

Republic of the Philippines
Province of Iloilo
Municipality of Tigbauan
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OFFICE OF THE SANGGUNIANG BAYAN

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE HONORABLE
SANGGUNIANG BAYAN, TIGBAUAN, ILOILO HELD AT THE BENJAMIN MELLIZA HALL,
TIGBAUAN MUNICIPAL BUILDING, TIGBAUAN, ILOILO ON FEBRUARY 26, 2004 AT 9:15
A.M.

PRESENT:

HON. JESSIE G. TERRE,	Vice Mayor & Presiding Officer
HON. ROMEO T. LEDESMA,	Councilor
HON. FERNANDO M. VALENCIA,	Councilor
HON. CECILIA T. GARRIDO,	Councilor
HON. GEORGE T. TRIBUNAL,	Councilor
HON. ALFONSITO E. ESTOCE,	Councilor

Late:

HON. REMEDIOS T. TORRATO,	Councilor
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ABSENT:

HON. AGATON O. TUMABOTABO,	Councilor (Special Privilege Leave)
HON. REXFEL G. TRIVILEGIO,	Councilor (Forced Leave)
HON. ORVILLE T. TANGENTE,	President, Liga ng mga Brgy
HON. JOSE DONEL T. TRASPORTO,	SKMF President

Municipal Ordinance No. 2004-001

AN ORDINANCE REGULATING THE PARKING AREA AND POINT OF DESTINATION OF
MULTI-CAB VEHICLES PLYING TIGBAUAN-LEON ROUTE AND TRICYCLES PLYING
TIGBAUAN-CORDOVA-BAROSONG ROADS AND PROVIDING PENALTIES IN VIOLATION
THEREOF

Sponsored by: **Hon. Alfonsito E. Estoce , Chairman, Committee on Transportation,
Communication and Energy
Hon. Vice-Mayor Jessie G. Terre and Hon. Agaton Tumabotabo**

Seconded by: **Hon. Romeo T. Ledesma & Hon. Fernando M. Valencia**

WHEREAS, the approval of the franchise of the Motorized Tricycles Operators Permit (MTOP) was devolved by the Land Transportation Franchising and Regulatory Board (LTFRB) to the Local Government Units (LGUs);

WHEREAS, the approval of the franchise for multi-cab vehicles or Public Utility Vehicles (PUVs) remains in the Office of the Land Transportation Franchising and Regulatory Board (LTFRB);

WHEREAS, there is already a smooth implementation of the provision of law regarding the operation of tricycles in this municipality;

WHEREAS, recently, the operation of the multi-cab vehicles, (PUVs) plying Tigbauan-Leon route and vice versa was already legalized pursuant to the approval of the franchise by the Land Transportation Franchising and Regulatory Board (LTFRB) but this was questioned by the tricycle drivers resulting to the conflict on their parking area;

WHEREAS, as a result of said conflict, an untoward incident happened between the drivers of the multi-cab vehicles and tricycles of this municipality and this was brought to the attention of the Tigbauan-PNP but the said authority can't impose what provisions of the Law they will have to apply in the absence

of any Municipal Ordinance regulating the designation of parking area, to preserve public order, peace, safety, and promote the general welfare of inhabitants in this municipality;

WHEREAS, this August Body immediately take proper action on this problem by inviting the drivers of the multi-cab vehicles and tricycles for a dialogue and urged them not to put the law on their own hands and settle grievances through proper venue;

WHEREAS, during the public hearing on this said ordinance on February 4, 2004 held at the Benjamin Melliza Hall, Tigbauan Municipal Building and was attended by the tricycles and the multi-cab vehicle drivers and operators they agreed that from 6 o'clock in the evening up to 6:00 o'clock in the morning of the next day, the tricycles are allowed to park at the multi-cab vehicles parking area located beside the fence of Ernesto Ledesma at Tupan Street, Tigbauan, Iloilo to wait for the passengers to board going to the point of destination of the tricycles;

WHEREAS, the Land Transportation Franchising and Regulatory Board (LTFRB) was also invited to shed light regarding their office duties and functions involving approval of multi-cabs franchising and other powers as authorized by law;

NOW THEREFORE, be it ordained by the Sangguniang Bayan of Tigbauan that:

Section 1. This ordinance shall be known as An Ordinance Regulating The Parking Area And Point Of Destination Of Multicab Vehicles Plying Tigbauan-Leon Route and Tricycles plying Tigbauan-Cordova-Barosong Roads And Providing Penalties In Violation Thereof.

Section 2. Definition Of Terms as used in this ordinance.

- a.) Multicab vehicles = a four (4) wheeled public utility vehicle used as a means of transportation for a fee, to carry or transport passengers or goods to a specified destination.
- b.) Tricycle = a three-wheeled vehicle used to transport or carry passengers for a fee to a specified destination.
- c.) Route = a specific and determined road to pass from the point of origin or departure to the point of destination or vice versa of a PUJ.
- d.) Parking Area = a designated parking place for multicab vehicles and tricycles.
- e.) Point of Destination = the location or place to which someone or something is going.

Section 3. The parking area and point of destination for multicab vehicles plying Tigbauan-Leon route and tricycles plying Tigbauan-Cordova-Barosong roads is hereby regulated to maintain and preserve peace, order, safety and promote the general welfare of the people in the Municipality, and the corresponding penalties shall therefore be provided in case of violation thereof.

Section 4. The parking area for multicab vehicles shall be located beside the concrete fence of Ernesto Ledesma at Tupan Street, Tigbauan, Iloilo.

Section 5. The point of destination of multicab vehicles shall be Tigbauan-Leon National Road only. The multicab vehicles shall be prohibited to cut the trip in any barangay of the Municipality of Tigbauan such as Bagumbayan, Bitas, Napnapan Sur, Napnapan Norte, Cordova Sur and Cordova Norte going to Leon and vice versa.

Section 6. Multicab vehicles are also prohibited to transport passengers and goods to any road section of barangay roads or NIA road going to other barangays or sitios to transport passengers or goods except for emergency cases or any unavoidable circumstances or for family use only.

Section 7. The parking area of tricycles plying Tigbauan-Cordova-Barosong road shall be at the back of the municipal building.

Section 8. Tricycles plying Tigbauan-Cordova-Barosong Road shall also be prohibited to cut trip in any barangay of the Municipality of Tigbauan, Iloilo such as Bagumbayan, Bitas, Napnapan Sur, Napnapan Norte, Cordova Sur and Cordova Norte except for emergency cases or any unavoidable circumstances. Even if he has only one passenger left, the tricycle driver shall transport or carry the passenger to the point of destination as agreed by both of them.

Section 9. Tricycles are allowed by this Ordinance to transport or carry passengers going to Bitas-Danao road, Bitas-Dolucutan, Bangkal, Sitio Nasuli, Linobayan, Sitio Intake, Cordova Norte and Bantud as agreed by both the passenger and the driver.

Section 10. Any person violating the provision of this Ordinance shall be fined in the amount of P200.00 but not more than P1,000.00 or an imprisonment of 1 month or both at the discretion of the court.

Section 11. Members of PNP of Tigbauan, Brgy. Captains and Brgy. Tanods are authorized by this ordinance to apprehend violators provided that the apprehended drivers shall be reported to the Tigbauan-PNP for proper disposition.

Section 12. SEPARABILITY CLAUSE. In the event that any portion or provision of this ordinance is declared illegal, the validity of the other provisions shall not be affected thereby.

Section 13. EFFECTIVITY. This Ordinance shall take effect fifteen (15) days after its approval and posting in at least two (2) conspicuous places in all barangay halls in the Municipality of Tigbauan, Province of Iloilo.

ENACTED. February 26, 2004

I HEREBY CERTIFY that the foregoing Municipal Ordinance No. 2004-001 was approved by the Sangguniang Bayan.

CERTIFIED CORRECT:

MARLENE T. NAVA
S.B. Secretary

ATTESTED:

JESSIE G. TERRE
Vice Mayor & Presiding Officer

APPROVED:

MYRNA M. TORRES
Municipal Mayor