



Republic of the Philippines
Province of Cavite
City of Bacoor



5th SANGGUNIANG PANLUNGSOD

COMMITTEE/S		TITLE OF PROPOSED MEASURE	CONTROL NUMBER	
Committee on Public Transportation and Traffic Management and Committee on Rules and Privileges, Laws and Ordinances		AN ORDINANCE ALLOWING THE CALIBRATED DEPLOYMENT OF PUBLIC UTILITY TRICYCLES ON A SPECIAL LANE ALONG MOLINO-PALIPARAN ROAD AND TIRONA HIGHWAY IN BACCOOR CITY, CAVITE AND IMPOSING PENALTIES FOR VIOLATIONS HEREOF	PCO 2022 – 041	
V E N U E	Sangguniang Panlungsod Session Hall, 2nd floor, New Bacoor City Hall, Brgy. Bayanan, City of Bacoor, Cavite		D A T E / T I M E	November 09, 2022, Wednesday/ 10:00am

JOINT COMMITTEE REPORT NO. PTTM-2022-007-S-2022

The Committee hearing was held on November 09, 2022 at 10:00 am. It was presided over by the Committee Chairman, Hon. Roberto L. Advincula together with Committee Vice Chairman Hon. Adrielito Gawaran, Committee Member Hon. Reynaldo Fabian and Committee on Rules and Privileges and Laws and Ordinances Vice Chairman Hon. Levy Tela, and Member Hon. Alejandro Gutierrez. In attendance were Atty. Nathaniel de Leon from City Legal Services Office, Mr. Geronimo Del Rosario, BTMD Head, Traffic Operations Officer III Mr. Rommel Bunag, Mr. Roderick Arciaga President of Pinagkaisang TODA ng Ikalawang Distrito, Mr. Rodrigo Navarette Jr. President of Federation TODA City of Bacoor – District 1 and President of various TODAs in District 2.

A draft ordinance regarding proposed ordinance allowing calibrated deployment of Public Utility Tricycles on a Special Lane along Molino-Paliparan Road and Tirona Highway in Bacoor City, Cavite was reviewed during committee hearing.

Mr. Geronimo Del Rosario mentioned that there is a Memorandum from DILG reiterating that tricycles are not allowed on all national roads. He commented on the proposed ordinance that the route that are having a special lane is not only delegated in



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only one Tricycle Operators Driver Association (TODA). He explained that it is possible that all tricycles on the area of Tirona Highway from SM Bacoor to Mabolo are going to use the special lane. Also, he explained that on the area of Molino – Paliparan Road, there are nine (9) TODA from SM Molino up to the boundary of Bacoor and Dasmarinas that can use the special lane. He proposed that if the proposed ordinance will be approved, the Bacoor Traffic Management Department (BTMD) will issue a list for each TODA of who are allowed to pass the special lane.

Both Federation President from District 1 Mr. Rodrigo Navarette and from District 2 Mr. Roderick Arciaga explained that not all tricycles will use the special lane at the same time. It is possible that only one to two tricycles will use the special lane from time to time.

RECOMMENDATION:

Section 16 of Republic Act No. 7160 (the “Local Government Code of 1991”) provides that “(e)very local government unit shall exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare. Within their respective territorial jurisdictions, local government units shall ensure and support, among other things, the preservation and enrichment of culture, promote health and safety, enhance the right of the people to a balanced ecology, encourage and support the development of appropriate and self-reliant scientific and technological capabilities, improve public morals, enhance economic prosperity and social justice, promote full employment among their residents, maintain peace and order, and preserve the comfort and convenience of their inhabitants.”

Section 458 (3) of RA 7160 empowered the Sangguniang Panlungsod to enact ordinances that regulate the operation of tricycles and grant franchises for the operation thereof within the territorial jurisdiction of the city.

After consulting with the Bacoor Traffic Management Department, the Committee on Public Transportation and Traffic Management proposes allowing the calibrated operation of public utility tricycles (1) along Molino-Paliparan Road from SM Molino up to the boundary of Bacoor City and Dasmarinas City and (2) along Tirona Highway from Barangay Mabolo 1 up to SM Bacoor subject to strict compliance by the tricycle drivers and operators concerned with certain conditions.

The Committee recommends for the **APPROVAL** of an Ordinance allowing the calibrated deployment of Public Utility Tricycles on a Special Lane along Molino-Paliparan Road and Tirona Highway in Bacoor City, Cavite and imposing penalties for violations hereof.



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WE HEREBY CERTIFY that the contents of the foregoing report are true and correct.

Signed this 21st day of November 2022 at the City of Bacoor, Cavite.

PUBLIC TRANSPORTATION AND TRAFFIC MANAGEMENT

COUN. ROBERTO L. ADVINCULA
Chairman

COUN. ADRIELITO GAWARAN
Vice Chairman

Member – Rules and Privileges, Laws and Ordinances

COUN. REYNALDO FABIAN
Member

COUN. MICHAEL SOLIS
Member

RULES AND PRIVILEGES, LAWS AND ORDINANCES

COUN. REYNALDO PALABRICA
Chairman

COUN. LEVY TELA
Vice Chairman

COUN. ALEJANDRO GUTIERREZ
Member



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MINUTES OF JOINT COMMITTEE HEARING NO. PTTM-2022-007-S-2022

The Committee hearing was held on November 09, 2022 at 10:00 am. It was presided over by the Committee Chairman, Hon. Roberto L. Advincula together with Committee Vice Chairman Hon. Adrielito Gawaran, Committee Member Hon. Reynaldo Fabian and Committee on Rules and Privileges and Laws and Ordinances Vice Chairman Hon. Levy Tela, and Member Hon. Alejandro Gutierrez. In attendance were Atty. Nathaniel de Leon from City Legal Services Office, Mr. Geronimo Del Rosario, BTMD Head, Traffic Operations Officer III Mr. Rommel Bunag, Mr. Roderick Arciaga President of Pinagkaisang TODA ng Ikalawang Distrito, Mr. Rodrigo Navarette Jr. President of Federation TODA City of Bacoor – District 1 and President of various TODAs in District 2.

The Committee reviewed the proposed ordinance allowing the calibrated deployment of Public Utility Tricycles on a special lane along Molino – Paliparan Road and Tirona Highway in City of Bacoor, Cavite.

Mr. Geronimo Del Rosario mentioned that there is a Memorandum from DILG reiterating that tricycles are not allowed on all national roads. He commented on the proposed ordinance that the routes that are having a special lane are not only delegated



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in only one Tricycle Operators Driver Association (TODA). He explained that it is possible that all tricycles on the area of Tirona Highway from SM Bacoor to Mabolo are going to use the special lane. Also, he explained that on the area of Molino – Paliparan Road, there are nine (9) TODA from SM Molino up to the boundary of Bacoor and Dasmariñas that can use the special lane. He proposed that if the proposed ordinance will be approved, TODA who are allowed to pass the special lane will be limited, not all can use the special lane.

Ipinaliwanag ni Mr. Rommel Bunag ang mga ruta ng mga TODA na posible na gumamit ng special lane sa kahabaan ng Tirona Highway mula SM Bacoor hanggang Mabolo. Nagtanong ang Committee Chairman kung ano ang mga posibleng solusyon na maaaring gawin upang maiwasan na lumabas ang lahat ng triycle at mga apektadong lugar lamang ang makakagamit ng special lane. Sinabi ni Mr. Bunag na kapag pinagbigyan ang isang TODA na dumaan sa kahabaan ng Tirona Highway, hihingi ang ibang TODA ng karapatan na makadaan din sa special lane.

Pahayag naman ni President Rodrigo Navarette ay kung mapagbibigyan na makagamit ng special lane ang mga TODA ito ay malaking tulong para sa mga tricycle drivers sapagkat magkakaroon sila ng pagkakataon na makapaghatid ng mga pasahero paminsan minsan sa labas ng kanilang mga ruta gamit ang special lane. Ipinaliwanag niya din na kung mapagbibigyan ng pagkakataon na makagamit ng special lane ang lahat ng miyembro ng TODA, hindi naman sabay sabay na lalabas ang mga ito sa national highway.

Nagtanong si Mr. Del Rosario kung papayag ang ibang TODA na sakop ng special lane sa Molino-Paliparan Road na ang SMMTODA lamang ang papayagan na makagamit ng special lane. Sinagot ni President Roderick Arciaga na hindi papayag ang karamihan ng TODA na iisang TODA lamang ang hahayaang makadaan sa special lane sapagkat ang SMMTODA ay makapaghatid sa bawat subdivision subalit ang iba ay hindi. Sinabi ni Mr. Arciaga na ang hiling lamang nila ay strike lane na kung saan ay makakagamit ang lehitimong miyembro ng TODA. Sinabi din niya na katulad ng sinabi ni Mr. Navarette na ang mga tricycle ay hindi sabay sabay na lalabas sa national highway. Ipinaliwanag niya na kung sakaling lumabas sa highway ang tricycle, ito ay babalik na din sa terminal matapos makapaghatid ng pasahero. Idinugtong din ni Mr. Arciaga na mahalaga para sa isang tricycle driver na makapaghatid ng mga pasahero na lalabas ng highway sapagkat malaking tulong ito para sa kanilang kita.

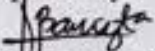
After the foregoing discussion the Committee Chairman and the association agreed with the proposed special lane given to public utility tricycles.

The meeting was adjourned at exactly 11:42pm.

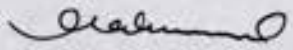


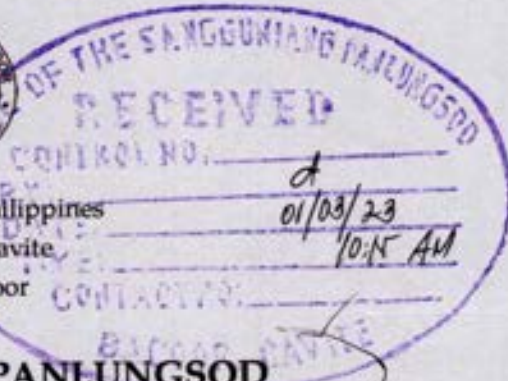
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Province of Cavite
City of Bacoor

Prepared by:


Arianne Jane C. Bautista
Local Legislative Staff Asst.I

Attested by:


Coun. Roberto L. Advincula
Presiding Officer



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**ATTENDANCE OF HEARING
 NO. PTTM-2022-007-S-2022**

NAME	CONTACT NUMBER	SIGNATURE
Atty. Nathaniel DeLeon	0912551055	
WERNIMO B. DEL ROSARIO	09083194467	
ROYMEV A. BUNAG	09420614636	
MELANIO C. PALWA	09550377963	
RODOLFO O. ANGLA	0913012826	
BENJAMIN G. ALUCENA JR	09505308627	
RODRIGO L. NAVARETTE JR	09338662704	
JUANITO N. ANAYETA JR	09974570972	
BREND S. ROMANERO	09972603720	
ROBERTO ATIBANGOS	09383072067	

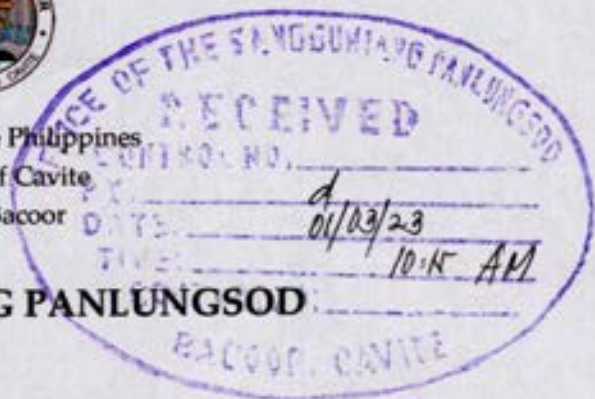


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Province of Cavite
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ERIC SALT	09275791239	XXXX
RICK T. SARTÉ	09292668888	XXXX
Reynaldo Quisumbing	09264681033	XXXX
PAIX SAWANO	09160481571	XXXX
REYNALDO O MADEJA	09176671712	XXXX
LARRY GOTO 5705	09553552534	XXXX
Ricardo V. DUBRIA	09658444086	XXXX
JEONNE SIENA		XXXX
DEYMONTE MENDOZA		XXXX
ATEÑO D. QUIROZ		XXXX
Giony DELA DALIVA	09654696741	XXXX
REGAN T. DURAN	09933649454	XXXX
EDUARDO L BAUTISTA	09974230186	XXXX
RYAN ZAMALLA	09173042512	XXXX
RONALDO ILAS KMM TADA	09451288454	XXXX
Genelyn T. Reyes	09281268010	XXXX
Jager Dublin		XXXX
Geney Aquaroz		XXXX
Frank Siang		XXXX
Caesario Ferreras		XXXX
Jonathon Nolasco		XXXX



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**NOTICE OF HEARING (RECEIVING COPY)
NO. PTTM-2022-007-S-2022**

NAME	DATE RECEIVED	CONTACT NUMBER	SIGNATURE
Coun. Adrielito Gawaran	<i>maricela</i>		<i>[Signature]</i>
Coun. Reynaldo Fabian	<i>Arnelan Rul</i>		<i>[Signature]</i>
Coun. Michael Solis	<i>GILBERT MIRANDA</i>	481 41 00	<i>[Signature]</i>
Coun. Reynaldo Palabrica	<i>NOV 7, 2022</i>	390	<i>[Signature]</i>
Coun. Levy Tela	<i>A Nov 7, 2022</i>		<i>[Signature]</i>
Coun. Alejandro Gutierrez	<i>11-7-22</i>		<i>[Signature]</i>
Mr. Geronimo Del Rosario	<i>11-7-22</i>	4814100 ext. 233	<i>[Signature]</i>
Engr. Jicky Jutba	<i>11-7-22</i>		<i>[Signature]</i>
Mr. Roderick Arciaga			

PROPOSED CITY ORDINANCE NO. __
Series of 2022

AN ORDINANCE ALLOWING THE CALIBRATED DEPLOYMENT OF PUBLIC UTILITY TRICYCLES ON A SPECIAL LANE ALONG MOLINO-PALIPARAN ROAD AND TIRONA HIGHWAY IN BACCOOR CITY, CAVITE AND IMPOSING PENALTIES FOR VIOLATIONS HEREOF.

Sponsored by:

Hon. Roberto Advincula

Co-Sponsored by:

WHEREAS, Section 16 of Republic Act No. 7160 (the "Local Government Code of 1991") provides that "(e)very local government unit shall exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare. Within their respective territorial jurisdictions, local government units shall ensure and support, among other things, the preservation and enrichment of culture, promote health and safety, enhance the right of the people to a balanced ecology, encourage and support the development of appropriate and self-reliant scientific and technological capabilities, improve public morals, enhance economic prosperity and social justice, promote full employment among their residents, maintain peace and order, and preserve the comfort and convenience of their inhabitants."

WHEREAS, Section 458 (3) of RA 7160 empowered the Sangguniang Panlungsod to enact ordinances that regulate the operation of tricycles and grant franchises for the operation thereof within the territorial jurisdiction of the city.

WHEREAS, Section 11 (5) (vi) of Republic Act No. 10160 (the "Charter of the City of Bacoor, Cavite") empowered the Sangguniang Panlungsod to regulate traffic on all streets and bridges within the City of Bacoor.

WHEREAS, officers of the tricycle operators and drivers associations operating in Barangay Molino 4 petitioned the Office of the City Mayor to allow them to operate along Molino-Paliparan Road from SM Molino up to the boundary of Bacoor City and Dasmarinas City. On the other hand, the officers of the TODA's operating in Barangays Mabolo 1, Mabolo 2, Mabolo 3, Habay 1 and Habay 2 requested the City Mayor to allow their members to operate along Tirona Highway from Barangay Mabolo 1 up to SM Bacoor.

WHEREAS, after consulting with the Bacoor Traffic Management Department, the Committee on Public Transportation and Traffic Management proposes allowing the calibrated operation of public utility tricycles (1) along Molino-Paliparan Road from SM Molino up to the boundary of Bacoor City and Dasmarinas City and (2) along Tirona Highway from Barangay Mabolo 1 up to SM Bacoor subject to strict compliance by the tricycle drivers and operators concerned with certain conditions appearing below.

NOW THEREFORE, upon motion of Hon. Robert Advincula, unanimously approved by the 5th Sangguniang Panlungsod of the City of Bacoor, Cavite, be it **ORDAINED** that:

Section 1. Title. This Ordinance shall be known as the "Calibrated Tricycle Deployment Ordinance of the City of Bacoor, Cavite".

Section 2. Definition of Terms. As used in this Ordinance, the following terms shall mean:

2.1. **Calibrated Deployment** — the BTMD policy that will allow a limited number of public utility tricycles to transport passengers on the roads covered by this Ordinance.

2.2. **Global Positioning System** — a satellite based radio navigation system used in communications, transportation, and other activities.

2.3. **Public Utility Tricycles** — three-wheeled motor vehicles granted a franchise by the city government to operate as a public utility on certain public roads within the City of Bacoor, Cavite.

2.4. **Special S-Trike Lane** — a lane selected and marked by the BTMD and the City Engineering Office along (1) Molino-Paliparan Road from SM Molino up to the boundary of Bacoor City and Dasmarinas City and (2) along Tirona Highway from Barangay Mabolo 1 up to SM Bacoor for the use of qualified PUTs under this Ordinance.

Section 3. Calibrated Deployment of Tricycles. The calibrated deployment of public utility tricycle units duly identified and tagged by the Bacoor Traffic Management Department (BTMD) shall be allowed along (1) Molino-Paliparan Road from SM Molino up to the boundary of Bacoor City and Dasmarinas City and (2) along Tirona Highway from Barangay Mabolo 1 up to SM Bacoor subject to strict compliance by the tricycle operators and drivers concerned with the following conditions:

3.1. Only PUTs duly outfitted with a global positioning device and with a "Special S-Trike Lane Sticker" by the BTMD shall be allowed to use the said routes;

3.2. The said PUTs shall only be allowed to use the said route between 11:00 a.m. up to 3:00 p.m. on any given day; and

3.3. The said PUTs shall not stray away from the Special S-Trike Lane to be identified and created by the BTMD after the date of effectivity of this Ordinance and its implementing rules and regulations and subject to availability of funds.

Section 4. Power of the BTMD to Calibrate the Number of PUTs Along Molino-Paliparan Road and Tirona Highway. The BTMD is hereby empowered to calibrate the number of PUTs that will be allowed to operate along Molino-Paliparan Road and Tirona Highway. The BTMD is likewise empowered to determine the manner by which the said PUTs shall operate on the said roads in order to prevent traffic congestion.

Section 5. Calibrated Deployment Fee. In order to qualify under this Ordinance, the operator of a public utility tricycle must pay a calibrated deployment fee of P1,500.00 every year with the City Treasurer's Office aside from the other fees that should be paid by PUTs to the city government under the Revised Bacoor Traffic Code and other city ordinances.

Section 6. Prohibited Acts. The following acts are hereby prohibited:

- 6.1. Operating outside of the route approved in the PUT's franchise;
- 6.2. Straying away from the Special S-Trike Lane;
- 6.3. Operating on the Special S-Trike Lane without the authority of the BTMD and without the GPS device and sticker attached/placed by the BTMD on the PUT unit;
- 6.4. Using the Special S-Trike Lane beyond the operating hours mentioned above;
- 6.5. Overcharging passengers; and
- 6.6. Violating traffic laws and ordinances while using the Special S-Trike Lane.

Section 7. Penalties. Upon conviction, the following penalties shall be imposed against any person who shall violate this Ordinance or its implementing rules and regulations:

First Offense: Payment of fine amounting to P4,000.00

Second Offense: Payment of fine amounting to P5,000.00 and revocation of franchise.

Section 8. Implementing Rules and Regulations. The BTMD with the assistance of the City Legal Services Office under the supervision of the City Administrator shall submit the draft implementing rules and regulations of this Ordinance not later than sixty (60) days after the effective date hereof. The said draft implementing rules and regulations shall be subject to the approval of the City Mayor.

Section 9. Repeal. All ordinances, resolutions, and executive orders inconsistent with the provisions hereof are hereby repealed and/or modified accordingly.

Section 10. Separability. In case a court of competent jurisdiction declares any part of this Ordinance void or unconstitutional, the remaining provisions hereof not affected by such declaration shall remain valid.

Section 11. Effectivity. This Ordinance shall take effect immediately after it has been published at least once in a newspaper of general circulation in the City of Bacoor, Cavite.

APPROVED this ___ day of _____ 2022 at the City of Bacoor, Cavite.

I hereby certify that this Ordinance was passed in accordance with law by the 5th Sangguniang Panlungsod of the City of Bacoor, Cavite.

Certified by:

HON. ROWENA BAUTISTA-MENDIOLA
City Vice Mayor/Presiding Officer

Attested by:

ATTY. KHALID A. ATEGA JR.
Sangguniang Panlungsod Secretary

Approved by:

HON. STRIKE B. REVILLA
City Vice Mayor

Date of Approval: _____

