



Republic of the
Philippines Province of
Iloilo
Municipality of
Tigbauan

OFFICE OF THE SANGGUNIANG BAYAN

www.Tigbauan.gov.ph

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EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE HONORABLE SANGGUNIANG BAYAN, TIGBAUAN, ILOILO HELD AT THE SB SESSION HALL, TIGBAUAN MUNICIPAL BUILDING ON OCTOBER 07, 2013 AT 1:40 IN THE AFTERNOON.

PRESENT:

HON. ROEL T. JARINA,	Vice Mayor & Presiding Officer
HON. JOSE DONEL T. TRASPORTO,	SB Member
HON. RENEE LIBRODO- VALENCIA,	SB Member
HON. VIRGILIO T. TERUEL,	SB Member
HON. MARLON R. TERUÑEZ,	SB Member
HON. MA. GERRYLIN SANTUYO-CAMPOSAGRADO,	SB Member
HON. SUZETTE MARIE HILADO-BANNO,	SB Member
HON. RICKY T. NULADA,	SB Member
HON. ARIEL I. BERNARDO,	SB Member
HON. NYSSA NICHOLA T. CALLOSA,	SKMF President
HON. RONNIE T. PAGUNTALAN,	Pres., Liga Ng Mga Brgy.

ABSENT: NONE

Municipal Ordinance No. 2013-001

AN ORDINANCE REQUIRING ALL MOTORCYCLE RIDERS PLYING ALONG BARANGAY, MUNICIPAL, PROVINCIAL AND NATIONAL ROADS WITHIN THE TERRITORIAL JURISDICTION OF THE MUNICIPALITY OF TIGBAUAN TO WEAR STANDARD PROTECTIVE MOTORCYCLE HELMET WHILE RIDING

Sponsored by: Hon. Ricky T. Nulada, Chairman, Committee on Transportation, Communication & Energy

Co-Sponsored by: Hon. Jose Donel T. Trasporto

Seconded by: Hon. Renee Librodo-Valencia, Hon. Suzette Marie Hilado-Banno, Hon. Ariel Bernardo and Hon. Nyssa Nichola Calosa

WHEREAS, wearing standard protective motor helmet is mandated and prescribed by Republic Act 10054 or the Motorcycle Helmet Act (*enacted last June 2010*);

WHEREAS, it is a fact that wearing such protective helmet is a safety measure for motorcycle riders;

WHEREAS, it has been observed that most motorcycle riders are not wearing protective helmet while plying within the territorial jurisdiction of the municipality;

WHEREAS, there has been a number of motorcycle related accidents which caused death and injuries that may have been prevented or injuries mitigated had the rider worn a protective helmet.

NOW THEREFORE, ***Be It Ordained By The Honorable Sangguniang Bayan of Tigbauan, Iloilo, that:***

Section 1. Title: This Ordinance shall be known as "AN ORDINANCE REQUIRING ALL MOTORCYCLE RIDERS PLYING ALONG THE BARANGAY, MUNICIPAL, PROVINCIAL AND NATIONAL ROADS WITHIN THE TERRITORIAL JURISDICTION OF THE MUNICIPALITY OF TIGBAUAN TO WEAR STANDARD PROTECTIVE MOTORCYCLE HELMET WHILE RIDING."

Section 2. Definition of Terms:

1. **Single Motorcycle** - a mode of transportation with two wheeled motor vehicle
2. **Rider** - one who rides or drives as the operator of a motorcycle
3. **Standard Motorcycle Helmet** – any of various protective motorcycle helmet, ICC approved, usually made of hard materials to resist impact.
4. **Traffic Citation Ticket** - A ticket issued to a person who violates the provisions of this ordinance which shows other information such as the name, address of the offender and a statement or information that constitute a complaint charging the violator of the offense committed.
5. **Apprehending Officer**- refers to any legitimate, recognized and duly designated traffic enforcer of the LGU as well as the local PNP Officers who shall apprehend violators of the provisions of this ordinance.

Section 3. PROVISION: All riders of motorcycle plying along the barangay, municipal and national roads within the territorial jurisdiction of Tigbauan are hereby required to wear standard protective motorcycle helmet while riding a motorcycle.

Section 4. PROHIBITED ACTS:

- a. Non-wearing of standard protective motorcycle helmet while riding a motorcycle.
- b. Wearing of standard protective motorcycle helmet/wearing of a protective motorcycle helmet with unlocked strap.

Section 5. PENALTIES:

All riders found to have violated any provision of this ordinance shall be penalized with a fine of :

1. 1st offense – P300.00
2. 2nd offense – P500.00
3. 3rd offense – P1,000.00

Section 6. REWARDS AND INCENTIVE SCHEME. To effectively implement this ordinance, a reward and incentive scheme is hereby institutionalized. Under the said scheme, 50% of the penalty for violation of this ordinance from every violator shall go to the apprehending officer and the other 50% shall accrue to the municipal government.

Section 7. REPEALING CLAUSE. Any prior ordinance in conflict or inconsistent with this ordinance shall be deemed repealed or amended accordingly.

Section 8. 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 9. EFFECTIVITY CLAUSE. This ordinance shall take effect after compliance with the required mandatory posting under Section 511 of R.A. 7160, the Local Government Code of 1991.

ENACTED. October 7, 2013.

I HEREBY CERTIFY that the foregoing Municipal Ordinance No. 2013-001 was approved by the Sangguniang Bayan.

MARLENE TAYO-NAVA
S.B. Secretary

ATTESTED:

ROEL T. JARINA
Vice Mayor & Presiding officer

APPROVED:

SUZETTE TENEFRANCIA-ALQUISADA
Municipal Mayor

HON. ROEL T. JARINA, M.D.
Municipal Vice Mayor

Sangguniang Bayan Members:

Hon. Jose Donel T. Trasporto, Lawyer
Hon. Renee Librodo-Valencia, CPA
Hon. Virgilio T. Teruel, Lawyer
Hon. Marlon R. Teruñez, Ph.D.

Hon. Ma. Gerrylin Santuyo-Camposagrado
Hon. Suzette Marie Hilado-Banno, M.D.
Hon. Ricky T. Nulada
Hon. Ariel I. Bernardo

Hon. Nyssa Nichola T. Callosa, SKMF-Pres.
Hon. Ronnie T. Paguntalan (LnB-President)

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