Zone III - Areas covering Barangays 6 and 7

Zone IV – Areas covering Barangays 8 and TanPael

Zone V – Areas covering Barangays Barroc and Atabayan

Suggestions: By Punong Barangay Camina of Brgy. Atabayan- that Zone V shall be deleted for the reason that the barangay is also collecting fees and an additional insurance requirement shall also be imposed on trisikad operators. but according to Mr. Ticorda they must have an ordinance for that purpose if none then it would be proper that trisikad operators and drivers from Zone V shall have a mayors permit.

14.6. Trisikad for hire is allowed to transport their passenger to their destinations outside their designated Zone or boundary and could pick-up passengers in going back to the parking area.

Query : By Hon. Banno – on why is it that TNHS students from Brgy. Tan Pael were just dropped to the public plaza instead of transporting them to their respective homes/point of destinations at Brgy. Tan Pael by some trisikad drivers.

Traffic Enforcer Roque Tapales – informed similar complaint that some trisikad drivers are choosing their passengers

Mr. Jose Bulat-ag – discussed the difficulties encountered by trisikad drivers going to “takas” due to strong wind thus, it would be better to hire e-bikes as an alternative.

Hon. Terunez opined, that there shall be no double fare payment. These trisikad driver violators should comply strictly with the provisions of this ordinance otherwise they shall not be allowed to renew their permits.

14.11. Trisikads for hire operators shall place an adequate 2x4 inches ORANGE-Colored Reflectors at the front and back part of their unit which shall be check upon renewal of permit. Failure to comply this provision may result to holding in abeyance of applications. (Lights are required during night time)

Suggestion: By PCMS Sandy Tiwana - to require also the use of lights during night time aside from reflectors.

SECTION 15. *Application requirements for Pedicab/Trisikad Registration.*

15.9. Photocopy of Insurance

Suggestions:

By Punong Barangay Camina of Brgy. Atabayan - to impose an additional insurance requirement.

By Punong Barangay Lorna Domingo – to prohibit the use of sound system in trisikads and to insert a provision on proper hygiene..

CHAPTER VIII- ISSUANCE OF MAYOR’S PERMIT TO OPERATOR AND DRIVER OF E-BIKE FOR HIRE, AND REGULATING ITS OPERATION

SECTION 16. *Requirements for Issuance of Mayor’s Permit for operators and drivers of E-bikes for hire and its operation regulations.*

16.9 E-bike for hire operators shall place an adequate 2x4 inches ORANGE-Colored Reflectors at the front and back part of their unit which shall be check upon application for renewal of permit. Failure to comply this provision may result with holding in abeyance of applications until such provision fully complied. (Lights are required during night time)

Suggestion: By PCMS Sandy Tiwana of the Tigbauan Police Station - to require also the use of lights during night time.

SECTION 17. *Application Requirements for E-bike Registration*

17.9. Photocopy of Insurance

Suggestion: To impose an additional insurance requirement .

CHAPTER IX - DRIVERS ASSOCIATION

SECTION 18. *Creation of Drivers and Operators Zonal Associations.*

SECTION 19. *Creation of Drivers and Operators Federated Association.*

CHAPTER X - REGISTRATION FEE AND OTHER FEES

SECTION 20. *Registration Fee and Other Fees for TRICYCLES*

20.1. New Franchise

20.2. Renewal of Franchise/Permit

Suggestion: By Mr. Virgilio Tienda of Brgy. Buyuan – that before renewal of franchise/permit there shall be an assigned personnel for inspection purposes

20.3. Dropping of Franchise Fee

20.4. Change of Motorcycle Fee

SECTION 21. *Registration Fee and Other Fees for PEDICAB/TRISIKAD*

21.1. New Permit

21.2. Renewal of Permit

SECTION 22. *Registration Fee and Other Fees for E-BIKE*

22.1. New Permit

22.2. Renewal of Permit

SECTION 23. *Body Number Assignment.*

SECTION 24. *Use of Body Number and Number Plates*

CHAPTER XI - LICENSE TO DRIVE VEHICLES FOR HIRE

SECTION 25. *Duty to Procure License, Mayor's Permit and Identification Cards.*

SECTION 26. *Carrying/Displaying of ID Cards.*

CHAPTER XII - ILLEGAL USE OF LICENSES, MAYOR'S PERMIT AND IDENTIFICATION CARD

SECTION 27. *Imitation and False Representations.*

CHAPTER XIII - PASSENGER AND FREIGHT

SECTION 28. *Exceeding registered capacity.*

28.2 Tricycle – shall depend on the seating capacity of the side car as to its fabrication but must not exceed to a maximum of three (3) passengers in front and back seats and (2) two passengers at the back of the driver (additional provisions as to the number of passengers at the backrides)

Suggestion: By Mr. Roberto Tinambunan – to increase the back riders to 3 passengers.

28.3. Pedicabs and e-bikes – shall limit to two (2) passengers in sidecar only.

Mr. Jose Bulat-ag suggest to have a maximum of 3 passengers but Mr. Melvin Fomer (e-bike supplier) – made a negative response (*and explained that indi kaya kang vehicle/e-bike*)

CHAPTER XIV - DESIGNATING TERMINALS FOR PUJ, TRICYCLES AND TRISIKADS/E-BIKES

SECTION 29. *Terminal Area for Tigbauan Jeepney Owners and Drivers Association (TJODA).*

The terminal area of Tigbauan Jeepney Owners and Drivers Association (TJODA) public utility vehicles plying Tigbauan-Iloilo City and vice versa shall be at Allera Street, after the entrance of the covered court. Three (3) units having a parallel parking at shall be allowed at a time. The rest of the jeepneys shall park at Mr. Vic Tenderso's lot located at Brgy.7 Poblacion or (Hon. Reynaldo Tumabotabo lot) designated as temporary terminal. For PUJ with Poblacion–Jamog Route, the terminal area is along Tejero Street. Only two (2) units having diagonally parked shall be allowed at a time. PUJs with franchise Poblacion –Jamog Route must drop at their terminal in going to and coming from Barangay Jamog.

Suggestion: By Susima Geraldino&Epifania Alcala – to make as an alternative, the lot owned by S.B. Tumabotabo as parking area & temporary terminal area for PUJ's.

SECTION 30. *Terminal Area for TEDOA.*

SECTION 31. *Terminal Area for STCTODA.*

SECTION 32. *Terminal Area for PBTODA.*

SECTION 33. *Terminal Area for NBBATODA.*

SECTION 34. *Terminal Area for TTODA.*

SECTION 35. *The Parking Area for Trisikad for Hire*

SECTION 36. *The Parking Area for E-bike for Hire*

The Parking Area for E-bike for Hire is at Corner Allera and Tejero Street at the back of the Municipal Building. (only 5 units at a time are allowed to park)

Suggestions: To state in the provision that only 5 units at a time shall be allowed to park.

By Mr. Virgilio Tienda- to use as their shade, movable trapal/canopy from 7:00A.M. to 2:00 P.M.

Hon. Terunez - was reminded of the Mayor's promise/pledge in view of the (*road clearing requirement*) to give temporary canopy to accommodate 5 units of tricycle at one time.

Tigbauan Chief of Police Eulatic - suggested to include a specific provision in the ordinance concerning this proposal.

MLGOO Ticorda— opined that since the road clearing is lodged with the Barangays, it is proper to make a formal communication to the concerned Punong Barangay.

Mr. Robert Tinambunan - to allow STCTODA route to have the following number of standby tricycle units in the parking area: 2 units for Sitio Nasuli, 2 units for Bangkal and the rest 3 units for Cordova proper.

CHAPTER XV - DESIGNATING ZONES AND ROUTES FOR TODAS AND TRISIKAD/E-BIKES

SECTION 37.*Zones and Routes for TEDOA/Orange Colored Tricycles –*

SECTION 38.*Zones and Routes for PBTODA/Red Colored Tricycles –*

SECTION 39.*Zones and Routes for TTODA/Blue Colored Tricycles –*

SECTION 40.*Zones and Routes for STCTODA/Green Colored Tricycles*

SECTION 41.*Zones and Routes for NBBATODA/Yellow Colored Tricycles*

SECTION 42.*Zones and Routes for Trisikads for hire*

SECTION 43.*Zones and Routes for E-bike for hire*

Suggestions:Re: Sections 42 &43

By Mr. Ronnie Detoperes – to allow only the e-bike and trisikads to carry passengers going to Ileco and from Ileco going to the Tigbauan Public market provided they shall pass the new tourism road but not the national highway.

Melvin Fomer (e-bike supplier)- suggested to combine the parking area for e-bikes and trisikads to avoid competition

Mr. Jose Bulat-ag of Brgy.Parara - was amenable to the suggestion of Mr. Fomer

SECTION 44.*Zones and Routes for TJODA*

CHAPTER XVI - DESIGNATING TERMINAL AND ROUTE FOR MULTI CAB PLYING TIGBAUAN-LEON AND VICE VERSA

SECTION 45.*Multi-Cabs Terminal Area and Route.*

CHAPTER XVII - DESIGNATING THE ROUTE OF PUBLIC UTILITYJEEPNEY/ VEHICLES (PUJ/PUV) PASSING THE MUNICIPALITY.

SECTION 46.*PUV/PUJ Route from Antique to Iloilo.*

SECTION 47.*PUV/PUJ Route from Iloilo to Antique.*

SECTION 48.*TJODA Route*

CHAPTER XVIII - DESIGNATING THE LOADING AND UNLOADING AREAS OF MOTOR VEHICLES PROVIDING PENALTIES IN VIOLATION HEREOF.

SECTION 49.*Loading and Unloading Areas.*

49.10 Tricycles, trisikads and E-bikes both for hire and privately-owned are not allowed to park at the designated loading and unloading areas of PUV's and PUJ's.

CHAPTER XIX - DECLARING ONE – WAY ROAD STREET AND TEMPORARY ROAD CLOSURE AND PROVIDING EXEMPTION AND PENALTIES IN VIOLATION HEREOF.

SECTION 50.*One-Way Road Street*

50.5. Trompeta Drive shall be declared one-way entrance only

50.6. Public Market Road shall be declared one-way exit only.

SECTION 51.*Temporary Road Closure.*

51.3.2.The sangguniangbayan shall pass an Ordinance with specified time and date for temporary road closure for this purpose.(to be deleted per suggestion of Sir Leo Ticorda. According to him, it will be through an executive order by the Mayor)

CHAPTER XX - TRAFFIC RULES

SECTION 52.*Classification of roads and designating speed limit.*

SECTION 53.*Parking prohibitions and other violations:*

SECTION 54.*Acts violations of drivers and all concerned:*

54.12 Proper attire and proper hygiene ... (with exemption during rainy season.

Suggestion:PunongBrgy..Lorna Domingo of Brgy.1(Pob.)- suggested to include provision re: proper attire and proper hygiene of drivers as well as prohibition of barkers.

CHAPTER XXI - ROAD CLEARING

SECTION 55.*Use of Public Roads, Plaza, Streets, Sidewalks and Alleys.*

CHAPTER XXII - ACCESSORIES AND IMPLEMENTS OF MOTOR VEHICLES

SECTION 56. Use, installation and Selling of Modified Mufflers.**SECTION 57. Use of Lights.**

Driving of traveling rice mills, motorcycles, tricycles, scooters and the like at night without or with defective lights. It shall be unlawful for owners and or drivers of travelling mills, motorcycles, tricycles, scooters and the like to drive at night without or with defective lights. (to include or shall apply to pedicabs and e-bikes)

SECTION 58. Wearing of Standard Motorcycle Helmet.**Suggestions:**

By PCMS Sandy Tiwana of the Tigbauan Police Station - for subdivisions, the use of helmets maybe exempted if specified in their rules & regulations; the subdivision owner may also regulate the speed limit inside the subdivision.

By Hon. Norberto Turalba – to exempt also the use of helmets in barangays for identification purposes;

By Mr. Leo Ticorda – was reminded of the strict implementation of the national law on the wearing of helmets.

CHAPTER XXIII - REGULATING/PRESCRIBING FARE RATES FOR TRICYCLE, PEDICABS AND E-BIKES FOR HIRE**SECTION 59. Fare Matrix.**

59.1. TTODA (Terminal-JAMOG ROUTE)

59.2. PBTODA (Terminal- PARARA-BUYUAN ROUTE)

59.3. STCTODA (Terminal – CORDOVA ROUTE)

59.4. TEDOA (Terminal–BAGUMBAYAN-SAMBIDAY ROUTE)

59.5. NBBA (NAMOCON- BAGUINGIN- BARROC-ATABAYAN ROUTE)

59.6. Trisikad and E-bike Fare

Poblacion Proper

P10.00

P 8.00

Suggestion: By PCMS Sandy Tiwana of the Tigbauan Police Station – relative to the fare increase under Sec. 59.6, urged all associations' presidents to signify their intentions if they want to have a fare increase so as if the drivers get apprehended for violations committed they can't make justifications that "*pierdi gid kami...*"

CHAPTER XXIV - PROCEDURE, PENALTIES AND FUNDING**SECTION 60. Procedure and Penalties.****CHAPTER XXV - FUNDING REQUIREMENTS****SECTION 61. Funding.****CHAPTER XXVI - FINAL PROVISIONS****SECTION 62. Implementing Rules and Regulations.****SECTION 63. Oversight Committee**[Sunset Review].**SECTION 64. Repealing Clause.****SECTION 65. Separability Clause****SECTION 66. Effectivity.**

Query: By Punong Brgy. Lorna Domingo of Brgy. 1(Pob.)- on when will be the "dry-run" on the implementation of the traffic ordinance.

"RECOMMENDATIONS:

The Committee hereby recommends the following:

- 1. To incorporate in the proposed ordinance the positive suggestions and recommendations given by the participants during the public hearing.*
- 2. To schedule for a dry run of the provisions of this propose ordinance especially in the following items: one-way, two-way, entrance and exit roads within the poblacion, terminals and parking areas, loading and unloading areas and others.*
- 3. To schedule for 2nd reading the propose" Draft ordinance No. 2020-001 – "Enacting the Traffic Code of the Municipality of Tigbauan, Province of Iloilo and providing penalties for violations thereof."*
- 4. The Committee further recommends for the adoption and approval of this Committee Report.*

Respectfully Submitted: February 10, 2020.

RENDERED:


HON. MARLON R. TERUÑEZ
Chairman



HON. NORBERTO T. TURALBA
Vice Chairman


HON. REYNALDO E. TUMABOTABO
Member


HON. MA. GERRYLIN SANTUYO-CAMPOSAGRADO
Member


HON. JERRY TUARES
Member

ATTESTED:


MARLENE TAYO-NAVA
S.B. Secretary

HON. VIRGILIO T. TERUEL, LAWYER
Municipal Vice Mayor

Sangguniang Bayan Members:

Hon. Dennis T. Valencia	Hon. Suzette Marie Hilado-Banno, <i>M.D.</i>	Hon. Ma. Gerrylin Santuyo-Camposagrado, <i>LAWYER, MPA</i>
Hon. NERI T. CAMIÑA	Hon. REYNALDO E. TUMABOTABO	Hon. Norberto T. Turalba
Hon. MARLON R. TERUÑEZ	Hon. Julius T. Ledesma, <i>O.D.</i>	Hon. Jerry T. Tuares, <i>Civil Engineer, (LnB-Pres.)</i>
		Hon. Dyossa Marie T. Teruñez, <i>SKMF President</i>

“Public office is a public trust. Public Officials must at all times be accountable to the people.”