

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 SESSION
HALL, TIGBAUAN MUNICIPAL BUILDING, TIGBAUAN, ILOILO ON APRIL 2, 2008 AT
2:00 P.M.

PRESENT:

HON. ROEL T. JARINA,	Vice Mayor & Presiding Officer
HON. SUZETTE MARIE HILADO-BANNO,	Councilor
HON. SUZETTE TENEFRANCIA-ALQUISADA,	Councilor
HON. AGATON O. TUMABOTABO,	Councilor
HON. MARLON R. TERUÑEZ,	Councilor
HON. NORBERTO T. TURALBA,	Councilor
HON. LORETA LUNGAY-ARIAS,	Councilor
HON. ORVILLO T. TANGENTE,	Pres., Liga ng mga Brgy.
HON. LEA E. TORREFLORES,	SKMF President

Late:

HON. ELMER T. TORRATO,	Councilor
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ABSENT:

HON. JOSE T. TAVARRO, JR.,	Councilor(<i>Vacation Leave</i>)
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Municipal Ordinance No. 2008-005

AN ORDINANCE REQUIRING ALL PEDICABS PLYING IN THE MUNICIPALITY OF
TIGBAUAN TO BE ZONED & COLOR-CODED FOR EASY IDENTIFICATION AND
PROPER DISTRIBUTION, REGULATING ITS OPERATIONS AND PROVIDING
PENALTIES FOR VIOLATION THEREOF

Sponsored by: **Hon. Norberto T. Turalba**, Chairman, Committee on
Transportation, Communication & Public Utilities

Seconded by: Hon. Suzette Marie Hilado-Banno, Hon. Suzette Tenefrancia-
Alquisada, Hon. Agaton Tumaotabo, Hon. Marlon Teruñez,
Hon. Loreta Arias, Hon. Elmer Torrato, Hon. Orvillo Tangente
and Hon. Lea Torreflores

WHEREAS, the pedicab is one of the modes of transportation and the main
source of income of around 500 people in the municipality of Tigbauan;

WHEREAS, registered pedicabs are also one of the main problems of the traffic
congestion in the municipality aside from colorum pedicabs plying within the poblacion;

NOW, THEREFORE, Be It Ordained by the Sangguniang Bayan of the Municipality of Tigbauan, Province of Iloilo, that:

Section 1. Zonal Boundaries and Color to be adopted.

Pedicabs are zoned and color-coded to eliminate colorum plying within the municipality. The unit shall have a minimum of 75% dominant color assigned.

- Zone I - Areas covering Barangays 1,2, 3, 4, 5, 9 and Parara - Orange
- Zone II - Areas covering Barangays 6 and 7 – Yellow
- Zone III - Areas covering Barangays 8 and Tan Pael – Red
- Zone IV - Areas covering Barangays Atabayan and Barroc - Blue/Green

Section 2. Definition of terms:

Pedicabs - 3-wheeled mode of transportation powered manually

Zonal Boundary - specific areas of coverage within the municipality assigned as corresponding route.

Pedicab Driver – one who drives the pedicab for hire, ages 18 years and above, have paid their municipal dues and issued with valid official municipal ID's

Pedicab for Hire – a unit which was given the franchise to operate for hire and to ply within a certain boundary within the municipality

Regular Fare – an approved regulated fare (P5.00) as set by the municipality thru SB resolution

Discounted Fare - a discounted fare (P4.00) given to senior citizens, disabled persons and students

Discounted Passengers- refers to Seniors citizens (60 years and up with proper ID), disabled persons and students

Overlapping – plying your trade outside your specific defined boundaries

T-shirt Uniform - color of the T-shirt which the pedicab drivers must wear daily corresponding to color of their unit and their color coding

Section 3. Rules and regulations on pedicabs for hire

1. Pedicab for hire shall have a proper franchise and a mayor's permit.
2. Pedicabs should not ply along the route of the national highway from Taldelore Street to Tupas Street except those plying the Barangay 7 to ILECO route but may cross only going to the municipal side streets.
3. Pedicabs may transport their passengers to their destinations outside their designated boundary
4. A designated number shall be assigned on each unit upon registration or renewal. The size is 5x5 inches in diameter colored Orange printed in a piece of wood or metal plate to be attached on the right side of the unit.

5. Adequate ORANGE-COLORED REFLECTORS must be placed in front and back of pedicab, the size of the number is 2x4 inches, located at top and base of the unit.
6. Pedicabs shall park in an orderly manner in identified pedicab terminals. The following are Pedicab terminals:
 - a.) In front of the Tigbauan Police Station beside Buddy's Store (extending to the arc) for Brgys. 1,2,3,4,5,9 and Parara.
 - b.) In front of Cecil's Store at Brgy. 9 (for Barangays 6 and 7)
 - c.) In front of Capaque's residence at Leonardia St. (for Barangays 8 and Tan Pael)
 - d.) In front of the Tigbauan National High School (for Brgys. 1,2,3,4,5 & 9)
 - e.) For Brgys. Barroc and Atabayan, pedicab drivers shall designate their own parking area/terminal.
7. All other parking areas/terminals except 6(a, b, c, d and e) are illegal.

Section 4. The pedicab driver shall have the following qualifications:

1. He must be 18 years and above and have been issued with a valid and authenticated municipal ID after paying all dues.
2. He shall always wear the proper uniform (Prescribed color-coded T-shirt and ID) and observe proper hygiene when plying their route.
3. He shall not drive when under the influence of drugs and alcohol.
4. He shall observe proper traffic rules (both national and local), be polite, courteous and truthful to all his passengers.
5. He shall always maintain the road worthiness of his unit.
6. He shall not smoke while driving his unit with a passenger.

Section 5. Penalties for Violation thereof:

Overlapping:

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|----------------|--|
| First Offense | - P100.00 |
| Second Offense | - P250.00 and suspension of 3 days |
| Third Offense | - P500.00 and suspension of one (1) week |

Driving without franchise:- P1,000.00 and impounding of unit imposed on the owner/operator

Driving without license and ID - P100.00 and 1 day suspension

Employing minor drivers - Impounding of the unit and fine of P1,000.00 by owner/operator

Driving under the influence of alcohol and prohibited drugs

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|----------------|---------------------------------------|
| First Offense | – P150.00 |
| Second Offense | – P300.00 and 3 days suspension |
| Third Offense | – P500.00 and cancellation of license |

Driving without the necessary reflectorized gadgets and the designated number at the right side of the unit

- | | |
|----------------|------------------------------------|
| First Offense | – P200.00 |
| Second Offense | –P 400.00 and suspension of 1 week |
| Third Offense | –P 1,000.00 and 2 weeks suspension |

Smoking while driving with passenger - P1000.00

Illegal Terminals

First Offense- P100.00

Second Offense- P200.00

Third Offense- P300.00

Section 6. Separability Clause.

In the event any part or portion of this ordinance is declared to be illegal, unconstitutional or invalid, those parts or portions thereof which are not affected thereby shall continue to be effective and enforceable.

Section 7. Repealing Clause.

Any prior ordinance in conflict or inconsistent with this ordinance shall be deemed repealed or amended accordingly.

Section 8. Effectivity Clause.

This ordinance shall take effect upon approval.

ENACTED. April 2, 2008.

I HEREBY CERTIFY that the foregoing Municipal Ordinance No. 2008-005 was approved by the Sangguniang Bayan.

CERTIFIED CORRECT:

MARLENE T. NAVA
S.B. Secretary

ATTESTED:

ROEL T. JARINA
Vice Mayor & Presiding Officer

APPROVED:

JAMES EXCELSIOR M. TORRES
Municipal Mayor