



Republic of the Philippines
Province of Cavite
CITY OF BACOR
Office of the Mayor

EXECUTIVE ORDER NO. 70
Series of 2022

AN ORDER ADOPTING THE PROPOSED IMPLEMENTING RULES AND REGULATIONS OF CITY ORDINANCE NO. 11-2019, AS AMENDED, OTHERWISE KNOWN AS THE "REVISED TRAFFIC CODE OF THE CITY OF BACOR"

WHEREAS, City Ordinance No. 11-2019 (the "**Revised Traffic Code of Bacor**") or to be referred to hereafter as the "**Revised Traffic Code**") was signed into law by former Mayor Lani Mercado-Revilla on October 10, 2019;

WHEREAS, City Ordinance No. 11-2019 amended the City Ordinance No. 2013-047 (the "**Bacor Traffic Code**") which was signed into law by the **Honorable Mayor Strike B. Revilla** on October 07, 2013;

WHEREAS, there is a need to update the existing Implementing Rules and Regulations of the Traffic Code of Bacor because of the amendments;

WHEREAS, the Bacor Traffic Management Department, together with concerned agencies, submitted a draft of the Implementing Rules and Regulations of the Revised Traffic Code which was subsequently reviewed and approved by the City Legal Office;

WHEREAS the City Mayor is empowered by law to exercise such actions as may be necessary to promote the general welfare and to implement all laws and ordinances;

NOW, THEREFORE, I, STRIKE B. REVILLA, City Mayor of Bacor, Cavite, by virtue of the powers vested in me by law, do hereby order for the adoption and implementation of the Implementing Rules and Regulations for the Revised Traffic Code of Bacor herein attached.

Section 1. Implementing Rules and Regulations (IRR).

Attached herein is the Implementing Rules and Regulations of City Ordinance No. 11-2019 which shall form part of this Executive Order. This shall be known as the "**Implementing Rules and Regulations of the Revised Traffic Code of the City of Bacor**".

All affected offices and department are hereby ordered to adopt the said implementing rules and regulations and be guided accordingly.

Strict compliance and observance to all city government officials and employees to this IRR is hereby ordered.

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Section 2. Repealing Clause.

All previously issued orders and directives inconsistent with any provision found herein shall be deemed repealed, revoked or amended accordingly.

Section 3. Separability Clause.

In the event that any provision found herein shall be judicially or administratively declared illegal or infirm, the remaining provisions shall remain in full force and effect.

Section 4. Effectivity Clause.

This Executive Order shall take effect immediately upon its signing and remain in full force and effect until repealed, revoked or amended accordingly.

SO ORDERED

Issued this 07 day of December 2022 in the City of Bacoor, Province of Cavite.


STRIKE B. REVILLA
City Mayor

cc:

Sangguniang Panlungsod
Bacoor Traffic Management Department
Bacoor City Traffic Adjudication Board
Philippine National Police - Bacoor
City Accounting Office
Office of the City Treasurer
Zoning and Land Development Department
City Environment and Natural Resources Office
City Health Office
Office of the City Legal Service
BDRMO
City Engineering Office
Office of the Building Official
City Planning and Development Office
Federation of TODA of Bacoor
All other City Government offices/departments/units concerned



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Republic of the Philippines
Province of Cavite

CITY OF BACOR

Office of the Mayor

THE IMPLEMENTING RULES AND REGULATIONS OF CITY ORDINANCE NO. 11-2019, AS AMENDED, OTHERWISE KNOWN AS THE "REVISED TRAFFIC CODE OF THE CITY OF BACOR"

RULE I
GENERAL PROVISIONS

Section 1. Short Title. - These Implementing Rules and Regulations (hereinafter called the "IRR of Revised Traffic Code" or the "IRR" for brevity) were promulgated pursuant to Section 47 of City Ordinance No. 11-2019 mandating the City Mayor to form a task force to formulate the implementing rules and regulations of the ordinance within the bounds of law.

Section 2. Repeal of Other Traffic IRR's. - Other existing Implementing Rules and Regulations (IRR) that either duplicate or contravene any of the sections of this IRR are hereby repealed.

Section 3. Scope of Application.—The IRR provides the traffic rules and regulations on all public roads in the City, whether national or local in classification. It shall also provide pedestrian rules and regulations; vehicle stops and transport terminals locations and operations; the proper use of sidewalks and alleys; road use by all motor vehicles including motorized tricycles, E-Trikes, E-Bikes, pedicabs, bicycles and other forms of conveyances, whether public or private; parking zones; and in general, such other rules and regulations that will promote the safe and productive use of the road network in the City of Bacoor.

When public safety and public order so requires such as in cases of public emergencies, the provisions hereof shall also apply and may also be implemented on particular privately-owned roads located within the territorial jurisdiction of the City of Bacoor.

The IRR shall also lay down the powers and functions of the Bacoor Traffic Management Department (BTMD), its various powers and functions, and institute the rights and duties of all motorists and other users of the road network of the City of Bacoor.

Section 4. Declaration of Policy.—It is the policy of the City of Bacoor to adopt a systematic, comprehensive and effective traffic management program that shall:

- a. Ensure the security and safety of motorists, pedestrians and the riding public who use the road network of the City of Bacoor;
- b. Strictly implement all existing traffic laws including the provisions of this Ordinance, and enforce franchising regulations for all public utility vehicles operating in various routes within the territorial jurisdiction of the City of Bacoor;
- c. Promote a viable traffic management plan for public utility vehicles operating in various routes within the territorial jurisdiction of the City of Bacoor;



d. Establish an electronic control and monitoring mechanism for public transport vehicles operating within the territorial jurisdiction of the City of Bacoor in order to minimize, if not totally eradicate, the proliferation of out-of-line and "colorum" public transport vehicles illegally operating in various routes within the City's territorial jurisdiction;

e. Regulate the flow of traffic on all roads, streets and bridges, prohibit encroachments or obstacles thereon and, when necessary in the interest of public welfare and upon proper determination, identification and notice, authorize the removal of all encroachments and illegal constructions in public places located within the City of Bacoor;

f. Ensure the efficient, safe, unhampered and orderly flow of people and goods through the road network of the City to ensure economic growth and social vitality; and

g. Create a culture of shared accountability among traffic law enforcers, motorists, and pedestrians in recognition of the principle that the use of the limited urban road space is both a right and a responsibility, the competing use of which, must be allocated for the greatest good and the greatest number through a judicious, fair, participatory and informed traffic management system.

Section 5. Administration and Enforcement.— The IRR shall be enforced primarily by the Bacoor Traffic Management Department (BTMD) which shall be given assistance in the form of additional personnel, equipment, facilities and other resources by any other office or instrumentality that has been or may be created by the Sangguniang Panlungsod, as the need arises.

The BTMD shall also have the primary duty to enforce all laws and regulations of the Republic of the Philippines pertaining to traffic management within the City of Bacoor.

Barangay officials/personnel of various barangays of the City of Bacoor that have roads that are being utilized as part of the Solidarity Route Project may be deputized to enforce specific provisions of the Revised Traffic Code such as but not limited to jaywalking, illegal terminals, and removal of all forms of obstructions on the street and sidewalks.

Provided that: such deputation is subject to the following limitations:

a. Only barangay officials/personnel and homeowners' association (HOA) members who have been trained and accredited by the BTMD shall be allowed to enforce the provisions hereof;

b. In the case of barangay officials/personnel who have been deputized to enforce the Revised Traffic Code, their authority to enforce the provisions of this Code shall only be limited within the territorial jurisdiction of their barangays;

c. All barangay officials/personnel who have qualified to be deputized shall be subject to the control and supervision of the City Mayor and the BTMD. As such, the BTMD shall have the power to recommend to the City Mayor the revocation of the authority herein granted to any barangay official/personnel who may have abused or misused the authority herein granted.

RULE II DEFINITION OF TERMS

Section 1. Definition of Terms.- As used in the Revised Traffic Code, the following terms shall have the following meanings:

1. **Abandoned vehicles** – motor vehicles or pedicabs that are left unattended by the driver or owner on a public road, park, or sidewalk not designated as a parking zone for more than one (1) hour;
2. **ACV**–Air-conditioned vans;
3. **Air pollution** - any alteration of the physical, chemical and biological properties of the atmospheric air, or any discharge thereto of any liquid, gaseous or solid substances that will or is likely to create or to render the air resources of the country harmful, detrimental, or injurious to public health, safety or welfare or which will adversely affect their utilization of domestic, commercial, industrial, agricultural, recreational, or other legitimate purposes as defined under Sec.5 (b), Art. II of the Phil. Clean Air Act of 1999;
4. **Alcohol**- any spirit, wine, beer, cider or other fermented, distilled or spirituous liquor normally ingested as a beverage excluding any other beverage with 0.5% strength or below;
5. **Ambient Air Quality** - the general amount of pollution present in a given broad area and refers to the atmosphere's average purity as distinguished from discharge measurements taken at the sources of pollution as defined under Sec.5 (d), Art. II of the Phil. Clean Air Act of 1999;
6. **Bacoor City Solidarity Route** – private roads located within the private subdivisions where privately-owned vehicles registered under the name of Bacoor City residents and motor vehicles owned, operated, or registered under the name of either the city government or of any of its officials are allowed to use subject to certain limitations;
7. **Bacoor City Solidarity Route Sticker** – adhesive device that shall be pasted on the front windshield of vehicles accredited/qualified to use the private roads included under the Bacoor City Solidarity Route project subject to compliance of the vehicle for the purposes of this Code;
8. **Barangay officials** – persons elected or appointed to lead or manage the affairs of a barangay such as the punong barangay, barangay kagawad, barangay tanod, and others;
9. **BCTFB** - the Bacoor City Transportation and Franchising Board;
10. **Breath analyzer (or "breathalyzer")** – machines, instruments or devices used to monitor the amount of alcohol in a person's blood through a breath sample of the said individual;
11. **BTMD**– the Bacoor Traffic Management Department;

12. **Cargo Truck** - any motor vehicle principally intended for carrying cargo and having license plates of the following classifications: "S", "T", "TC", "TH", "TRLB", "HHB", and "TRJ", to include other vehicles such as lorries, vans, tankers, or other delivery vehicles, whether loaded or empty, having six wheels or more;
13. **CCTV cameras** – Closed caption television cameras;
14. **Certificate of Compliance** - a certificate issued to an owner or operator of any motor vehicle by the City Environment & Natural Resources Office (CENRO) of Bacoor City in coordination with the Land Transportation (LTO) of the Province of Cavite, certifying that said vehicle had passed or failed the Smoke Emission Test based on the rates established under the Clean Air Act using a Smoke Tester duly accredited by the LTO and the Department of Environment and Natural Resources Office (DENR);
15. **Checkpoint** – a place located along a public or private road, manned by police, BTMD, and/or barangay officials, maintained for the purpose of determining if drivers and passengers and/or the motor vehicles they are operating are complying with any of the laws or government regulations in addition to the provisions of this Code;
16. **"Colorum" Vehicle**– a privately-owned vehicle that operates as Public Utility Transport even without a legitimate franchise to operate in any route;
17. **Commuters**– the riding public;
18. **Counterflow** – refers to the act of occupying a vehicular traffic lane which would otherwise be in the opposite traffic direction.
19. **DOTr**– the Department of Transportation;
20. **Driver**– the operator of a motor vehicle or pedicab;
21. **Driving**- the act of operating a motor vehicle with the key in the ignition and the engine running, or a pedicab whether on a public or private property and even while the said vehicle is parked;
22. **Drug Recognition Evaluator** – a law enforcement officer such as a barangay official, BTMD personnel, or PNP personnel who have been trained and deputized by the Land Transportation Office (LTO) to conduct the Drug Recognition Protocol under the implementing rules of RA 10586 or an official of a homeowners association or barangay official duly trained and deputized by the BTMD to implement the Revised Traffic Code;
23. **DUI (Driving under the influence)** – the act of operating a motor vehicle while the driver's blood alcohol concentration level has, after being subjected to a breath analyzer test, reached the level of intoxication of 0.05% or higher for holders of non-professional driver's licenses and 0.1% or higher for holders of professional driver's licenses;;

24. **Drugs** - any of the narcotic drugs and psychotropic substances mentioned in Republic Act No. 9165 also known as the "Comprehensive Dangerous Drugs Act of 2002";
25. **Electrical accessories** – the horn, brakelight, headlight and turn signals of a motor vehicle;
26. **Emergency** –any situation where the life of an individual is at risk and requires immediate medical attention in order to prevent death or injury;
27. **Emissions** – any air contaminant, pollutant, gas stream or unwanted sound from a known source which is passed into the atmosphere as defined under Sec.5 (h), Art. II of the Phil. Clean Air Act of 1999;
28. **Environmentally-sound Vehicle** - any vehicle unit that is powered by electricity, the sun, the wind, or any similar alternative power source not harmful to the environment;
29. **Field Sobriety Tests** – the standardized tests to initially assess and determine intoxication, such as the **horizontal gaze nystagmus (HGN)** (the involuntary jerking of one's eye when it gazes to the side), the **walk-and-turn** (requiring the suspect to take nine steps, heel-to-toe, along a straight line; turn on one foot and then return in the same manner in the opposite direction), the **one-leg stand** (suspects are asked to stand with one foot about six inches off the ground and count for 30 seconds. Swaying while balancing, using arms to balance, hopping or putting the foot down indicate possible impairment);
30. **Franchise (MTOP)** – the legitimate document of entitlement of a tricycle operator to operate as public utility vehicle/s within a specific route of road networks and directions within the City of Bacoor issued by the Sangguniang Panlungsod as duly approved by the City Mayor;
31. **Homeowners Association** – organizations formed by residents of various residential subdivisions or communities within the City of Bacoor accredited by the Sangguniang Panlungsod as a people's organization or non-government organization;
32. **Inter-modal transport terminals** - terminals which can simultaneously accommodate or serve at least three types of public land transport vehicles, such as PUJ's, PUBs, Multi-cabs, and Vans/AUVs;
33. **Jaywalking** - illegal or reckless crossing of a roadway by a pedestrian;
34. **Lane Splitting** – using or sharing a lane already occupied by one vehicle by another vehicle such as a motorcycle or scooter in a road or highway;
35. **Lane Straddling** – occurs when a vehicle or motorcycle occupies a lane line instead of between those lines resulting in the said vehicle to occupy two lanes at the same time;

36. **Law Enforcement Officer** – members of the Philippine National Police, barangay officials, constables of the Bacoor Traffic Management Department, and officers or members of homeowners' associations who have been deputized to enforce this Ordinance;
37. **LTFRB** –the Land Transportation Franchising and Regulatory Board;
38. **LTO**– the Land Transportation Office;
39. **Motor Vehicle**– any vehicle propelled by any power other than muscular power using the public highways, but excepting road rollers, trolley cars, street-sweepers, sprinklers, lawn mowers, bulldozers, graders, forklift, amphibian trucks, and cranes if not used on public highways, vehicles which run only on rails or tracks and tractors, trailers and traction engines of all kinds being used exclusively for agricultural purposes;
40. **Motorcycle** -- two-wheeled motor vehicle having one or two riding saddles. Whenever the word "**vehicle**" is used in the IRR, it shall refer to motorcycles, to motorcycles with sidecars, or to motorcycles with more than two wheels;
41. **Motorcycle Lane** – a part of public roads situated on various parts of the City of Bacoor that motorcycle drivers are required to use;
42. **Noise Pollution** -- noise produced or emitted by motor vehicles exceeding 70 decibels excluding such noise emitted by emergency vehicles;
43. **Out-of-Line Vehicles**– Public Utility Vehicles which possess a legitimate franchise from the LTFRB but are operating on the routes not covered or stipulated in their franchise;
44. **OVR** - Ordinance Violation Receipt;
45. **Parking or Parked**– a motor vehicle, which has been brought to a stop on the shoulder, edge of a highway, or any portion of the public thoroughfare and remains inactive in that place or close thereto. A motor vehicle that properly stops merely to either board or discharge a passenger, or to load or unload a small quantity of freight with reasonable dispatch shall not be considered as "parked", if the motor vehicle again moves away without delay;
46. **Perishable goods** –those which are consumable goods subject to natural decay or substantial deterioration within the next twelve (12) hours which usually require temperature control while in transport, such as but not limited to raw meat, fish, fruits, vegetables, and certain cooked/baked food on particular occasions; and shall also include fungible items which delay would render such items unusable or unfit for its purpose like ready mix concrete;
47. **PUB**– Public Utility Bus;
48. **Public and private transport terminal** - any building or facility constructed or designated by the city government or by a private transport operator primarily for

the purpose of loading and unloading of passengers and cargoes by the different modes of public transportation and for the necessary repair and maintenance of equipment to insure public safety;

49. **Public Utility Vehicle**— public utility vehicles such as Public Utility Bus (PUB), Public Utility Jeepney (PUJs) Multi-cab (FILCAB), Public Utility Tricycle (PUT), Transport Network Vehicle Service (TNVS) and Shuttle Service Vehicle (SSV);
50. **PUJ**— Public Utility Jeepney;
51. **PUT** — Public Utility Tricycle;
52. **Roadway**— every public thoroughfare, public boulevard, driveway, avenue, park, alley and callejon, but shall not include roadway on grounds owned by private persons, colleges, universities or other similar institutions;
53. **Recidivist** — one who, at the time he is charged by a violation of an ordinance, has already been fined or imprisoned for a violation of the same or similar ordinance;
54. **RMC**— Route Measurement Capacity;
55. **Route**— the course of road networks or direction that the Public Utility Vehicle plies as its legal line of operation;
56. **Route Rationalization** — the proper and reasonable determination of route plans and operation of public transportation with consideration to road usage and capacity, loading and unloading zones for passenger commuters; and public transport terminal which are aimed at promoting public welfare and safety;
57. **Rush Hours** — from 6:00 am to 9:00 am, and 5:00 pm to 7:00 pm during weekdays.
58. **Smoke Belching** - the excessive emission of black or dark and thick smoke emanating from any motor vehicle or motorized equipment such as generator sets, boat engines, and the like which are attached to a motor vehicle arising from poor conditions of the engine due to lack of care and maintenance;
59. **Smoking**- the act of carrying a lighted cigarette or other tobacco products, whether or not it is being inhaled or smoked as defined under Republic Act No. 9211;
60. **SSV**— Shuttle Service Vehicle;
61. **Stalled vehicles** - those that involuntarily stop on the road due to some unexpected trouble such as engine defect, lack of gasoline, punctured tires, or other similar cause;
62. **Standard helmet** — shall mean the protective helmet approved by the Department of Trade and Industry (DTI) with PNS-UNECE 22 marking;

63. **Tire Clamp** — contraptions or devices attached to the tire/s of an illegally parked motor vehicle to restrict its movement and enable the BTMD to collect the required fine from the driver/owner of the said vehicle as mandated under the Revised Traffic Code;
64. **Towing** — to take away an illegally parked vehicle by attaching the same to a tow truck for transfer to an impounding area;
65. **TVR - Traffic Violation Receipt;**
66. **Traffic Code**— shall refer to the Revised Traffic Code;
67. **Traffic Aide** – a person hired of the city government assigned to the BTMD tasked with the enforcement of the Traffic Code and of various laws/government regulations related to traffic management or road safety;
68. **Transport Operators and Drivers Association (TODA)** — refers to the associations of operators and drivers of public utility vehicles operating within the City of Bacoor;
69. **Truck** –any private motor vehicle, not otherwise being leased by the government or any of its branch or instrumentalities, having compartment at the back, whether open, enclosed or semi-enclosed, having at least 3,600kg gross vehicle weight (GVW), shall be considered as a truck for purposes of this Ordinance;; *Provided*, that garbage trucks must comply with City Ordinance No. 2014-001, otherwise known as "Garbage Truck Entry Regulation Ordinance of the City of Bacoor".
70. **Violators** – individual persons, groups, organizations, associations or other entities that violate any of the provisions of the Traffic Code or any other law or ordinance.

RULE III

FUNCTIONS OF THE BTMD

Section 1. The Bacoor Traffic Management Department.—The BTMD, which shall be under the direct supervision and control of the City Mayor, is vested with the power to enforce and implement the Revised Traffic Code, ordinances related to road use and various laws and regulations of the Republic of the Philippines related to traffic management and road safety, and such traffic management plans and programs that may hereafter be drawn or prepared.

The BTMD shall have one (1) Division and two (2) units with the following functions:

Section 2. Administrative and Support Division

- a. This Division shall be under the direct supervision of the City Government Assistant Department Head;

- b. Provide management information services, including the collection of accident data, updating and maintenance of records, inventory of roads and traffic signals and control devices;
- c. Manage, prepare and submit office documents relating to traffic;
- d. Reply to all correspondence relating to all complaints forwarded to the BTMD by various national agencies and other complaints via email;
- e. Handle the documentation attendant to traffic enforcement such as the printing and distribution of route stickers and OVR's;
- f. Take custody of the duplicate copies of issued OVR's as well as the confiscated driver's licenses, plate numbers and issue clearance forms upon presentation of proof payments of the prescribed fines;
- g. Receive all request and issue permits pertaining to activities to be done on public roads, such as but not limited to motorcades, fun run, excavation work, and the like;
- h. Receive and handle complaints regarding traffic violations and traffic concerns;
- i. Coordinate with the BDRRMO and city engineering office regarding road accidents involving persons and accidents government properties, respectively;
- j. Coordinate with the City Legal Officer for the filing of proper charges against violators who refuse or failed to comply with imposed penalties or pay the imposed fines within the prescribed period;
- k. Develop a system and create a database that would contain the identities of all violators as well as the nature, frequency and dates and specific places of commission of violations of the traffic code and the other related laws and ordinances;
- l. Conduct public information campaigns in support of any activities of the BTMD;
- m. Assist the Sangguniang Panlungsod in the formulation of traffic engineering schemes such as the banning of turning movements, creation of one way streets, the prohibition of parking on certain public places, designation of loading and unloading zones, the regulation of speed limit, and similar measures, in accordance with its approved priority list;
- n. Assist the installation and maintenance of traffic signs, road marking and other control devices or cause the preparation and installation of the same;
- o. Recommend to the Sangguniang Panlungsod various ordinances in support of traffic management schemes of the BTMD;
- p. Review property development proposals as to their traffic impact, specially those involving land conversion from low to high-intensity traffic generation;
- q. Collect traffic data and statistics such as vehicular counts, road layouts and dimensions, and the like;
- r. Review requests for road diggings, road constructions, temporary closures, parades, and conduct of extra-ordinary events that would reduce road capacity;
- s. Provide technical inputs in the preparation and the updating of city's comprehensive land use plan and zoning ordinance, particularly the long term road network plan of the City;
- t. Assist in the assignments of personnel to direct or control traffic at intersections and other locations requiring such intervention; and
- u. Propose changes in any traffic scheme including the installation and operation of traffic signals.

Section 3. Traffic Engineering and Planning Unit

- a. Identify traffic bottleneck points within the city and establish priorities and implementing remedial measures therefor;
- b. Identify private roads that should be opened to improve overall circulation and initiate moves for the full or partial integration in the road network subject to the approval of the Sanggunian Panlungsod by way of a resolution;
- c. Coordinate with the City Engineering Office and the City Planning and Development Coordinators Office and with the public transport operators in the

provision and /or operations of facilities like inter-modal terminals and waiting areas;

- d. Appear in the hearing of the LTFRB to ensure that the issuance of permits or certificate of convenience is consistent with the plans of the city;
- e. Determine the need, in coordination of the CPDC, for amendments to the zoning ordinance that are likely to have a significant traffic impact;
- f. Formulate and advocate programs that will promote and encourage walking and trips by public transport and higher capacity modes;
- g. Update and analyze the public transport routes and services covering tricycles, buses, jeepneys and other public transport modes and submit recommendations thereon to the DOTr/ LTFRB and to the Sanggunian Panlungsod;
- h. Provide the technical and staff support to the Sangguniang Panlungsod in regulating the operation of tricycles and pedicabs within the administrative jurisdiction of the city, and

Section 4. Traffic Enforcement and Management Unit

- a. Execute the enforcement component of any traffic scheme devised or conceived by the Traffic Engineering and Planning Division, which have been approved by the Sangguniang Panlungsod;
- b. Enforce applicable traffic rules and regulations, including apprehension and issuance of traffic citation tickets to drivers found in violation of any provisions of this Ordinance and of all laws related to traffic management;
- c. Cause the investigation of all vehicular accidents that occur within the city;
- d. Coordinate with the Philippine National Police (PNP), the traffic management units of local government units adjoining the City, and other affiliating agencies to harmonize personnel deployment and field operations within the city;
- e. Initiate the towing or removal of vehicles obstructing traffic;
- f. Manage the Bacoar City Motorcyclist Safety Program in coordination with the Highway Patrol Group of the Philippine National Police;
- g. Formulate and implement a local traffic education and road safety program;
- h. Establish, operate, maintain and/or administer parking facilities, bicycle paths, including collection of user fees and charges thereto;
- i. Operate a vehicle towing office and a smoke emission testing center by itself or in covenant with private entities subject to pertinent government regulations regarding the towing of privately-owned vehicles and administering smoke emission tests;
- j. Administer pedestrian districts or streets temporarily or permanently withdrawn from vehicular use, including time allocation for use of roads other than for vehicles; and
- k. Take custody of vehicles and articles impounded by virtue of the Revised Traffic Code and secure the same in the City Impoundment Area until released to their owners or lawful claimants, or otherwise disposed of in accordance with the IRR.

RULE IV

QUALIFICATIONS

Section 1. City Government Department Head I - Must be a natural-born Filipino citizen, a resident of the City of Bacoar, at least 35 years of age, of good moral character, with sound probity, has not been convicted of any crime involving moral turpitude, with Master's Degree or Certificate of Leadership and Management from the Civil Service Commission and trained in public administration, law, management, civil engineering, and/or traffic engineering and management. Must have five (5) years of relevant experience, one hundred twenty (120) hours of supervisory management

leading and development intervention undertaken within the last five (5) years and with second level civil service eligibility at the time of appointment.

Section 2. City Government Assistant Department Head I - Must be a Filipino citizen, a resident of the City of Bacoor, at least 30 years of age, of good moral character, with sound probity, has not been convicted of any crime involving moral turpitude, a college graduate possessed of a baccalaureate degree in law, engineering, management, public administration or any similar course with at least three (3) years of relevant experience and at least sixteen(16) hours of relevant training and with second level civil service eligibility at the time of appointment.

Section 3. Traffic Aides.- All traffic aides, regardless of status of appointment, shall be appointed by the City Mayor and shall be assigned to the BTMD upon the recommendation of the head of the BTMD subject to civil service rules and regulations. The City Government shall only employ a traffic aide with the following qualifications:

- a) Must be of legal age and has graduated from high school;
- b) A registered voter of the City of Bacoor;
- c) Has not been previously convicted of any crime;
- d) Possesses a valid driver's license; and
- e) Willing to agree in writing to subject himself/herself to regular random drug and alcohol tests.

Traffic aides already employed who does not qualify with the foregoing qualifications shall be given one (1) year from the date of effectivity of the Revised Traffic Code to obtain the necessary qualifications.

RULE V

POWERS, RESPONSIBILITIES AND PROHIBITIONS

Section 1. Authority to Confiscate Licenses. -Traffic aides shall have the authority to confiscate the driver's license of drivers who violates any provision of the Revised Traffic Code or of any ordinance, law or government regulation related to traffic management or road safety.

The deputized barangay officials/personnel shall likewise have the authority to confiscate the driver's license of a motorist, this authority may only be exercised within the barangay or specific location of his authority as indicated in the mission order issued to him/her by the BTMD head.

Section 2. Authority to Arrest. - While in the lawful exercise of their official functions, traffic aides and barangay officials/personnel shall be considered agents of persons in authority and as such, they are hereby authorized to arrest any person who may have violated the Revised Traffic Code in any of the following instances:

- a) Disobedience to a lawful order endangering the public safety;
- b) Using his/her driven vehicle, threatens the life of a traffic aide or barangay officials/personnel or the life of his/her family member;
- c) Physically assault the traffic authorities while in the performance of their official duties;
- d) Transporting illegal goods or legal goods but unlawfully obtained

A person who has been arrested under this provision shall be immediately turned over to the police authorities and shall be charged for criminal offenses penalized and defined under the Revised Penal Code, other pertinent laws, the Revised Traffic Code, or other ordinances of the City of Bacoor.

Section 3. Authority to Conduct Field Sobriety Tests – Traffic Aides or Barangay Officials/Personnel shall have the authority to conduct field sobriety test against a driver suspected of driving under the influence of alcohol or drugs, provided that traffic aides or barangay officials/personnel has undergone training to be drug recognition evaluators under RA 10586 or are equipped with breath analyzers shall be allowed to conduct the afore-mentioned test. In the absence of a breath analyzer, the field sobriety test shall be done in a manner as provided in by these rules.

Section 4. Incident Reports. - The traffic aides and barangay officials/personnel who witnesses, or the one who first to responds to, an incident or vehicular accident shall report/blotter the incident to the Incident Command Center of the BDRRMO by providing details such as, but not limited to, the name/s of the party/ies involved, the vehicles involved, their make, brand, color and plate numbers, and the location and time of the incident. The traffic constable or traffic management volunteer shall request the Incident Command Center to dispatch a Police Officer to investigate the incident for proper police report, and to request a Rescue Ambulance, if needed.

Section 5. Authority to override traffic signals, signs or markings – traffic aides have the authority to override traffic signals, signs or markings if the situation so dictates. The influx of vehicles especially during rush hours cannot be manage by the existing traffic signaling system installed along the major roads of the city, thus, manual traffic may be implemented to address this concern. The traffic lights shall be on flashing mode while the traffic aides are conducting manual traffic to avoid heavy traffic congestion.

Section 6. Responsibilities in case of an Emergency. -In case of an emergency, traffic aides shall have the following responsibilities:

- a) Direct the flow of traffic in such a way that emergency vehicles and private vehicles responding to an emergency may pass through expeditiously; implement manual traffic and override traffic light to avoid any delay.
- b) Remove any inanimate object that blocks the path of emergency vehicles or private vehicles responding to an emergency without causing any physical injury to himself or anybody else;
- c) Assist the driver of an emergency vehicle and/or a private vehicle responding to an emergency by any legal means possible; or
- d) Preserve evidence present in the scene of the accident or incident in support of any criminal forensic investigation to be conducted by police authorities.

Section 7. Prohibition against the Collection of Bribes and Illegal Fees and/or Taxes from Drivers or Operators of All Types of Vehicles. – All BTMD personnel or barangay officials/personnel are prohibited from collecting or receiving any form of bribe, whether cash or in kind.

Traffic law aides/personnel, barangay officials/personnel and government employees who accept, demand, collect, or receive bribes from any person or entity in return for any favor or special treatment in relation to the implementation of the Revised Traffic Code, as well as related traffic laws or regulations, shall be held liable to pay a fine of Five Thousand Pesos (Php5,000.00) for each act of bribery. Any private person and entity found to be collecting such illegal fees and taxes shall be held liable to pay a fine of One Thousand Five Hundred (Php. 1,500.00).

The guilt or innocence of the respondent traffic aide should be proven by preponderance of evidence and by filing a formal complaint to the grievance committee. The payment of fines shall be without prejudice to the filing of criminal and/or administrative charges against all violators hereof.

Section 8. Power to Confiscate and Impound; Fine and Impounding Fee. – The BTMD shall have the power to confiscate driver's licenses and motor vehicle license plates, impound any motor vehicle, or apprehend any natural person including his/her machinery and equipment that violated or is in the act of violating any provision of the Revised Traffic Code including any act of digging or excavation on public places without first securing an Excavation Permit or Road Closure Permit from the BTMD.

A fine of **Five Thousand Pesos (Php 5,000.00)** shall be imposed against the contractor for proceeding with the excavation work or road closure without first securing the necessary permits. The contractor shall also be required to pay an impounding fee of **One Thousand Pesos (Php1,000.00)** for every day that an equipment or machinery used in the illegal excavation work or road closure has been impounded. The said confiscated equipment and machinery shall not be released to the contractor unless (1) the fine and impounding fees have been paid in full at the City Treasurer's Office, and (2) the contractor obtains the necessary Excavation Permit or Road Closure Permit, or both.

Section 9. Authority of the BTMD to Dispose Unclaimed Vehicles. –The BTMD is authorized to recommend to the City Mayor the disposal of a vehicle that has been taken into custody for more than sixty (60) days. Such disposition shall be through public auction under such procedure as the City Mayor shall establish pursuant to pertinent city ordinances and laws. Written notice of such auction shall be sent to the last known address of the registered owner of the motor vehicle proposed to be auctioned through registered mail at least ten (10) days prior to the date of auction. The auction shall be held not earlier than 60 days after the date the vehicle have been taken into custody. If the identity of the owner/s of the vehicles subject for auction cannot be ascertained as well as his/her/their address/es, the BTMD shall cause the publication of the details of the subject vehicle/s in a newspaper of general circulation. Any person entitled to such vehicle may claim the same at any time prior to such auction upon payment of all costs and expenses relating to the towing and storage of such vehicle, as determined by the BTMD Head or his authorized subordinates.

The proceeds derived from such auction shall be used to defray the expenses of auction and any other expenses incurred in the towing and storage of the vehicle. The balance, if any, shall be deposited to the Bacoor Traffic Management Trust Fund.

Section 10. Uniforms of Traffic Aides – Traffic aides shall wear a pocketless uniform which is different from that of the Philippine National Police or any branch of the Armed Forces of the Philippines. The color, type, and style of the uniform shall be at the discretion of the City Mayor, provided that no changes shall be made until after the period of three (3) years. The uniform shall be designed to be equipped with body cameras pursuant to the provision of the Bacoor C.R.I.M.E.L.E.S.S Ordinance.

RULE VI

ISSUANCE OF OVR'S, PERMITS AND CLEARANCES

Section 1. Procedure in the Issuance of OVRs. – Ordinance Violation Receipts (OVRs) shall be issued by traffic aides or barangay officials/personnel in the manner prescribed hereunder:

Any person found violating any provision of the Revised Traffic Code, or of any other Ordinance of the City of Bacoor related to traffic management or road safety, shall be issued an OVR. The OVR shall be in triplicate - the second copy shall be given to the driver of the vehicle while the first copy shall be forwarded within 24 hours from the time of apprehension to the Administrative Support Division (Redemption Office) of the BTMD while the third copy shall be temporarily placed in the custody of the traffic aides or barangay officials/personnel concerned, for their record which shall be surrendered to the BTMD office before they can request for a new OVR ticket.

The traffic aides and barangay officials/personnel shall demand the presentation of the driver's license from the driver-violator. The apprehending officer shall then legibly indicate the following information in the OVR:

- (a) The name and address of the driver;
- (b) The license number and the expiration date;
- (c) The vehicle's make, type, plate number;
- (d) The date, time, and place attendant to the offense;
- (e) The specific violation/s committed;
- (f) The Name of Traffic Aide or Barangay Officials/Personnel.

Section 2. Redemption - Upon redemption of driver's license or plate, the redemption staff shall ask for the duplicate copy of the citation ticket from the driver. If the duplicate copy is lost, the driver shall be required to submit a duly notarized affidavit of loss. If the person redeeming is not the owner of the license / plate, he/she shall be required to submit an authorization letter from the license owner aside from the notarized affidavit of loss.

The staff shall locate the license or plate and then will prepare an order of payment by providing therein the name that appears in the license, license number, date, OVR number, violation which will be signed by the staff that facilitates the redemption.

The order of payment shall be issued to the person redeeming who will then be instructed to settle the amount indicated therein at the City Treasurer's Office. The BTMD staff will ask for the official receipt with the order of payment and shall secure a copy of the official receipt, the official receipt number shall be written on the order of payment.

Once this is done, the BTMD staff will release the license and will ask the driver or the representative to sign the order of payment as proof that he/she received the license/plate.

Section 3. Release of Impounded Vehicle - The Release of Impounded Vehicle permit shall be issued to the person claiming an impounded vehicle who shall present the same to the impounding unit personnel. The redemption office will issue the permit only after the fees and penalties have been settled.

Section 4. Certification to Lift LTO Alarm – This certification is issued to lift the alarm put by LTO. The alarm is requested by the BTMD thru the Memorandum of Agreement entered into by the City Mayor and the LTO to ensure the compliance by

motorists to the various provisions of the Revised Traffic Code and various traffic management related laws and ordinances.

The BTMD shall submit a report to the LTO to put an alarm to those violators who failed to redeem their licenses every end of the month. The BTMD will make an order of payment reflecting the penalty to be paid. Once payment is made, the Official Receipt must be presented to the Redemption Office and the certification will be issued to be forwarded to the LTO.

Section 5. Permit for Fun Runs, Parades, Festivities, Recordas and Motorcades. A Special Events Permit from the BTMD approved by the Office of the City Mayor must be first secured by the organizer/s of the said event/s before holding them such as –but not limited to – fun runs, parades, concerts, motorcades, recordas or mall sales. A Special Events Permit shall not be issued unless the organizer/s of the said events file an application therefor at least **ten (10) working days** prior to the holding of the event and pays a fee of **Two Thousand Pesos (Php2,000.00)** with the City Treasurer's Office. The application shall truthfully disclose the following information:

- (a) the time and date where the event will be held;
- (b) the complete contact details including a profile of the event organizer/s;
- (c) the various public places in the City where the event will be held;
- (d) the number of participants to the event;
- (e) the number and type of vehicles (such as cars, bicycles, motorcycles and the like) that will take part in the event;
- (f) the name and a brief description of the event; and
- (g) the number of traffic constables needed to manage the flow of traffic in the places where the said event shall be held.

Section 6. Road Closure Permit for Special Events. – In case the holding of the special event/s mentioned in the previous Section will require the closure of certain roads, the organizer/s of the event shall obtain a Road Closure Permit from the BTMD. The applicant shall submit a traffic management plan to the BTMD at least **ten (10) working days** prior to the holding of the special event. The proposed traffic management plan shall specify the following:

- a) the reason/s for the road closure;
- b) the road/s to be closed;
- c) the period/number of days when the said road/s will be closed;
- d) how pedestrians and vehicles shall be separated during the holding of the event/s;
- e) the safety precautions to be implemented by the organizer/s to ensure public safety during the holding of the event;
- f) the places where traffic shall be diverted to during the holding of the event, if any;
- g) the design and placement of various road warning signs before and during the holding of the event;
- h) the number of personnel to be hired by the organizers to maintain peace and order and to manage the flow of traffic at the places where the event shall be held; and
- i) other information that can assist the BTMD in determining the impact of the event/s to be held on the flow of traffic in the places mentioned in the application and on the entire road network of the city.

The BTMD shall review the proposed traffic management plan and either approve or disapprove it within three (3) working days after it has been submitted. If the proposed plan is disapproved, the road closure shall not be allowed.

Section 7. Road Closure Permit for Special Events Fee; Use of Fee.— In case the proposed traffic management plan submitted by the event organizer/s is approved by the BTMD, a fee of **Five Hundred Pesos (Php 500.00)** for every day that the road/s subject of the Road Closure Permit for Special Events shall be closed shall be paid by the event organizer/s with the City Treasurer's Office. The said fee shall be used for the salaries or meal allowances of any extra personnel that may be needed to assist the event/s organizer/s in the holding of the said event/s.

Section 8. Building Permit.— All applications for building permits involving structures located along all public roads within the city shall pass through the BTMD to verify the inclusion of a detailed traffic plan or a traffic impact assessment plan to determine if there are encroachments on public roads, streets, sidewalks or public property. The BTMD shall issue a permit in favor of the applicant if the application is approved or a letter if the application is disapproved within five (5) working days from receipt of any application in connection with an impending construction works or establishment of a business. No building permit or business permit shall be issued without prior permit from the BTMD to the effect that the structure or improvement does not encroach on any public roads, street, sidewalks or any public property.

Section 9. Excavation Permit – Contractors who wish to excavate a road, or a part of a road, or a series of roads, sidewalks, or other public places within the City of Bacoor shall first obtain an Excavation Permit from the BTMD before they can commence with the excavation works. The said permit shall specify the number of days needed for the excavation work, the public places to be excavated, and the number of traffic aides that may be needed to manage traffic flow along the construction site.

Section 10. Excavation Permit Fee - An Excavation Permit Fee of **Five Thousand Pesos (Php 5,000.00)** and additional **One Thousand Five Hundred Pesos (Php 1,500.00)** for every day that a particular public place shall be excavated shall be paid by the contractor who shall conduct the said excavation work with the City Treasurer's Office before the said work can be allowed to proceed and before the BTMD can release the Excavation Permit mentioned in Section 9 of this Rule.

Section 11. Road Closure Permit. – In case the closure of any road or the part of any road within the City of Bacoor is needed in order to make a digging or excavation work, the contractor who shall conduct the excavation or digging work shall first obtain a Road Closure Permit from the BTMD. The said permit shall specify the number of days that the road/s shall be closed, the length of the road/s to be closed, the number of lanes that will be affected, and the number of traffic aides that may be needed to manage traffic flow along the construction site.

Section 12. Road Closure Fee and Penalty. – A road closure fee of **One Thousand Five Hundred Pesos (Php 1,500.00)** for every day that a particular road shall be closed to give way to diggings or excavations shall be paid by the contractor who shall conduct the said road work with the City Treasurer's Office before the said road work can be allowed to proceed. **Provided that:** if the diggings or excavations work exceed the number of days indicated in the Road Closure Permit, the contractor/applicant shall pay a penalty of **Five Thousand Pesos (Php5,000.00)** for every day in excess of the number of days that the affected roads are supposed to be closed.

Section 13. Prior Review of Digging/Excavation/Special Event; Use of Road Closure Fee and Excavation Permit Fee.— All applications for Road Closure Permits or Excavation Permits shall not be approved unless the applicants submit a traffic management plan or traffic impact assessment to the BTMD. The traffic management plan or traffic impact assessment shall include the proposed work timetable, the contractor's plan to keep pedestrians and vehicles apart and maintain safety along the

construction site, the road warning signs to be used, the location and design of the road warning signs, the places where vehicles are supposed to turn or pass through and other precautions the contractor intends to undertake to minimize adverse effect on traffic flow and promote public safety. Only after the proposed traffic management plan is approved by the BTMD can applicant proceed to apply for an Excavation Permit or Road Closure Permit, or both.

Section 14. Installation of Warning Signs.- The contractors of all construction work to be done on any public place within the City shall provide written notices to the public at least one (1) week before the construction work starts. The announcement shall be placed on a billboard erected near the construction site and shall include the time period of the construction work, the commencement and the completion of work. Excavators/diggers must at all times put up and maintain precautionary road signs that remain visible even at night or during the onset of inclement weather warning road users of excavation works ahead to ensure the safety of motorists and pedestrians. A fine of **Five Thousand Pesos (Php5,000.00)** shall be imposed against the contractor who violates this provision.

RULE VII

PROHIBITED ACTS

Section 1. Persons Operating Illegal Terminals. - Any terminal that fails to comply with any provision of the Revised Traffic Code are deemed illegal terminals. Any person operating the said illegal terminals, including the the one who call or encourage passengers to patronize such terminals more commonly known as "barkers" and the driver of the vehicle who connives with the "barker" or who employs the service of the same, shall both be held liable to pay a fine of **Two Thousand Five Hundred Pesos each (Php2,500.00)** each.

Section 2. Operation of Tricycles, E-Tricycles and Pedicabs on National Roads and Highways. – Drivers of tricycles, e-tricycles, and pedicabs shall only ply the routes designated for them by the BTMD as approved by the Sangguniang Panlungsod. They are herewith expressly prohibited to traverse all national roads within the territorial jurisdiction of the City of Bacoor. Pedicabs and e-tricycles caught violating this section shall be impounded by the BTMD and a fine of **Three Thousand Pesos (Php3,000.00)** shall be imposed against the operators or registered owners thereof. The drivers' license of tricycle drivers that violate this provision shall be confiscated and the offender shall pay the same amount of penalty mentioned above. If the offender was without driver's license when apprehended, an additional fine of **One Thousand Five Hundred (P1,500.00)** shall be imposed against him/her for driving without a valid license and the tricycle being driven at the time the infraction was committed shall be impounded.

An impounding fee of **Five Hundred Pesos (Php 500.00)** shall likewise be imposed against the owner or operator of the impounded tricycles, e-tricycles, and pedicabs for every day, or a fraction thereof, that the latter had been impounded. The release of the impounded tricycles, e-tricycles, and pedicabs shall only be allowed after the fine/s and impounding fees mentioned above have been paid in full.

Section 3. Student Driver's Permit. - Any person caught possessing a student driver's permit operating a motor vehicle not accompanied by a duly licensed driver shall pay a fine of **One Thousand Five Hundred Pesos (Php 1,500.00)**. Moreover, the vehicle being operated by the student driver shall be impounded and an impounding fee of **One Thousand Five Hundred Pesos (1,500.00) per day** shall be imposed against the registered owner of the vehicle. The vehicle shall not be released to its registered owner unless the fine and impounding fee are paid in full at City Treasurer's Office.

The licensed driver acting as an instructor to the student driver shall likewise be responsible and liable for any violation of the provisions of this Code and for any injury or damage done by the motor vehicle on account or as a result of its operation by a student driver under his supervision.

Section 4. Practice Driving During Rush Hours. - Driving schools are strictly prohibited from conducting practice driving lessons between 6:00 to 9:00 am and between 4:00 to 7:00 p.m. on any national road within the City of Bacoar. A fine of **One Thousand Five Hundred Pesos (Php 1,500.00)** shall be imposed against the owner/manager of the driving school that will be caught violating this section.

Section 5. Trip Cutting. - In the presence of a traffic aide or upon the instance of a complaining passenger, the driver of a PUV with a legitimate franchise who willfully cut short his route, except upon lawful order of authorities, shall be imposed a fine of **One Thousand Pesos (P1,000.00)**.

Section 6. Out of Line - A fine of **Five Thousand Pesos (P5,000)** shall be imposed upon the driver of a PUV with legitimate franchise but operating on routes not covered by such franchise.

Section 7. Colorum- Any person operating a privately-owned vehicle who shall pick up passengers or cargo for a fee, thereby operating illegally as a public utility vehicle, shall be apprehended, the vehicle impounded or license plates confiscated (symbolic impounding), and shall pay:

1st Offense: P1,000.00

2nd Offense: P3,000.00

3rd Offense: P5,000.00

Section 8. Unregistered Vehicle. -. A fine of **One Thousand Pesos (P1,000)** shall be imposed against the driver of a motor vehicle not duly registered with the LTO or LTFRB.

Section 9. Defective/non-Use of Head Lights. - Drivers of vehicles with defective or without headlights and/or tail lights including willful failure to replace or repair defects thereof or make use of the same during nighttime or between 7:00PM to 5:00AM shall be made to pay a fine of **Five Hundred Pesos (P500)**.

Section 10. Reckless Driving – A fine of **One Thousand Five Hundred Pesos (Php. 1,500.00)** shall be imposed against a driver who operates his motor vehicle on any public road or any private road included in the Bacoar Solidarity Route Program without reasonable regard for the dimension of the road, the road visibility, the prevailing weather conditions, or the road condition or in any manner that endangers the life, property or safety or rights of any person or that might cause — or had already caused — damage to public property.

The following shall also be considered as Reckless Driving:

- a) Disregarding of Traffic Lights (DTL)
- b) Disregarding of Traffic Signs (DTS)
- c) Illegal Counterflow
- d) No canvass cover for loaded trucks
- e) Prohibitory traffic signs such as but not limited to:
 - a. No Left turn
 - b. No Right turn on red signal
 - c. No Entry
 - d. No U-Turn

In case of vehicular accident, the driver/s involved shall be cited for reckless driving, except, if the driver voluntarily admitted to have caused the accident, then the innocent driver shall not be issued an OVR. A police clearance stating that there is no pending charges against the erring driver must be submitted to the BTMD Redemption Office. The license shall be released only after the payment of the penalty.

Section 11. Motorcycles on right lane only- Tricycles, E-Tricycles, Pedicabs, Motorcycles and E-Bikes operating within the City of Bacoor shall use the outermost or right most lane of the road, street or highway and may only use the inner lane (or left most) if turning in an intersection. A fine of **Five Hundred Pesos (Php 500.00)** shall be imposed against any person who shall violate this provision.

Section 12. Obstruction due to illegal or unauthorized structures.- The following procedures shall be observed by the BTMD personnel and/or deputized barangay officials/personnel in the abatement of illegal or unauthorized structures or improvement on public roads, sidewalks, bridges, parks and other thoroughfares within the City;

- a) In case of structures found obstructing the flow of vehicle or pedestrian traffic on any public road, bridge, or sidewalk within the City of Bacoor, the BTMD personnel or barangay officials/personnel shall take pictures of the structure from various angles, and determine the name and address of the person/s who own/s or who constructed the said structure;
- b) The BTMD personnel and/or deputized barangay officials/personnel shall make a report to be forwarded to the Office of the Building Official together with the pictures taken and other relevant information;
- c) The Building Official shall verify the validity of the Building Permit if one is attached to the report of the traffic enforcement officer. When the Building Permit appears to be void or spurious or where there is no Building Permit attached, the Building Official shall cause the immediate service of a Notice of Violation of the Building Code and direct the owner or the one responsible for the construction to demolish the structure within three (3) days from receipt of the Notice, at the expense of the said owner or person who constructed the structure;
- d) In case of non-compliance or in case the identity and whereabouts of the owner or person who constructed the structure could not be ascertained, the Building Official shall cause the publication of the Notice of Demolition near the place where the illegal structure is located which shall mention the date, time and manner of demolition of the structure. The Building Official shall then submit his report and recommendations to the City Mayor for approval; and
- e) The imposition of the penalty prescribed by the violated Ordinance shall be without prejudice to the filing of civil, criminal and/or administrative complaints, if warranted.

Section 13. Obstruction.- No person shall drive, park, stop his/her vehicle in such a manner as to obstruct or impede the passage of any vehicle, nor, while discharging or taking on passengers or loading or unloading freight, obstruct the free passage of other vehicles on the highway, road or street. The following fines shall be imposed against the driver who violated this section.

First Offense :	Php 500.00
Second Offense:	Php 1,000.00
Third Offense:	Php 1,500.00

The same penalty shall be imposed against any driver blocking the lanes of the vehicles going right or going left on an intersection.

Section 14. Ban on smoke-belching vehicles. - No driver shall operate a smoke-belching motor vehicle. A motor vehicle shall be deemed a smoke-belcher if it fails the following standards:

- a) Any diesel-fueled motor vehicle, undergoing an emission test found to have a corresponding reading of more than fifty percent (50%) pollution rate;
- b) Any gasoline-fueled motor vehicles, after undergoing an emission test, found to have a corresponding reading of:
 - b.1) CO (Carbon Monoxide): 6.1% pollution rate;
 - b.2) HC (Hydro Carbon): 1200 ppm pollution rate and above for vehicle with 4-stroke engine;
 - b.3) HC (Hydro Carbon): 7800 ppm pollution rate and above for vehicles with 2-stroke engine.

Section 15. Ban on smoking in public utility vehicles.- Smoking of cigarettes or cigars, E-cigarette or "vape" whether by the driver or by any passenger, inside public utility vehicles operating within the city limits shall be unlawful. A fine of **Three Thousand Pesos (Php 3,000.00)** shall be meted out against the person who violates this provision.

Section 16. Truck Ban. - No truck shall be allowed to travel or pass along Aguinaldo Highway, Daang Hari, Marcos Alvares Rd., Bacoar Boulevard (formerly Molino Blvd.), Mambog-Byanan Rd. and Tirona Highway within the territorial jurisdiction of Bacoar City, Cavite from 5:00AM to 9:00AM and from 4:00PM to 9:00PM everyday, except Sundays and holidays.

Unless exempted in the succeeding Section or in any ordinance passed by the Sangguniang Panlungsod, a **TOTAL TRUCK BAN** is hereby imposed along Zapote – Aniban – Ligas – Molino -Salawag Road (Molino Road), and Gen. Evangelista St., everyday including holidays.

Section 17. Truck Ban Exemptions -Subject to guidelines to be determined by the City Mayor, truck ban conduct passes shall be granted to the following on a limited basis:

- a) Heavy vehicles delivering petroleum products;
- b) Heavy vehicles undertaking international messengerial or package delivery services;
- c) Heavy vehicles utilized as garbage trucks by the City Government or by other local government units. Provided, that trucks carrying the garbage shall only be allowed to pass or use the following roads: Aguinaldo Highway, Daang Hari Road and Coastal Road;
- d) Emergency vehicles of power and water companies and other public utilities;
- e) Heavy vehicles being utilized by the government in the construction of infrastructure projects subject to the issuance of a valid certification and trip pass by the government authority concerned such as DPWH, DOTC, LGUs, PEA, et al.;
- f) Heavy vehicles carrying perishable goods in commercial quantity, provided that the driver of the vehicle transporting such goods must present the official documents issued by the national agency/ies

- regulating the transportation, distribution and or sale of such goods duly verified by the City Legal Services Office;
- g) Armored and marked vehicles; and
- h) Business owners doing business in the city who were granted truck ban exemption by the City Mayor.

Section 18. Prohibition on Lease or Use of Parking Spaces for Other Purposes.- Business establishments located along any public roads or private roads included in the Solidarity Route Program are prohibited from either leasing out any portion of their intended parking spaces or utilizing the same for other purposes. The business permit of any business establishment found violating this provision shall be revoked and the owner/s of the said establishment shall be required to pay a fine of **One Thousand Pesos (Php 1,000.00)** for every day that he/she persists in defying the written Order of Desistance sent to him/her by the BTMD's Traffic Operations Officer. Such fine shall be counted from the day the written Order of Desistance was received by any of the employees of the owner/s of the business establishment concerned until the day that such violation ceased.

Section 19. Loading and Unloading Zones. -

A. No driver shall load or unload persons or goods in all public roads within the city except in the designated loading and unloading areas identified by the BTMD. The loading and unloading of passengers or goods shall not exceed sixty (60) seconds. Violators shall pay the following fines:

Vehicle Type	Fine
Vehicles with GVW of 4,500 kgs or higher	Php 3,000.00
Tricycles, E-trikes, padyak or motorcycles	Php 500.00
Jeeps, cars, UV Express, NTVS, Multi cabs, Bus or other vehicles	Php 1,000.00

Section 20. Control of Motorcycle. –A fine of **Five Hundred Pesos (Php 500.00)** shall be imposed person operating a motorcycle while carrying any package, bundle, or other article, which prevents him from keeping both hands on the handlebars.

Section 21. Motorcycle Passenger Capacity Limit. – A person operating a motorcycle shall be allowed to have more than one (1) passenger. In no instance shall more than two (2) persons be allowed to use the same motorcycle at the same time. Likewise, the person operating the motorcycle shall not allow his passenger to ride with him in a manner that will impede his view or interfere with his operation or control of the motorcycle. A fine of **Three Thousand Pesos (Php 3,000.00)** shall be imposed against the driver of the motorcycle who violated this section

It shall also be unlawful for any person to drive a two (2)-wheeled motorcycle with a child on board on public roads where there is heavy volume of vehicles, there is a high density of fast moving vehicles or where a speed limit of more than 60/kph is imposed, unless:

- (a) The child passenger can comfortably reach his/her feet on the standard foot peg of the motorcycle;
- (b) The child's arms can reach around and grasp the waist of the motorcycle rider; and

(c) The child is wearing a standard protective helmet referred to under Republic Act No. 10054, otherwise known the "Motorcycle Helmet Act of 2009."

The driver of the motorcycle that violates this provision shall pay a fine of **Three Thousand Pesos (Php 3,000.00)**.

Section 22. Mirrors Required. - No person shall operate a motorcycle not equipped with mirrors on the left and right sides of the handlebars which shall be so located as to give the operator a complete view of the street or alley for a distance of at least two hundred (200) feet to the rear of such motorcycle. A fine of **One Thousand Pesos (Php 1,000.00)** shall be meted out against the driver who violates this provision.

Section 23. Crash Helmets.- No person shall operate a motorcycle unless he wears a crash helmet as prescribed by law. No other person may ride with the operator of a motorcycle unless he also wears the proper crash helmet. Persons who violate this provision shall pay a fine of **Five Hundred Pesos (Php 500.00)**

Section 24. Lights.- Every motorcycle and PUV's shall have its head and tail lamps lighted whenever such vehicle is in motion from 5:00 pm until 7:00 am or whenever practicable and necessary. A fine of **One Thousand Pesos (Php 1,000.00)** shall be meted out against the driver who violates this provision.

Section 25. Prohibition Against Unauthorized Traffic Operations.-Apart from the duly-appointed traffic aides and duly deputized barangay or HOA officials, all other traffic enforcement groups and agencies shall be prohibited from conducting traffic management-related operations within the City without first properly coordinating with the BTMD, which shall submit its recommendations to the City Mayor for approval. No other details shall be disclosed to the City of Bacoor such as the time, date and/or location of the said operations so as to preserve operational security.

RULE VIII

Rules on the Establishment and Operation of Public Transport Terminals

Section 1. Public Transport Terminals.- No transport terminal shall be allowed to operate in the City of Bacoor without first securing a permit issued by the City Mayor through the BTMD.

No transport terminal shall be allowed to occupy any road, sidewalk, park or any other public thoroughfare within the City of Bacoor at anytime. The location of any transport terminal shall be subject to the approval of the City Mayor upon the recommendation of the BTMD.

Section 2. Use of Public Transport Terminal Not Compulsory.-The use of public transport terminals established or designated by the BTMD shall not be imposed compulsorily, directly or indirectly, on operators/drivers using existing private terminals. Vehicles which are merely passing through cannot be compelled to use such public transport terminals.

Section 3. Non-Closure of Private Terminals. - Except in cases where any of the provisions of the Revised Traffic Code, or any pertinent ordinance or law is violated, the City Government shall not close down existing private terminals or curtail the operation of said terminals for the purpose of compelling the use of the public transport terminals established by virtue hereof.

Section 4. Compliance with LTFRB Standards by All Transport Terminals. -

The standards set by the LTFRB as prescribed in its Memorandum Circular No. 2008-013 dated June 4, 2008, or any amendment thereto, must be complied with by operators of all public and private transport terminals, to wit:

1. Adequate and comfortable benches or seats with backrests for waiting passengers;
2. Roofing that would provide sufficient shelter for passengers;
3. Information and Passenger Assistance Counters;
4. Appropriate and adequate signage informing passengers of the routes being serviced by the terminal;
5. Sufficient number of security personnel to ensure the protection of passengers from abusive vendors, pickpockets and other lawless elements and for the proper inspection of baggage;
6. Clean, secure, well-lighted and well-ventilated toilets for men and women; and
7. Diaper-changing tables inside the female restrooms for female passengers traveling with infants.

Section 5. Additional Standards for Inter-Modal Transport Terminals. -

Operators of inter-modal transport terminals shall strictly observe the following standards:

1. Concrete pavement and flooring;
2. Wide entrances and exits for easy access and mobility to and from the terminal;
3. Provision for communication facilities such as telephone, fax machine and internet connection;
4. Installation of Public-Address System Facilities and CCTV cameras or monitors in strategic places within the terminal;
5. Distinct rest rooms for male and female and disabled passengers, which must at all times be clean, sufficiently lighted, free from foul odors, properly ventilated, with dry flooring, must have separate toilet cubicles with door locks, toilet seats equipped with cover and flush system, must have a functional lavatory sink with clean running water, must have a mirror and also a waste bin that is emptied and cleaned regularly or whenever necessary, must have sufficient supplies such as toilet paper, soap dispenser with soap as well as a hand dryer, and finally, with a sufficient number of sanitation and maintenance personnel; and
6. Provision for separate and sufficient parking lots or spaces for each mode of transport utilizing the inter-modal transport terminal.

Section 6. Locational Standards for all Transport Terminals. - All transport terminals within the City shall, whenever possible, adhere to the following locational standards provided under the HLURB's Locational Guidelines and Standards for Land Transportation Terminals pursuant to Board Resolution No. R-408, series of 1998, or any amendment thereto, to wit:

- a) Terminals should be more than 100 meters away from institutional establishments particularly schools and hospitals;

b) The terminals must be accessible to commuters such that transfer routes are available or within its radius. However, direct access to major thoroughfares, especially high-speed highways and expressways should be discouraged for safety and smooth traffic flow purposes;

c) The City's Zoning Ordinance should indicate the location of bus station/terminals, freight/truck terminals that should be at the periphery of a commercial zone;

d) Jeepney/taxi terminals may be located within the central business district or commercial zone of the City. Provided that such location should not be on a major road intersection; and

e) Garages of buses and other vehicles must be located at the outskirts of the business center or commercial zone.

Section 7. Compliance Period. - Existing transport terminals not in compliance with the aforementioned standards shall be given a period of one (1) year from the date of effectivity of the Revised Traffic Code within which to implement and fully comply with the policies, standards and limitations set forth above. Failure to comply on the above given period will cause the cancellation of its permit to operate.

Section 8. Terminal Fees. -A terminal fee of **Five Thousand Pesos (Php5,000.00)** shall be paid to the Office of the City Treasurer by operators of privately-owned terminals located within the City of Bacoor on or before the 30th day of every month of January following the date of effectivity of the Revised Traffic Code.

RULE IX

Bacoor Traffic Management Trust Fund

Section 1. Bacoor Traffic Management Trust Fund. – All funds generated from all receipts from franchising, supervisory and regulatory fees, fines and surcharges, including parking charges, terminal fees, towing fees, impounding fees and similar impositions for specific services rendered shall form part of the BTMD Trust Fund.

All payments, collections, and interest earnings shall be directly remitted to the Office of the City Treasurer and the City Accountant shall keep and maintain a special account therefor. All records related thereto shall likewise be in the custody of the City Accountant.

The following incentives to be taken from all the collected fines shall be given to the following at the end of each month:

a) Five percent (5%) to the Traffic Aides from the total amount collected from his/her apprehension for the month. To be deemed as additional bonuses or other emoluments that they may receive from the city government.

b) Five Percent (5%) to the Barangay/s that implemented various provisions of the Revised Traffic Code.

c) Five percent (5%) of the total accumulated amount in the Trust Fund to be shared equally by all BTMD personnel before the end of each month subject to the compliance with all relevant government rules and policies.

The remainder of the Trust Fund shall be disbursed only to finance traffic improvement projects in the City of Bacoor and the operational and training expenses of the BTMD including maintenance of facilities, checkpoints, purchase and maintenance of vehicles, uniforms, boots, solidarity route stickers and solidarity route signages, tire clamps, CCTV and body cameras and other equipment, road marking machines and

accessories and traffic control devices. Any unused balance at the end of the fiscal year in excess of twenty-five percent (25%) of the previous year's expenditures shall revert to the City Government's General Fund.

RULE X ***Pedestrians***

Section 1. General Rights and Duties of Pedestrian.— Pedestrians' right to orderly, safe and unimpeded pedestrian lanes, crosswalks, or sidewalks shall be maintained at all times.

Pedestrians shall comply to traffic-control signals and to the direction of traffic management authorities. Pedestrians are duty-bound to comply with any lawful order of the traffic aide or barangay official/personnel who is at the time discharging the duty of regulating and directing traffic. Failure or refusal to comply shall be liable to pay a fine of **Five Hundred Pesos (Php500.00)** without prejudice to the filing of a criminal complaint, if warranted.

Section 2. Right of Way on Pedestrian Lanes. -When traffic-control signals are not in place or not in operation, the driver of an approaching vehicle shall stop to allow a pedestrian using the pedestrian lane to cross the road. The driver of a motor vehicle shall also stop when a pedestrian already reached half of the road upon which the vehicle is traveling, or when the pedestrian is upon the opposite half of the road and moving towards the approaching vehicle. A driver who violates this provision shall pay a fine of **Five Hundred Pesos (Php500.00)**.

Section 3. Jaywalking.- No pedestrian shall cross a road where there is an accessible overpass or where there are traffic or pedestrian-control signs that prohibit such crossing. Except through the overpass and/or at the designated pedestrian lanes, pedestrians are required to use the pedestrian lanes on the following thoroughfares:

- (a) General Evangelista Road
- (b) General Tirona Highway
- (c) General Emilio Aguinaldo Highway
- (d) Aniban-Molino Road
- (e) Real-Salinas Road
- (f) Marcos Alvarez Road (Bacoar Side)
- (g) Zapote-Molino- Salawag Road
- (h) Bacoar Boulevard (formerly Molino Blvd.)
- (i) Daang Hari Road
- (j) Zapote Road

Pedestrians who will be caught not using the designated pedestrian lanes shall be apprehended. A penalty of **Five Hundred Pesos (Php500.00)** shall be paid by the offender. If the offender is a minor, or mentally incapacitated, the above-mentioned fine shall be paid by his/her parent/s or guardian/s. Pregnant women, persons with disabilities, senior citizens or persons carrying heavy loads may be exempted from using the overpass.

Section 4. Walking on Sidewalks. -Where there are sidewalks provided, no pedestrian shall move along and upon an adjacent road.

Section 5. Walking on Roadway.- Where sidewalks are not provided, any pedestrian moving along and upon a street shall occupy only the left side of the roadway or its shoulder facing traffic where vehicles approach from the opposite direction and upon seeing an oncoming vehicle, shall move clear of the roadway.

Section 6. Playing on Public Roads.- No person shall be allowed to play games and/or operate or use roller skates, skateboards, toy vehicles or any similar devices on any public road within the City of Bacoor. Such devices may only be used while crossing the street at duly designated pedestrian lanes.

Section 7. Additional Restrictions for Pedestrians. -A pedestrian shall not do any of the following:

- a) Wait for or flag down a vehicle on a roadway outside of the designated loading zone;
- b) Board a vehicle before it fully stops;
- c) Alight from a vehicle outside of the designated unloading zone;
- d) Take an unnecessary length of time in crossing the road;
- e) Cling on any part of any moving vehicle;
- f) Ride on a motorcycle, pedicab, tricycle or jeepney that is already full of passengers or cargo;
- g) Throw litter anywhere except in the proper trash bins;
- h) Spit and/or urinate on roads, sidewalks, walls and other public places;
- i) Cross any road without using the overpass or the pedestrian lanes, if such are available and accessible; and
- j) Do any act that exposes himself or others to any harm or hinders the flow of traffic while crossing or walking on a public road.

Section 8. Penalties for Violation of Sections 80 to 83. Pedestrians who will be caught Sections 4 to 7 hereof shall be apprehended. A penalty of **Five Hundred Pesos (Php500.00)** shall be paid by the offender. If the offender is a minor, or mentally incapacitated, the above-mentioned fine shall be paid by his/her parent/s or guardian/s.

RULE XI

TRICYCLE, E-TRICYCLES and PEDICABS

Section 1. Grant of Franchises for PUTs.- Pursuant to Section 458, par. 3 (vi) of Republic Act No. 7160, the Sangguniang Panlungsod shall approve all applications for new franchises submitted by operators of public utility tricycles (to be referred to as the **"Motorized Tricycle Operator's Permit" or MTOP**). E-tricycles (to be referred to as the **"Electronic Tricycle Operator's Permit" or ETOP**) and pedicabs (**"Pedicab Operator's Permit" or POP**) in the City of Bacoor.

Section 2. Grant of New Franchises. – All operators of public utility tricycles, e-tricycles and pedicabs (to be collectively referred to as **"Public Utility Tricycle" or "PUT"**) exclusively operating within the City of Bacoor shall be required to secure a legitimate

franchise for the approved route where they intend to operate subject to the following procedures:

- a) The applicant shall obtain an application form from the Tricycle Franchising Regulation Unit (TFRU) of the BTMD.
- b) The following documents shall be attached to the duly accomplished application form and shall be submitted to the TFRU by the applicant.
 - a. Certification of Registration (CR) and current Official Receipt (OR) covering the motorized tricycle. Provided that: if the license plate number of the motorized tricycle is not available, a valid authorization from the LTO must be submitted by the applicant;
 - b. Voter's Identification Card of the applicant or Certification from the Office of the City Election Officer that he/she is a registered voter of the City of Bacoor. Provided that: applicants that are in active service in the Philippine military, Philippine National Police, or the Bureau of Jail Management and Penology, those employed as public school teachers, or overseas Filipino workers are exempted from complying with this requirement;
 - c. Copy of the professional driver's license (Code 1 & 2) in the case of motorized tricycles;
 - d. Original copy of the local TODA Clearance signed by the President of the TODA concerned;
 - e. Original copy of the TODA Federation Clearance signed by the President of the Federation TODA concerned;
 - f. Inspection Report of the PUT signed by a TODA officers; and
 - g. Barangay Clearance issued by the punong barangay of the barangay where the applicant resides.

Provided that: the issuance of ETOPs and POPs is subject to the recommendation of the BTMD which in turn shall be based on the route measuring capacity of a particular route, the exigencies of public safety and order, and the interests of the riding public in general. No ETOPs or POPs shall be issued unless it is recommended by the BTMD to the Sangguniang Panlungsod for its approval.

- c) The TFRU shall have one (1) working day to review the application and to submit its written recommendation/s to the Sangguniang Panlungsod. The written recommendation of the BTMD shall be referred by the Presiding Officers of the Sangguniang Panlungsod to the Committee on Government Enterprises, Privatization, and Public Franchises (the "Committee");
- d) The Committee shall have seven (7) working days to either grant or disapprove the application; however, no application shall be approved or disapproved without the requisite public hearing to be conducted by the Committee. The said hearing shall be attended by the Traffic Operations Officer of the BTMD, or by his authorized representative, and by the applicant or by his/her duly authorized representative;
- e) If the TFRU decides to **disapprove** the application, it shall submit a report to the City Mayor who shall decide on any appeal that the applicant might file. The Mayor's decision on the appeal shall be final.

- 6) The BTMD shall issue a franchise in favor of the applicant within two (2) working days after receipt of a copy of the Resolution approving the application.

Section 3. Renewal of Franchise. - The procedures for the renewal of an existing franchise are as follows:

- 1) The applicant must secure an application form with the BTMD and submit the following documents after the form has been completely accomplished:
 - a) Certification of Registration (CR) and current Official Receipt (OR) covering the motorized tricycle. **Provided that:** if the license plate number of the motorized tricycle is not available, a valid authorization from the LTO must be submitted by the applicant;
 - b) Voter's Identification Card of the applicant or Certification from the Office of the City Election Officer that he/she is a registered voter of the City of Bacoor. **Provided that:** applicants that are in active service in the applicants the are in active service in the Philippine military, Philippine National Police, of the Bureau of Jail Management and Penology, those employed as public school teachers, or overseas Filipino workers are exempted from complying with this requirement;
 - c) Copy of the professional driver's license (Code 1 & 2) in the case of motorized tricycles;
 - d) Original copy of the local TODA Clearance signed by the President of the TODA concerned;
 - e) Original copy of the TODA Federation Clearance signed by the President of the Federation TODA concerned;
 - f) Inspection Report of the PUT signed by a TODA officers;
 - g) Barangay Clearance issued by the Punong Barangay of the where the applicant resides; and
 - h) Photocopy of the MTOP, RTOP, or POP to be renewed.

Provided that: The renewal of MTOP is based on the last digit appearing in the license plate or temporary plate issued by the LTO for the motorized tricycle. The MTOP may be renewed one (1) month before the date when the registration of the motorized tricycle is supposed to be renewed with the LTO.

- 2) The TFRU shall either approve or disapprove the application within (1) working days. In case the TFRU approves the application, the Certification of Franchise shall be prepared on the same day and transmitted for signing not later than the following working day. In case the application is disapproved, the application shall be informed by the TFRU as to why his application was disapproved on the same day that the application was submitted.

Section 4. Transfer of an Existing Franchise - The following procedures shall be followed in case the owner of an existing franchise wishes to sell, transfer, or donate the public utility tricycle or pedicab subject of an existing franchise;

- 1) The buyer, transferee, or donee shall get an application form from the TFRU and submit the following documents together with the duly accomplished form;

- a) Original and duly notarized copy of a deed of sale of motor vehicle, deed of extrajudicial settlement of estate, deed of donation, or ownership of the public utility tricycle or pedicab subject of an existing franchise from the original franchise holder in favor of the applicant;
 - b) Original copy of the existing franchise;
 - c) Copy of the professional driver's license and drug test result of the authorized driver;
 - d) TODA Clearance signed by the President of the TODA concerned; and
 - e) Barangay Clearance issued by the Punong Barangay of the barangay where the applicant.
- 2) The TFRU shall either approve or disapprove the application within three (3) working days. In case the TFRU approves the application, a new Certificate of Franchise shall be prepared on the same day and transmitted for signing not later than the following working day. The franchise granted in favor of the former owner of the tricycle or pedicab subject of the franchise shall be informed by the BTMD as to why his application was submitted.

Section 5. Dropping of a Franchise. – In case a public utility tricycle or pedicab covered by a valid franchise will no longer be used as a public utility vehicle, the owner of the said vehicle must apply for the "dropping" of the said franchise with the BTMD in order to revert the said motor vehicle to private use by complying with the following procedures;

- a. The registered owner of the PUT must submit a duly notarized Affidavit to Drop Franchise, or any similar legal document, a copy of the subsisting franchise issued in his favor and a duly accomplished dropping of the application.
- b. The BTMD shall review the afore-mentioned documents and decide on the same day when the dropping form was submitted whether or not approved the said application.

Section 6. Physical Requirements and Equipment for Grant of Franchise. – No public utility tricycle or pedicab shall be issued a franchise unless the following requirements are complied with by the applicant, to wit:

- a) Clean windshields unobstructed by any tint, sticker, paint, or any other material that hinders direct sight inside the confines of the vehicle.
- b) Garbage receptacle/s located inside the vehicle near the passenger seat;
- c) All electronic accessories of the public utility tricycle should functioning such as
 - a. Functioning horn that does not emit an exceptionally loud, vulgar or startling sound.
 - b. Two (2) functioning signal light located at the front and back of the vehicle for turning right or left or for emergency purposes,
 - c. Working tail light, brake lights, and license plate light

- d. White or yellowish head lights in front and red tail light with functioning stop light in the rear, visible at least 50 meters from the front and rear of the vehicle and functioning under all weather conditions and lighted starting 6:00 pm until 6:00 am, or whenever practicable and necessary,
- e. Other accessories as may be mandated by law or ordinance.

Provided, however, that this provision shall not apply to public utility pedicabs:

- d) Sticker containing the body number of the vehicle placed prominently on the front, rear, and on the roof the vehicle to be identifiable from a distance. The design and manner of placement of the said sticker shall be approved by the Board subject to approval by the Sangguniang Panlungsod:
- e) Fully operating mufflers of the public utility tricycle/s subject of the application; and
- f) Over-all roadworthiness of the utility tricycle or pedicab.

Any franchise issued in violation of the foregoing is deemed void and may be summarily revoked by the City Mayor."

Section 7. Grounds for Disapproval of an Application for Franchise. – Any of the following grounds may be used by the TFRU in disapproving an application for franchise;

- a. Submission of falsified supporting documents by the applicant;
- b. Approving the application shall adversely affect the route measuring capacity of the intended to be serviced by the applicant as determined by the BTMD;
- c. The public utility vehicle subject of the application is not road worthy;
- d. The driver's license of the applicant (if he/she would also be the one to operate the public utility tricycle subject of the application) has been suspended or revoked by the Land Transportation Office for whatever reason;
- e. The various documents submitted by the applicant in support of his application were no longer valid at the time of their submission;
- f. The applicant has a history of violating the terms and conditions of a previous franchise granted to him/her by the city government;
- g. The applicant violated any provision of this IRR on the Physical Requirements and Equipment for Grant of Franchise; or
- h. Any other ground analogous to the afore-mentioned grounds.

Section 8. Terms and Conditions of the Franchise. – The continued validity of a franchise issued under the Revised Traffic Code or this IRR shall be subject to the compliance of a franchise holder to the following terms and conditions;

- 1) A MTOP shall only be valid for one year. The period of validity of the MTOP shall be counted from the month when the LTO registration of the PUT subject of the said franchise is due to expire and not on the date when the MTOP was issued. An operator whose franchise has been cancelled for failing to renew the MTOP issued to him/her before it expired shall have to apply for a new franchise and not for the renewal of the old franchise.
- 2) The franchise is not transferrable. The buyer of a PUT already covered by an existing franchise shall apply for a new franchise;

- 3) The franchise covers only the PUT specifically described therein. Any change in such description shall cause the cancellation of the existing franchise and a new franchise shall be required for its valid operation;
- 4) The PUT covered by the franchise shall only ply the route designated therein. The passenger/s shall be brought to the desired destination within the area covered by the franchise or transported to another place outside such area but only if the said PUT is covered by a special permit;
- 5) The franchise holder shall only employ drivers holding a valid Professional Driver's License with at least Restriction Code No. 1 issued by the LTO;
- 6) The franchise holder and his authorized driver shall always warrant the serviceability of the PUT , which shall be regularly registered in accordance with LTO rules;
- 7) The franchise holder and his authorized driver shall always comply with the national laws and city ordinance, including traffic rules and regulations, and shall exact only the passenger fares prescribed by the Sangguniang Panlungsod;
- 8) Any violation committed by the driver may constitute a ground for cancellation and revocation of the franchise or payment of penalties or both as maybe determined by the Sangguniang Panlungsod;
- 9) The registered owner or the franchise holder may be held civilly liable with the negligent driver either 1) subsidiarily, if the aggrieved party seeks relief based on a delict or crime under Articles 100 and 103 of the Revised Penal Code; or 2) solidarily, if the complainant seeks relief based on a quasi-delict under Articles 2176 and 2180 of the Civil Code;
- 10) The franchise shall not be renewed if the PUT is not in good running condition or if it does not pass the criteria for inspection set by the Sangguniang Panlungsod;
- 11) Non-renewal of the franchise shall mean automatic cancellation thereof without prior notice;
- 12) The franchise shall be subject to all Resolutions, Ordinances, and Executive Orders that the Sangguniang Panlungsod and the City Mayor, respectively, may enact in the future;
- 13) Any false statement made in the application of the franchise shall be a cause for its denial, cancellation or revocation; and
- 14) The franchise is only a privilege given to the holder and maybe cancelled or revoked anytime upon due notice and at the discretion of the Sangguniang Panlungsod upon the recommendation of the BTMD."

Section 9. Conditions for Grant of E-trike Franchise - . The Sangguniang Panlungsod shall grant special franchises to environmentally sound tricycles (E-STRIKES) based on the strict compliance of applicants to the following conditions:

- a) The applicant must submit the following documents to the BTMD together with a fully accomplished application form:
 1. Proof of ownership of the e-tricycle under the name of the applicant;
 2. Barangay Clearance from the barangay where the applicant resides;
 3. Results of the latest drug test of the applicant and of the driver of the E-STRIKE; and
 4. Valid professional driver's license of the applicant and of the driver of the E-Strike.
- b) The E-STRIKE must not be operated on any national road;
- c) The E-STRIKE must not be powered by either diesel or gasoline;
- d) The E-STRIKE must not emit any smoke;
- e) The E-STRIKE must not emit any inordinately loud noise while being operated apart from the sound emitted by its horn/s
- f) The E-STRIKE must be equipped with batteries that are safe environmentally friendly and energy efficient;
- g) The design of the E-STRIKE must promote the safety of its passengers and of other road users; and
- h) The applicant must be willing to comply with various additional regulations that may be imposed by the government either by way of a law or ordinance."

Section 10. Color-Coding/Penalties. – To help prevent PUTs from operating outside their designated routes within the City of Bacoor, the Sangguniang Panlungsod is hereby empowering the BTMD to designate a common body paint color for all units plying the same route. PUT operators or their authorized driver/s found violating this provision either by operating their driven vehicles

- (a) Without the proper body paint color, or
- (b) Outside their designated routes shall be apprehended and shall be meted with the following penalties:

First Offense: Fine amounting to Five Hundred Pesos (Php500.00)
Second Offense: Fine amounting to One Thousand Pesos (Php1,000.00)
Third Offense: Cancellation of franchise.

Provided that: Tricycle used for private purposes that are not covered by a franchise under this Code is exempted from the provision."

Section 11. Franchise Fees – The following fees shall be paid by all franchised applicants for tricycle, E-STRIKES or Pedicabs with the City Treasury's Office before the grant of a new franchise or the renewal, transfer or dropping of an existing franchise, to wit:

Nature	Amount
Application Fee (for new franchise)	Php 2,000.00
Annual Renewal Fee	Php 1,200.00
Dropping Fee	Php 500.00
Change of Motor (for tricycles only)	Php 500.00
Special Permit Fee	Php 1,200.00

Section 12. Public Transport Terminals.- No transport organization shall be allowed to operate a transport terminal within the City of Bacoor unless they secure the following permits/clearances from the following offices/officers:

Permit/Clearance Office/Official	Issuing
Zoning Clearance Land Development Office	Zoning and
Building Permit Building Official	Office of the
Environmental Compliance Certificate (or Exemption Certificate)	CENRO
Locational Clearance and Land Development Office	Zoning
Permit to Operate	BTMD
Mayor's Permit	Mayor's Office
Barangay Clearance Barangay	Punong

The Sangguniang Panlungsod shall determine the location and the terminal fees to be imposed on members of the transport organization/s using the facility. The BTMD, Office of the Building Official and City Health Office shall periodically inspect all transport terminals within the City of Bacoor to ensure the safety of the general public and determine the compliance of the operators of the said terminals with the various provisions of this Code."

Section 13. Special Permits. – A special permit shall only remain valid for one (1) year following its date of issuance and can only be renewed within thirty (30) days after it has expired. It is issued in favor of operators of tricycles or E-STRIKES not residing within the City of Bacoor who holds a valid franchise from another local government unit adjoining the City of Bacoor. A holder of a special permit validly issued under this Code may ferry passengers from outside of the City without being made criminally liable for violation of the pertinent provisions of this Code. Provided that; the driver operating the tricycle or e-tricycle subject of the special permit must comply with

the pertinent provisions of this Code while within the territorial jurisdiction of the City of Bacoor so as not to be held liable under the provisions hereof, Provided further that; only the residents of other LGUs adjoining the City of Bacoor who allow Bacoor City residents to avail special permits within their jurisdictions shall be qualified to avail of the benefits under this provision. Provided moreover that; applicants for a special permit shall be required to submit the same set of documents and pay the same fees required from Bacoor City residents by the LGU where the applicant resides in.

Section 14. Grant of Special Permit. - In order to have an application for special permit granted, the applicant must comply with the following:

- a) Submission of all the documents mentioned in Section 2 of this Rule to the BTMD at the Bacoor City Hall
- b) Assessment of the various documents submitted to the BTMD within 24 hours after submission. If all the documents are in order, the applicant may proceed to the next step. If some of the documents are not in order, the application shall be disapproved within the same 24 hour period after the documents were submitted;
- c) Issuance of Special Permit Form by the BTMD within 30 minutes after show of proof of payment of the Special Permit Fee by the applicant;
- d) Final review and data encoding of the Special Permit Form and other documents submitted by the BTMD within 24 hours after the issuance of the Special Permit Form. If the final review reveals that the applicant submitted false or spurious documents or information or if the database of the BTMD reveals that the number of tricycles or e-tricycles operating within the route where the tricycle or e-tricycle unit is to be operated already exceeds the Route Measurement Capacity of the said route, the application shall be denied and the special permit fee paid shall be forfeited in favor of the city government;
- e) Approval of application by the City Mayor within 24 hours after receipt of the Office of the Mayor of the recommendation of approval from the BTMD; and
- f) Release of Special Permit within business hours on the same day that the approval of the application was granted. If the approval was made after office hours, the special permit shall be released on the next working day.

Section 15. Tricycle E-Strike and Pedicab Fares – The minimum fare to be charged by all drivers of all the PUTs granted a franchise under the Revised Traffic Code, or under other pertinent city ordinances, shall be determined by the Sangguniang Panlungsod based on the recommendation of the BTMD. Any member of the public may request the Sangguniang in writing to increase or decrease the minimum fares of all PUTs operating within the City of Bacoor. The minimum fares of PUTs shall not be adjusted by the Sangguniang Panlungsod unless it has conducted a public hearing attended by representatives of operators and drivers of PUTs, officers of various homeowners associations and officers of various parent-teachers associations (PTA) in the City of Bacoor after the said public hearing, the Sangguniang may adjust the minimum fares by way of a separate ordinance. Provided that: the minimum fares already in effect as of July 30, 2019 in the City of Bacoor as determined by the Sangguniang Panlungsod shall remain in effect unless adjusted by the Sangguniang Panlungsod by way of a new ordinance.

Section 16. Fares for Special Trips – Within sixty (60) days from the date of effectivity of the Revised Traffic Code, the BTMD shall submit a fare matrix for special trips to the Sangguniang Panlungsod for the consideration of its members. The practice of tricycle or pedicab drivers of charging higher fares from passengers traveling alone from transport terminals to any point within the City of Bacoor who agree to pay for the fares of other passengers, colloquially referred to as “special trips” shall be strictly regulated by way of a separate ordinance to be passed by the Sangguniang Panlungsod.

Section 17. Ban Against Overloading of Cargo and Passengers – The overloading of pedicabs or tricycles with passengers or cargo shall be strictly prohibited. A tricycle shall be deemed overloaded with passengers if it carries more than three (3) adult passengers aside from the driver. A tricycle shall be deemed overloaded under any of the following circumstances: (a) if the length of the cargo loaded exceeds the width of length of the tricycle such that it just out into the road or onto the sidewalk, (b) if the load was placed on the roof of the tricycle unit and has a height in excess of two (2) feet or 24 inches measured from the roof of the tricycle unit, (c) the weight of the cargo exceeds the allowed carrying capacity of the tricycle unit as indicated in its certificate of registration or franchise.

Section 18. Display of Fare Matrix – The BTMD shall take measures to ensure that the fare matrix duly approved by the Sangguniang Panlungsod shall be duly displayed at the various terminals of each TODA and inside every tricycles, E-STRIKE or pedicab granted a franchise under this Code.

Section 19. Fare and Fare Matrix - The (1) charging of fares in excess of those indicated in this Code, or any other succeeding ordinances of the City of Bacoor, (2) the display of a wrong, inaccurate, falsified or altered fare matrix, (3) the failure to display the fare matrix within a tricycle, e-STRIKE or pedicab granted a franchise or at the terminal of a TODA subject of this Code shall be deemed violations of this ordinance.

The franchise granted in favor of the operator of the tricycle, e-STRIKE or pedicab who violates the immediately preceding section shall be revoked and the said individual or his/her spouse or common law spouse, shall be banned from operating a tricycle, e-STRIKE or pedicab or from being granted a franchise within the City of Bacoor for a period of one (1) year counted from the date that the violation was discovered or from the date when a court of law upholds the validity of the revocation of the franchise. In addition, the person operating the tricycle, e-tricycle, or pedicab at the time that the violation was discovered shall be required to pay a fine of **Two Thousand Pesos (Php 2,000.00)**.

RULE XII

Responsibilities of Motorists

Section 1. General Responsibilities. - All operators of motor vehicles shall have the following responsibilities:

a) Secure a valid driver's license from the Land Transportation Office (LTO). No person shall operate a motor vehicle without a valid driver's license from the Land Transportation Office (LTO). Driving without Driver's License includes driving with an expired, revoked, suspended driver's license, expired and/or invalid traffic OVR's and TOP's. The following penalties shall be imposed against persons who violate this provision:

i. Payment of fine amounting to **Five Hundred Pesos (Php 500.00)**;

- ii. Impounding of the vehicle being operated without a driver's license and payment of the impounding fee mandated under Rule ___ of this IRR plus **Two Hundred Pesos (Php 200.00) per day** while the vehicle has been impounded; and
- iii. The impounded vehicle shall not be released to its registered owner unless the fine and impounding fee is paid in full at the City Treasurer's Office.

b) A valid driver's license should be in the driver's possession while operating a motor vehicle and surrender the same to any law enforcer when demanded. Failure to surrender the same shall amount to driving without a valid driver's license. Hence, subsection A of this section shall apply.

c) Wear seatbelt while driving and including all passengers while the vehicle is in transit. Failure to wear the prescribed seat belt and/or failure to require his passengers to wear the prescribed seat belt shall be deemed a violation of this sub-section. A fine of **Five Hundred Pesos (Php 500.00)** shall be imposed against the driver of the vehicle who did not use a seatbelt or whose passenger/s did not use a seatbelt while the vehicle was in motion.

d) License restriction must correspond to the motor vehicle being driven. A person who operates a vehicle not covered by the restriction of his driver's license shall pay a fine of **Five Hundred Pesos (Php 500.00)**.

e) Ensure that the OR/CR of the motor vehicle being driven is inside the motor vehicle at all times. Failure to present the OR/CR of the vehicle shall be considered a violation of this subsection and a fine of **Five Hundred Pesos (Php 500.00)** shall be imposed against the driver of the vehicle.

f) Refrain from using cellular phones while driving except if such gadgets are equipped with Bluetooth or other devices that allow the driver to operate the vehicle with both of his/her hands. A fine of **Five Hundred Pesos (Php 500.00)** shall be imposed against any driver caught violating this subsection.

g) Wearing of sleeveless shirts/sando or slippers while driving a PUV is strictly prohibited. A fine of **Five Hundred Pesos (Php 500.00)** shall be imposed against any driver caught violating this subsection.

h) The driver of a motor vehicle shall not encroach, block or otherwise obstruct a pedestrian lane and/or crossing. A fine of **Five Hundred Pesos (Php 500.00)** shall be imposed against any driver caught violating this subsection.

Section 2. Student Driver's Permit. - No person possessing a student driver's permit shall operate a motor vehicle unless accompanied by a duly licensed driver. The licensed driver acting as an instructor to the student driver shall likewise be responsible and liable for any violation of the provisions of the Revised Traffic Code or this IRR and for any injury or damage done by the motor vehicle on account, or as a result, of its operation by a student driver under his direction. A fine of **One Thousand Five Hundred Pesos (Php 1,500.00)** shall be imposed against any driver caught violating this subsection. Moreover, the vehicle being operated by the student driver shall be impounded and shall pay the corresponding impounding fee under Rule 7 of this IRR plus **Two Hundred Pesos (Php 200.00) per day** shall be imposed against the registered owner of the vehicle. The vehicle shall not be released to its registered owner unless the fine and impounding fee are paid in full at City Treasurer's Office.

Section 3. Road Worthiness of Motor Vehicles. - All drivers and owners of motor vehicles being operated within the City shall see to it that his motor vehicle is in good running or road-worthy condition equipped with appropriate and functioning safety gadgets, accessions or accessories (equipment) while on the road, e.g. brakes, signal lights, tail lights, head lights, stop lights, wiper, side mirror, etc. To ensure compliance of all drivers with this section, the BTMD is hereby authorized and empowered to flag down or inspect any vehicle which does not appear to be road-worthy. A fine of **Five Hundred Pesos (Php 500.00)** shall be imposed against any driver caught violating this subsection. The said fine shall be imposed for each accessory or accession found to be not in good working condition at the time of apprehension.

Section 4. Hitching to a Vehicle. - No driver shall knowingly permit any person to hang on to or ride on, the outside or rear end of his vehicle or allow any person on a bicycle, roller skate or other similar device to hold fast or hitch to his vehicle. A fine of **Five Hundred Pesos (Php 500.00)** shall be meted out against the driver of the said vehicle and against the person who hung on to, or hitched to the vehicle mentioned above. If the driver is unaware that a person is clinging or hitching on his driven vehicle, only the latter shall be required to pay the said fine. If the person clinging or hitching on a motor vehicle is a minor or is mentally incapacitated, the parent/s or guardian/s of the said person shall pay the fine.

Section 5. Driving While Under the Influence of Liquor or Narcotic Drugs. - No person shall drive a motor vehicle while under the influence of liquor or any prohibited/narcotic drug. To determine if a driver is under the influence of alcohol or drugs, the apprehending officer may conduct any or all of the following:

I. Field Sobriety Tests:

A) The **horizontal gaze nystagmus (HGN)** test where the involuntary jerking of one's eye when it gazes to the side is indicative of intoxication;

B) The **walk-and-turn** test that require suspects to take nine steps, heel-to-toe, along a straight line or to turn on one foot and then return in the same manner in the opposite direction to determine intoxication; and

C) The **one-leg stand** test where suspects are asked to stand with one foot about six inches off the ground and count for 30 seconds. Swaying while balancing, using arms to balance, hopping or putting the foot down indicate possible impairment.

II. Blood/Urine Test - If the driver fails any of the tests specified in the immediately preceding subsection, the driver shall be required to undergo a blood/urine test to be conducted by any of the health units of the local government or by any drug

testing center duly accredited by the Land Transportation Office (LTO). The cost of such test shall be paid by the driver.

III. Effect of Refusal to Undergo Blood/Urine Tests - A driver who refuses to undergo a blood/urine test shall be deemed to have violated the Revised Traffic Code and this IRR on the principle that any licensed driver who operates a vehicle has implicitly consented to submit to approved tests for purposes of detecting alcohol or other chemical substances to show intoxication.

Persons found to be driving under the influence of drugs or alcohol shall pay a fine of **Five Thousand Pesos (Php 5,000.00)**

Section 6. Right To Counsel During Blood/Urine Testing. - The driver suspected of being under the influence of alcohol or illegal drugs shall be apprised by the apprehending officer of his right to consult a lawyer before the blood/urine testing. However, the said right is deemed waived if not requested by the driver before the start of such test.

Section 7. Duty of driver in case of Accident. - In the event that any accident should occur as a result of the operation of a motor vehicle on a road within the City, the driver of that vehicle shall stop immediately and, if requested by any person present, shall show his driver's license, give his true name and address and also the true name and address of the owner of the motor vehicle. No driver of a motor vehicle concerned in a vehicular accident shall leave the scene of the accident without aiding the victim, except under any of the following circumstances:

- 1) If he is in imminent danger of being seriously harmed by any person or persons by reason of the accident;
- 2) If he reports the accident to the nearest officer of the law; or
- 3) If he has to summon a physician or nurse to aid the victim.

A fine of **Three Thousand Pesos (Php 3,000.00)** shall be meted out against any person who violates this provision.

RULE XIII TOWING, CLAMPING AND IMPOUNDING OF MOTOR VEHICLES

Section 1. Towing of Vehicles.- A vehicle that violates the rules on parking under the Revised Traffic Code or any other city ordinance, or has been left in a location which causes it to be an obstruction to the orderly flow of vehicles or pedestrians, or has otherwise stalled, shall be towed and impounded at the expense of its owner or driver.

Section 2. Towing Operations.- The following are the rules that must be observed by the towing crew during towing operations:

1. Upon receipt of a report on a stalled or illegally parked, abandoned vehicle, the tow truck shall immediately proceed to the identified location thereof.
2. Upon arrival at the identified location, the Bacoar Impounding and Towing Section (BITS) shall immediately make a report to the Incident Command Center for record purposes and to inform the PNP that an abandoned, stalled or illegally parked vehicle will be towed. The following information must be provided:

- a. Stalled or illegally parked vehicle's plate number, type, and color;
- b. Vehicle's condition and other description;
- c. Tow truck's name, plate number, address, and telephone number;
- d. Designated impounding area or location where the stalled or illegally parked vehicle will be brought

3. The BITS personnel shall fill up an Impounding and Towing Receipt (ITR) form indicating the particulars of the vehicle to be towed, the location, date, time and other pertinent information relating thereto. In the presence of the owner or driver, an inventory of the motor vehicle shall be conducted by the apprehending officer who shall list down all of its accessories, accessions, defects, or damages. The owner or authorized driver of the motor vehicle shall attest to the accuracy and truthfulness of the inventory by signing the inventory form.

4. If the subject vehicle for towing is in the watch list of carnapped vehicles being maintained by the LTO, PNP, or any national government agency, then the corresponding report shall be made by the apprehending officer to the proper authorities.

5. Before actual towing, if the owner/driver is around, the Traffic Law Enforcer shall issue an OVR. In case the owner/ driver is not present, the notice shall be left to any traffic officer on duty at the site or to any responsible person who can give the notice to the owner.

6. The impounding area where the said vehicle shall be towed and impounded shall likewise be indicated.

7. Should the vehicle owner refuse to accept the OVR and the Impounding Receipt, the apprehending officer will place a notation in the OVR and in the Impounding Receipt that the owner refused to accept the same before the vehicle is towed.

8. In all instances, an OVR and an Impounding Receipt will be issued.

9. When the tow truck starts to move, the Traffic aide shall assist the tow truck until it reaches the designated impounding area with the towed vehicle.

10. The driver of the tow truck shall validate the above information provided in item Nos. 1,2 & 3 of this section.

Section 3. Monitoring of Towing Operations. – The Traffic Enforcement and Management Unit of the BTMD shall be responsible for monitoring any suspicious or illegal towing operation being conducted in the City of Bacoor.

A towing company not accredited as a towing service provider by the City of Bacoor shall be charged for unlawfully doing business within the City of Bacoor. The tow truck in question shall be impounded by the BTMD and the driver or owner of the tow truck shall pay the fine of **Three Thousand Pesos (Php 3,000.00)** for illegally operating in the city and must pay the impounding fee of **Two Thousand Pesos (Php 2,000.00)** plus Two Hundred Pesos (Php 200.00) per day.

Section 4. Towing and Clamping Fees.– The following towing and clamping fees shall be paid by the registered owner of any motor vehicle towed pursuant to the provisions of these Rule and of the Revised Traffic Code:

Type of Motor Vehicle	Minimum Towing Fee (in pesos)
pedicabs	1,000.00
motorcycle, e-motorcycle, motorized scooter	1,000.00
Tricycle, e-tricycle	2,000.00
light vehicle (sedan or compact cars)	4,000.00
SUV, van, owner-type jeep, multicab, and similar types of vehicles	4,500.00
jeepney	4,500.00
4-wheeler closed van (10 feet long)	5,500.00
4-wheeler closed van (more than 10 feet long)	6,500.00
6-wheeler closed van (ELF)	6,500.00
8-wheeler or 10-wheeler truck or dump truck	9,000.00
tractor head	9,000.00
Triple axle, 12 wheeler, 18 wheeler, 22 wheeler truck	10,500.00
Tractor head with trailer	12,000.00
Heavy equipment such as bulldozers, pavers, and the like	Actual cost incurred by the BTMD in renting a crane and flatbed truck plus other

	incidental fees for toll fees and the like
Additional fees for towing services in excess of 4 kilometers from point of origin to nearest available impounding area	200.00
Type of Vehicle for Clamping	Minimum Clamping Fees
All types of motor vehicles	P500.00 per day

The failure or refusal of the registered owner to pay the corresponding towing fees in full shall result in the impounding of the subject motor vehicle. Aside from the towing fees, the registered owner or driver of the subject vehicle shall also be required to pay the fine corresponding to the offense that was committed. **PROVIDED that:** accredited tow truck companies shall render their towing services for free in times of conflagration, earthquakes, flooding, and after the occurrence of other calamities within the City of Bacoor. A tow truck company that violates this provision shall pay a fine of P6,000.00 and return any amount it charged from the owner of the vehicle that was towed. Otherwise, it shall lose its authority to operate within the City of Bacoor for one (1) year.

Section 5. Clamping of Illegally Parked Vehicles on Secondary Roads and Other Public Places. Illegally parked motor vehicles on secondary roads and other public places within the City of Bacoor that either impede the flow of vehicular or pedestrian traffic or both shall be clamped by BTMD personnel or barangay officials duly deputized to do so if no tow truck is available to tow them or if towing the said vehicles would obstruct the flow of motor vehicles. Unless the registered owner of the clamped motor vehicles pay the clamping fees provided in Section 139, the said clamps shall remain in place until it is removed or until the BTMD tows the vehicle for impounding. In case the vehicle is towed and impounded, the registered owner of the clamped vehicle shall pay the corresponding clamping, towing, and impounding fees before the said vehicle can be released.

Section 6. Penalty for Tampering, Damaging, Destruction, Vandalizing, or Unauthorized Removal of Tire Clamps. Any person who tampers with the lock of the tire clamp attached by the BTMD to an illegally parked motor vehicle or who damages, destroys, vandalizes or removes the said clamp without the authority of the BTMD shall be required to pay a fine of P2,500.00. If

the offender is a minor or a mentally impaired person, the said fine shall be paid by the parent/s or guardian/s of the said offender.

Section 7. Impounding Fees.– There shall be imposed an impounding fee of **ONE THOUSAND FIVE HUNDRED PESOS (Php 1,500.00)** for Class A vehicles (Motorcycles, tricycles, cars, jeepneys, and light vehicles); **TWO THOUSAND PESOS (Php 2,000.00)** for Class B vehicles (delivery vans and trucks with not more than 4,000 kilos gross weight); and **TWO THOUSAND FIVE HUNDRED (Php 2,500.00)** for Class C vehicles (buses, trucks and heavy equipment with more than 4,000 kilos gross weight). An additional **Two Hundred Pesos (Php 200.00)** shall be charged per day in excess of three (3) days that the motor vehicle has been impounded. The impounded vehicle shall not be released unless the impounding fees are fully settled.

**RULE XIV
DRIVING RULES**

Section 1. Driving on One-Way Streets. - No person shall drive any vehicle on any street or alley which is designated for one-way traffic, except in the designated direction. A fine of **One Thousand Pesos (Php 1,000.00)** shall be meted out against the driver who violates this provision.

Section 2. General and Maximum Speed. –

A. No person shall drive a vehicle on a street, alley or way open to the public at a speed greater than is reasonable and prudent under the conditions and having regard for the actual and potential hazards then existing. In every event, speed shall be so controlled as may be necessary to avoid colliding with any person, vehicle or other conveyance on or entering such street, alley or way open to the public in compliance with legal requirements and the duty of all persons to use due care.

B. The driver of every vehicle shall, consistent with the requirements of this section, drive at an appropriate reduced speed when approaching and crossing an intersection, when approaching and going around a curve, when traveling upon any narrow or winding roadway, and when special hazard exists with respect to pedestrians or other traffic or by reason of weather or roadway conditions.

C. **Speed Restrictions.** Subject to the provisions of the preceding paragraph, the rate of speed of any motor vehicle shall not exceed the following:

MAXIMUM ALLOWABLE SPEED

	MOTORCYCLES, TRUCKS & BUSES CARS, JEEPNEYS, AND THE LIKE	
on open highways or country roads, with no "blind corners", and not closely bordered by habitation	80 KPH	50KPH
On "through streets" or boulevards, clear of traffic, with no		

"blind corners".	40 KPH	30KPH
1) On the other streets with light traffic, when NOT designated as "through streets".....	30 KPH	30KPH
2)Through crowded streets, approaching intersections at "blind corners", passing "school zones", passing other vehicles which are stationary, or for similar dangerous circumstances	20 KPH	20 KPH

D. Exemptions. The rates of speed listed above shall not apply to the following:

1. A physician or his driver when the former responds to emergency calls;
2. The driver of a hospital ambulance on the way to and from the place of accident or other emergency;
3. Any driver bringing a wounded or sick person for emergency treatment to a hospital, clinic or any other similar place;
4. The driver of a motor vehicle belonging to the Armed Forces while in use for official purposes in times of riot, insurrection or invasion;
5. The driver of a vehicle, when he or his passenger is in pursuit of a criminal;
6. A law-enforcement officer who is trying to overtake a violator of traffic laws; and
7. The driver officially operating motor vehicles of any fire department, provided that these exemptions shall not be construed to allow useless or unnecessary fast driving of drivers aforementioned.

A fine of **One Thousand Five Hundred Pesos (Php 1,500.00)** shall be meted out against the driver who violates this provision.

Section 3. Minimum Speed.- No person shall operate a motor vehicle at such a slow speed as to impede the normal and reasonable movement of traffic except when reduced speed is necessary for safe operation or in compliance with law. Any person following a vehicle being driven at less than the legal maximum speed and desiring to pass such vehicle shall not exceed the speed limit when passing such vehicle. Where any slow moving motor vehicle tends to congest traffic, traffic constables or any peace officer may cause such vehicle to be removed from the roadway and permit the congested traffic to flow freely. A fine of **One Thousand Five Hundred Pesos (Php 1,500.00)** shall be meted out against the driver who violates this provision.

Section 5. Driving on Right Side of Roadway; Exceptions.- Every person operating a motor vehicle or an animal-drawn vehicle on any road within the City of Bacoor shall pass to the right when meeting persons or vehicles coming toward him except as follows:

1. When overtaking and passing another vehicle proceeding in the same direction under the rules governing such movement;
2. When an obstruction exists making it necessary to drive to the left of the centerline of the roadway: **Provided**, that any person so doing shall yield the right-of-way to all vehicles traveling in the proper direction upon the unobstructed portion of the roadway;
3. Upon a roadway divided into three (3) marked lanes for traffic under the rules applicable thereon; or
4. Upon a roadway restricted to one (1) way traffic.

A fine of **One Thousand Five Hundred Pesos (Php 1,500.00)** shall be meted out against the driver who violates this provision.

Section 6. Left Side Driving, When Allowed. Upon any roadway having four (4) or more lanes for moving traffic and providing for two (2) way movement of traffic, no vehicle shall be driven to the left of the centerline of the roadway except as permitted under Section 2 of this Rule. However, this subsection shall not be construed as prohibiting the crossing of the centerline in making a left turn into or from an alley, private road or driveway. A fine of **One Thousand Five Hundred Pesos (Php 1,500.00)** shall be meted out against the driver who violates this provision.

Section 7. Slow Vehicles at Right Side; Exceptions.- On all roads in the City of Bacoor, any vehicle proceeding slower than the legal maximum speed or at a speed slower than necessary for safe operation at the time and place under the conditions then existing, shall be driven in the right-hand lane then available for traffic, or as close as practicable to the right-hand curb or edge of the roadway, except when overtaking and passing another vehicle proceeding in the same direction or when preparing for a left turn at an intersection, exit, or into a private road or driveway when such left turn is legally permitted. A fine of **One Thousand Five Hundred Pesos (Php 1,500.00)** shall be meted out against the driver who violates this provision.

Section 8. Operate in Single Lane. - Every vehicle shall be driven as nearly as practicable entirely within a single lane and shall not be moved from such lane until the driver has first ascertained that such movement can be made with safety. A driver who drives his vehicle on the left lane and impedes the flow of oncoming traffic while traffic on the right lane is at a standstill is deemed to have violated this provision and a fine of **One Thousand Five Hundred Pesos (PhP 1,500.00)** shall be meted out against him/her. A driver who commits either lane splitting or lane straddling while traffic is on a standstill near an intersection shall pay a fine of **One Thousand Five Hundred Pesos (PhP 1,500.00)**.

Section 9. Interval Between Vehicles.- The driver of a motor vehicle shall not follow another vehicle or bicycle more closely than is reasonable and prudent, having due regard for the speed of such vehicles or bicycles and the traffic upon and the condition of the street or alley. A driver who disregards this provision shall pay a fine of **One Thousand Five Hundred Pesos (Php 1,500.00)** in addition to any damage that another person might incur as a consequence of the neglect of the erring driver.

Section 10. Driving on the Shoulder.- No person shall drive any vehicle or combination of vehicles with one (1) or more wheels on the shoulder of a street except for the purpose of stopping off such roadway, for gaining access to adjacent property, or having stopped thereat, for proceeding back onto the roadway. A driver who disregards this provision shall pay a fine of **One Thousand Five Hundred Pesos (Php 1,500.00)**

in addition to any damage that another person might incur as a consequence of the neglect of the erring driver.

Section 11. Overtaking a Vehicle on the Left.- The operator of a vehicle overtaking another vehicle proceeding in the same direction shall pass to the left of such overtaken vehicle at a safe distance and shall not again drive to the right side of the roadway until safely clear of the overtaken vehicle. A driver who disregards this provision shall pay a fine of **One Thousand Five Hundred Pesos (Php 1,500.00)** in addition to any damage that another person might incur as a consequence of the neglect of the erring driver.

Section 12. Limitations on Overtaking on the Left.- No person shall drive a vehicle to the left side of the center of the roadway in overtaking and passing another vehicle proceeding in the same direction unless authorized by the provisions of this Rule and unless such left side is clearly visible and is free of oncoming traffic for a sufficient distance ahead to permit such overtaking and passing to be completely made without interfering with the operation of any vehicle approaching from the opposite direction or any vehicle overtaken. In every event, the overtaking vehicle must return to an authorized lane of travel as soon as practicable and in the event the passing movement involves the use of a lane authorized for vehicles approaching from the opposite direction, before coming within five hundred (500) feet of any approaching vehicle. A driver who disregards this provision shall pay a fine of **One Thousand Five Hundred Pesos (Php 1,500.00)** in addition to any damage that another person might incur as a consequence of the neglect of the erring driver.

Section 13. Overtaken Vehicle to Give Way.- Except when overtaking and passing on the right is permitted, the driver of a vehicle being overtaken by a vehicle proceeding in the same direction shall give way to the right in favor of the overtaking vehicle on audible signal and shall not increase the speed of his vehicle until completely passed by the overtaking vehicle. A driver who disregards this provision shall pay a fine of **One Thousand Five Hundred Pesos (Php 1,500.00)** in addition to any damage that another person might incur as a consequence of the neglect of the erring driver.

Section 14. Driving on Left Side of Centerline When Approaching a Curve.- No person shall operate a vehicle on the left side of the centerline when approaching a curve or whenever the operator's view is obstructed within such distance as to create a hazard in the event another vehicle might approach from the opposite direction. A driver who disregards this provision shall pay a fine of **One Thousand Five Hundred Pesos (Php 1,500.00)** in addition to any damage that another person might incur as a consequence of the neglect of the erring driver.

Section 15. Overtaking on Right When Overtaken Vehicle is Turning Left.- The operator of a vehicle may overtake and pass upon the right side of another vehicle when the vehicle overtaken is making or about to make a left turn. Such movement shall not be made by driving off the roadway. A driver who disregards this provision shall pay a fine of **One Thousand Five Hundred Pesos (Php 1,500.00)** in addition to any damage that another person might incur as a consequence of the neglect of the erring driver.

Section 16. Overtaking on Right Upon Multiple-Lanes. - The operator of a vehicle may overtake and pass upon the right of another vehicle upon a roadway with unobstructed pavement of sufficient width for two (2) or more lanes of vehicles moving lawfully in the direction being travelled by the overtaking vehicle. A driver who disregards this provision shall pay a fine of **One Thousand Five Hundred Pesos (Php 1,500.00)** in addition to any damage that another person might incur as a consequence of the neglect of the erring driver.

Section 17. Prohibited Overtaking. -

A. Whenever any vehicle is stopped before a marked pedestrian lane or at any unmarked area at an intersection to permit a pedestrian to cross the roadway, the operator of any other vehicle approaching from the rear shall not overtake and pass such stopped vehicle.

B. The driver of a vehicle shall not overtake or pass any other vehicle proceeding in the same direction, at any railway grade crossing, not at any intersection of highways, unless such intersection or crossing is controlled by traffic signal, or unless permitted to do so by a watchman or a peace officer, except on a highway having two or more lanes for movement of traffic in one direction where the driver of a vehicle may overtake or pass another vehicle on the right.

C. The driver of a vehicle shall not overtake or pass, or attempt to pass, any other vehicle, proceeding in the same direction, between any points indicated by placing of official temporary warning or caution signs indicating that men are working on the highway.

D. The driver of a vehicle shall not overtake or pass, or attempt to overtake or pass, any other vehicle proceeding in the same direction in any "no- passing or no overtaking zone".

A driver who disregards this provision shall pay a fine of **One Thousand Five Hundred Pesos (Php 1,500.00)** in addition to any damage that another person might incur as a consequence of the neglect of the erring driver.

Section 18. Right of Way.- The following rules shall be observed in yielding the right of way:

1) When two vehicles approach or enter an intersection at the same time, the driver of the vehicle on the left shall yield the right of way to the vehicle on the right, except as otherwise provided therein. The driver of any vehicle traveling at an unlawful speed shall forfeit any right of way which he might otherwise have under the provisions hereof.

2) The driver of the vehicle approaching but not having entered an intersection, shall yield the right of way to a vehicle within such intersection of turning therein to the left across the line of travel of such first mentioned vehicle turning left has given a plainly visible signal of intention to turn as required therein.

3) The driver of any vehicle upon a highway within a business or residential district shall yield the right of way to a pedestrian crossing such highway within a crosswalk, except in an intersection where the movement of traffic is being regulated by a traffic enforcer or by traffic signal. Every pedestrian crossing a highway within a business or residential district, at any point other than a cross walk, shall yield the right of way to vehicles upon the highway. The driver of a vehicle upon a highway shall bring to full stop such vehicle before traversing any "through street" or railroad crossing: Provided, that when it is apparent that no hazard exists, the vehicle may be slowed down to ten (10) kilometers per hour instead of bringing it to a full stop.

A driver who disregards this provision shall pay a fine of **One Thousand Five Hundred Pesos (Php 1,500.00)** in addition to any damage that another person might incur as a consequence of the neglect of the erring driver.

Section 19. Exemption to Right of Way Rule. –

- 1) The driver of a vehicle entering a highway from a private road or driveway shall yield the right of way to all vehicles approaching on such highway.
- 2) The driver of a vehicle upon a highway shall yield the right of way to a police or fire department vehicle or ambulance when such vehicle is being operated on official business and the driver thereof sounds audible signal of his approach.
- 3) The driver of a vehicle entering a "through street" or "stop intersection" shall yield the right of way to all vehicles approaching in either direction on such "through street". Provided, that nothing in this Section shall be construed as relieving the driver of any vehicle being operated on a "through street or highway" from the duty of driving with due regard to the safety of vehicles entering such highway or street nor as protecting the said driver from the consequences of an arbitrary exercise of such right of way.

Section 20. Drivers operating a Public Utility Vehicle.– All drivers operating PUVs shall secure a professional driver's license from the LTO, and a Baco Transport ID from the BCTB. Drivers are mandated to wear pants and a shirt and observe proper decorum at all times while operating their vehicles along their respective routes. A driver who disregards this provision shall pay a fine of **One Thousand Five Hundred Pesos (Php 1,500.00)**.

Section 21. Passenger/Load Capacity Limit. –No PUV shall be allowed to carry passengers, goods or cargo that would exceed its passenger/load capacity. Tricycles shall not be allowed to carry more than three (3) passengers, excluding the driver. No person shall be allowed to carry passengers on a vehicle not designed, fit or safe for passengers, a.g at the back of an elf truck, pick up or similar vehicles.

A fine of **One Thousand Five Hundred Pesos (Php1,500.00)** shall be imposed against drivers of private vehicles who shall violate this provision. A fine of **One Thousand Five Hundred Pesos (Php 1,500.00)** shall be meted out against the driver of the PUV who violate this provision. The franchise of the tricycle, e-tricycle, or pedicab granted under this Code shall be suspended for **thirty (30) days** for every violation of this provision by the driver of the PUV concerned.

**RULE XV
PARKING**

Section 1. General Rules on Parking. – No driver shall:

- (a) leave a vehicle waiting in a No Waiting or Parking Area even when the engine is running or the driver is inside the vehicle;
- (b) park a vehicle in a "No Parking Area", except when loading or unloading goods or passengers;
- (c) leave a vehicle waiting in a "No Stopping Area", for any purpose even when the engine is running or the driver is inside the vehicle;;

(d) leave a vehicle waiting in a Parking Area contrary to any limitation in respect of days, periods of the day, classes of vehicles indicated by the inscription on the sign or signs associated with the area.

However, a person may park a vehicle in a "No Parking Area" or leave a vehicle waiting in a "No Waiting" Area or "No Stopping" Area under any of the following conditions:

i) during anytime that the restriction is suspended by reason of the inscription on the sign or signs associated with the Area; or

ii) if the inscription on the sign or signs associated with the area exempts his vehicle from the restriction imposed within the area.

A fine of **One Thousand Five Hundred Pesos (Php1,500.00)** shall be imposed against drivers of private vehicles who shall violate this provision. A fine of **One Thousand Five Hundred Pesos (Php 1,500.00)** shall be meted out against the driver of the PUV who violated this provision. The franchise of the tricycle, e-tricycle, or pedicab granted under this Code shall be suspended for **thirty (30) days** for every violation of this provision by the driver of the PUV concerned. Additionally, the illegally parked vehicle/s shall be impounded and the registered owner thereof shall pay an impounding fee of **Two Hundred Pesos (Php 200.00) per day** while the vehicle/s is/are impounded. The impounded vehicle shall not be released to its registered owner unless the fine mentioned above and the total impounding fees are paid in full with the City Treasurer's Office.

Section 2. No person shall park or leave a vehicle in such a way that any portion thereof shall be:

(i) between any other waiting vehicle and the center of the thoroughfare ;

(ii) between the pedestrian zone and the nearest curb;

(iii) in front of a right-of-way, passage or private driveway;

(iv) in front of a footway constructed across a reservation;

(v) alongside or opposite any excavation if the vehicles would obstruct traffic;

(vi) on any footway, marked crosswalk or pedestrian crossing;

(vii) upon a bridge or other elevated structure or within a tunnel or underpass;

(viii) upon an intersection; on any portion of a thoroughfare on which the sign "Keep Clear" is installed;

(ix) within 1 meter of any fire hydrant or fire plug or any sign or mark indicating the existence of a fire hydrant or fire plug;

(x) within 3 meters of a letter pillar or letter box unless the vehicle is being used for the purpose of collecting postal articles from the pillar or box;

(xi) on a bicycle lane; or

(xii) upon a Bus and PUJ Lane except that a public utility vehicle may remain waiting while persons are actually entering or alighting from vehicle.

A fine of **One Thousand Five Hundred Pesos (Php1,500.00)** shall be imposed against drivers of private vehicles who shall violate this provision. A fine of **One Thousand Five Hundred Pesos (Php 1,500.00)** shall be meted out against the driver of the PUV who violate this provision. The franchise of the tricycle, e-tricycle, or pedicab granted under this Code shall be suspended for **thirty (30) days** for every violation of this provision by the driver of the PUV concerned. Additionally, the illegally parked vehicle/s shall be impounded and the registered owner thereof shall pay an impounding fee of **Two Hundred Pesos (Php 200.00) per day** while the vehicle/s is/are impounded. The impounded vehicle shall not be released to its registered owner unless the fine mentioned above and the total impounding fees are paid in full with the City Treasurer's Office.

Section 3. Manner of Parking.- Any driver who parks or leaves a vehicle waiting on a thoroughfare shall park or leave the vehicle waiting in this manner:

(a) as near as practicable to the right boundary of the thoroughfare in the case of a road on which vehicles are permitted to travel in both directions;

(b) as near as practicable to left boundary of the road and parallel to the boundary of the thoroughfare in the case of a road on which vehicles are permitted to travel in one direction only;

(c) so that not less than 3 meters of the width of the thoroughfare between the vehicle and the far boundary of the thoroughfare is available for the movement of other vehicles;

(d) in a manner that it does not cause undue obstruction on the thoroughfare; and

(e) where parking bays are marked on the thoroughfare, entirely within the confines of a single bay.

Provided that paragraphs (a) and (b) of this Section shall not apply to a person leaving a vehicle waiting in a Parking Area.

A fine of **One Thousand Five Hundred Pesos (Php1,500.00)** shall be imposed against drivers of private vehicles who shall violate this provision. A fine of **One Thousand Five Hundred Pesos (Php 1,500.00)** shall be meted out against the driver of the PUV who violate this provision. The franchise of the tricycle, e-tricycle, or pedicab granted under this Code shall be suspended for **thirty (30) days** for every

violation of this provision by the driver of the PUV concerned. Additionally, the illegally parked vehicle/s shall be impounded and the registered owner thereof shall pay an impounding fee of **Two Hundred Pesos (Php 200.00) per day** while the vehicle/s is/are impounded. The impounded vehicle shall not be released to its registered owner unless the fine mentioned above and the total impounding fees are paid in full with the City Treasurer's Office.

Section 4. Parking Near a Crest or Curve.- No person shall park or leave a vehicle waiting on or near a crest or curve so that any portion of it is upon a thoroughfare unless a driver approaching from the rear would have a clear view of the vehicles for a distance of at least 45 meters. A fine of **One Thousand Five Hundred Pesos (Php1,500.00)** shall be imposed against drivers of private vehicles who shall violate this provision. A fine of **One Thousand Five Hundred Pesos (Php 1,500.00)** shall be meted out against the driver of the PUV who violate this provision. The franchise of the tricycle, e-tricycle, or pedicab granted under this Code shall be suspended for **thirty (30) days** for every violation of this provision by the driver of the PUV concerned. Additionally, the illegally parked vehicle/s shall be impounded and the registered owner thereof shall pay an impounding fee of **Two Hundred Pesos (Php 200.00) per day** while the vehicle/s is/are impounded. The impounded vehicle shall not be released to its registered owner unless the fine mentioned above and the total impounding fees are paid in full with the City Treasurer's Office.

Section 5. Parking on Parade Grounds and on Any Special Occasion.- The BTMD is hereby authorized, whenever it deems it necessary, to prohibit or restrict the parking of any vehicle on either or both sides of any street or portion thereof, constituting a part of the route of a parade or procession, or on any special occasion, and also upon any street adjacent thereto by the erection or placement of temporary signs setting forth such restrictions. When such signs are erected or placed prior to the parade, procession or special occasion, it shall be unlawful to park or leave unattended any vehicle in violation of such signs at the owner's expense. A traffic constable assigned in the area is hereby authorized to remove, or cause to be removed, any vehicle left unattended or parked in violation of such signs at the owner's expense. Violators shall be made to pay a fine of **Five Hundred Pesos (Php500.00) plus towing fee and impounding fees**, if applicable.

Section 6. Parking for Commercial Purposes Prohibited. - No person shall park a vehicle upon any public roadway for the principal purpose of (a) displaying such vehicle for sale, or (b) washing, greasing or repairing such vehicle except for repairs necessitated by an emergency. Violators shall be made to pay a fine of **Five Hundred Pesos (Php500.00) plus towing and impounding fees**, if applicable.

Section 7. Parking in Front of Residential or Commercial Establishment Located Along a Public Road.- No person shall appropriate for his exclusive use a parking space located along a public road even if such parking space is in front of a residential or commercial establishment owned, managed, or operated by such person without paying the prescribed parking fee in this Ordinance. Whenever any traffic enforcer finds a vehicle unattended upon any commercial establishment where such vehicle constitutes an obstruction to traffic, such officer is hereby authorized to tow such vehicle to the nearest garage or other place of safety. Violators shall be made to pay a fine of **Three Hundred Pesos (Php300.00) plus towing fee**, if applicable.

Section 8. Parking on Loading/Unloading Zones.- A driver of a truck may park his vehicle in a "Loading Zone" when actually taking up or setting down goods, provided he is present at all times and attending to the same. A driver of a public utility vehicle shall stop, pick up or unload passengers only at designated loading zones. On sections of the road where there is no prohibition against loading and unloading, he may stop to take up or set down passengers provided it is 50 meters away from a signalized

intersection. Violators shall be made to pay a fine of **One Thousand Pesos (Php1,000.00) plus towing fee and/ or impounding fees** if applicable.

Section 9. Officers Authorized to Remove Illegally Parked Vehicles. –

(a) Whenever any traffic aide finds a vehicle parked upon a public road in violation of any of the foregoing provisions, he/she is hereby authorized to move such vehicle, or require the driver, or other person in charge of the vehicle to move the same, to a position off the paved or main travelled part of such road.

(b) Whenever any traffic constable finds a vehicle unattended upon any bridge or causeway where such vehicle constitute an obstruction to traffic, such officer is hereby authorized to provide for the removal of such vehicle to the nearest garage or other place of safety.

(c) The expense incurred in the removal of such vehicle, if any, shall be charged to the registered owner of the vehicle.

Section 10. Signal on Starting, Stopping, or Turning. - The following rules shall be observed before starting, stopping, or turning a vehicle:

(a) The driver of any vehicle upon a highway, before starting, stopping or turning from a direct line, shall first see that such movement can be made in safety, and if any clearly audible signal by sounding the horn, and whenever the operation of any other vehicle approaching or following may be affected by such movement, shall give a signal plainly visible to the driver of such other vehicles of the intention to make such movement.

(b) The signal therein required shall be given by means of extending the hand and arm beyond the left side of the vehicle, or by any approved mechanical or electrical signal device.

A fine of **One Thousand Five Hundred Pesos (Php1,500.00)** shall be imposed against drivers of private vehicles who shall violate this provision. A fine of **One Thousand Five Hundred Pesos (Php 1,500.00)** shall be meted out against the driver of the PUV who violate this provision. The franchise of the tricycle, e-tricycle, or pedicab granted under this Code shall be suspended for **thirty (30) days** for every violation of this provision by the driver of the PUV concerned.

Section 11. Prohibition on Lease or Use of Parking Spaces for Other Purposes.- Business establishments along Aguinaldo Highway Evangelista Road, Gen. Tirona Highway and the Aniban-Molino Road are prohibited from either leasing out any portion of their intended parking spaces or utilizing the same for other purposes. The business permit of any business establishment found violating this provision shall be revoked and the owner/s of the said establishment shall be required to pay a fine of **One Thousand Pesos (PhP 1,000.00)** for every day that he/she persists in defying the written Order of Desistance sent to him/her by the BTMD's Traffic Operations Officer. Such fine shall be counted from the day the written Order of Desistance was received by any of the employees of the owner/s of the business establishment concerned until the day that such violation ceased.

Section 12. Blocking or Obstructing Traffic or Sidewalk. - No person shall drive or park a motor vehicle or bicycle upon or along any sidewalk, path or alley not intended for vehicular traffic or parking. Except in designated parking areas, parking of any vehicle is strictly prohibited in the following thoroughfares:

- (1) General Evangelista Road

- (2) General Tirona Highway
- (3) General Emilio Aguinaldo Highway
- (4) Zapote-Salawag Road (Territorial Jurisdiction of Bacoor)
- (5) Bayanan-Mambog Road
- (6) Real-Salinas Road
- (7) Marcos Alvarez Road (Bacoor Side)
- (8) Daang-hari Road (Bacoor Side)
- (9) Bacoor Blvd.
- (10) Zapote Market Road

A fine of **One Thousand Five Hundred Pesos (Php1,500.00)** shall be imposed against drivers of private vehicles who shall violate this provision. A fine of **One Thousand Five Hundred Pesos (Php 1,500.00)** shall be meted out against the driver of the PUV who violate this provision. The franchise of the tricycle, e-tricycle, or pedicab granted under this Code shall be suspended for **thirty (30) days** for every violation of this provision by the driver of the PUV concerned. The refusal of the owner of the illegally parked vehicle to pay the parking fees mentioned above shall entitle the BTMD to tow and impound the vehicle. An impounding fee of **Two Hundred Pesos (Php 200.00) per day** shall be imposed against the registered owner of the vehicle while it is impounded. The said vehicle shall not be released in favor of its registered owner unless all the fines and fees mentioned above are paid in full with the City Treasurer's Office.

Bicycles caught violating this section shall be confiscated by the BTMD and a fine of **One Thousand Pesos (Php 1,000.00)** shall be imposed against the owner of the bicycle.

RULE XVI

Rules on the Use of the Bacoor City Solidarity Route

Section 1. The Solidarity Route. -The Solidarity Route shall be comprised of the following routes:

- a) Molino Boulevard to Aguinaldo Highway:
- b) Molino Boulevard to Buhay na Tubig Road:
- c) Molino Boulevard to Molino Road (Zapote-Salawag Road):
- d) Molino Road (Zapote-Salawag Road) to Marcos Alvarez Road:
- e) Molino Road (Zapote-Salawag Road) to Daang-hari Road:
- f) Molino Boulevard to Mambog Road:
- g) Evangelista St. to CAVITEX
- h) Molino Road (Zapote-Salawag Road) to Daang Hari Road (Las Piñas)
- i) Molino Road (Zapote-Salawag Road) To Zapote V
- j) Portions of the River Drive Road within the jurisdiction of the City of Bacoor

Section 2. Roads Subject To Change.-The road/s covered by the Solidarity Route may be changed/alterd depending on the recommendation of the BTMD, the City Mayor and the Sangguniang Panlungsod. The addition or exclusion of any road/s in the Solidarity Route shall also be subject to consultation with the duly elected officers of the homeowners' association concerned.

Section 3. Who May Use The Solidarity Route.- Only residents of the City of Bacoor who secured a valid Solidarity Route sticker and who properly mounted the same on the windshield of their owned motor vehicle may use the Solidarity Route. At NO instance shall public utility vehicles, trucks, smoke-belching vehicles, motorcycles, tricycles, school buses, or other commercial vehicles and/or carriers—even if owned by Bacoor residents- be allowed to secure a Solidarity Route sticker. Properly marked government-owned vehicles shall be exempted from the above-mentioned limitation and shall be given unimpeded access to the said roads/routes even without securing a Solidarity Route sticker.

Section 4. How To Secure A Solidarity Route Sticker.- A Solidarity Route sticker shall be issued by the Office of the City Mayor to the authorized representative of each homeowners' association for distribution exclusively to qualified residents of the City of Bacoor. Applicants for a Solidarity Route sticker (who may or may not be the registered owner of the vehicle concerned) must present/submit a photocopy of the following documents, to wit:

- a) Original Driver's License with a photocopy thereof; Original and photocopies of Official Receipt and Certificate of registration of the vehicle where the sticker will be mounted;
- b) Original copy of Barangay Clearance;
- c) Original and photocopies of Police or NBI clearance of the owner/authorized user of the vehicle; and
- d) Original Homeowners' Association (HOA) endorsement / certificate.

The Office of the City Mayor shall review and evaluate the authenticity of the above-mentioned documents and inspect the vehicle concerned to determine the qualifications to use the Solidarity Route.

Section 5. Solidarity Route Sticker Design Features. – The Solidarity Route sticker shall be designed by the Office of the City Mayor and shall contain such features that will make it distinct, easy to spot even from a distance, and very hard to falsify.

Section 6. Where to Mount the Solidarity Route Sticker.- For easier identification and monitoring, the Solidarity Route sticker shall be mounted on the upper right corner of the windshield of the vehicles (facing the vehicle). Vehicles with improperly mounted or counterfeit stickers may be denied entry by the Homeowners Association or by any City employee tasked to implement the solidarity Route ordinance or any provisions of this Agreement.

Section 7. Deputation of Homeowners' Associations and their Retained Security Guards. – Homeowners' Associations which participate in the Solidarity Route project, together with their employees, officers, or security guards, are hereby deputized to do the following:

- a. Confiscate falsified Solidarity Route stickers; and
- b. Apprehend persons who violate the provisions under this Article.

Section 8. Authority to Charge Entrance Fees. - Participating Homeowners' Associations may charge an entrance fee to the driver of any vehicle that does not bear a valid and properly-mounted Solidarity Route Sticker. Any income realized by the

Homeowners' Association in this regard, shall be exempted from any fee that may be imposed by the City Government.

Section 9. Assignment of City/Police Personnel.- The City Government shall assign such number of police, BTMD, and/or barangay watchmen (barangay tanod) that might be needed to secure the entrance/exit gates and roads mentioned above at no cost to the Homeowners' Association.

Section 10. Construction of Security Gates/Street Barriers. - The City Government, if needed, shall construct and maintain security gates and/or street barriers within any residential subdivision covered by the Solidarity Route at no cost to the Homeowners' Association in order to limit access by non-residents to other roads and streets not included in the Solidarity Route.

Section 11. Speed Limit. - A 30-kph maximum speed limit shall be strictly implemented within the routes mentioned above.

Section 12. Perpetual Consent.-The Homeowners' Associations which shall participate in the implementation of Ordinance No. 21-S-2009 shall be deemed to have perpetually consented to the use of the roads mentioned in Section 2 hereof by the City Government for purposes of the Solidarity Route project.

Section 13. Requirements for Access to Solidarity Route.-Only motor vehicles with a valid Solidarity Route sticker issued by the City Government shall have access to the Solidarity Route. No Solidarity Route sticker shall be issued to any applicant unless he/she is a bona fide resident of the City and unless he/she submits the following documents:

- a. A valid driver's license;
- b. The OR/CR of the vehicle on which the Solidarity Route sticker shall be affixed;
- c. A community tax certificate issued by the City government;
- d. A residency certification from the barangay where he resides; and
- e. Most recent police or NBI clearance.

The said sticker shall not be used by or issued to public utility vehicles, trucks, smoke-belching vehicles, or to other carriers. Provided: that properly marked school buses and government-owned vehicles shall be exempted from the above-mentioned limitation and shall be given unimpeded access to the said roads/routes even without securing a Solidarity Route sticker.

Section 14. Access Hours. - Only vehicles that bear a valid Solidarity Route Sticker shall be allowed to use the Solidarity Route which shall only be accessible to the general public from 5:00 a.m. to 10:00 p.m. every day including public holidays. The Homeowners Association shall not charge any amount against, nor deny entry to, any motorist whose driven vehicle bears a valid and properly mounted Solidarity Route sticker.

Section 15. Maintenance of Roads/Security. - The City Government shall maintain/repair/secure the roads/routes mentioned above and implement various traffic mitigation measures. The installation and maintenance of all street lights along the said roads/routes shall also be shouldered by the City Government.

RULE XVII
Miscellaneous Provisions

Section 1. *Amendment of Implementing Rules.* Pursuant to the powers granted to him/her by law, these Implementing Rules and Regulations may be amended by the City Mayor without need of approval by the Sangguniang Panlungsod as long as such amendments do not deviate from the letter and spirit of the Revised Traffic Code, other traffic management related city ordinances, and pertinent laws.

Section 2. *Amendment of the Revised Traffic Code.* The Revised Traffic Code may be amended further upon the recommendation of the City Mayor or *motu proprio* by a majority of the members of the Sangguniang Panlungsod.

Section 3. *Effectivity.* This IRR shall take effect immediately after it has been published at least once in a newspaper of general circulation in the Province of Cavite.