



Republic of the Philippines

Province of Cavite

City of Bacoor

OFFICE OF THE SANGGUNIAN PANLUNGSOD



DISTRICT I

HON. ROWENA BAUTISTA-MENDIOLA
City Councilor

HON. MIGUEL N. BAUTISTA
City Councilor

HON. EDWIN G. GAWARAN
City Councilor

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City Councilor

HON. REYNALDO D. PALABRICA
City Councilor - Liga ng Brgy. President

HON. MAC RAVEN ESPIRITU
City Councilor - SK FEDERATION PRESIDENT

Attested by:

ATTY. AHMAD A. ATEGA, JR.
Sangguniang Panlungsod Secretary

Certified by:

HON. CATHERINE SARINO-EVARISTO
City Vice Mayor / Presiding Officer

Approved by:

HON. LAM MERCADO-REVILLA
City Mayor

CITY ORDINANCE NO. CO 11-2019
Series of 2019

AN ORDINANCE AMENDING CERTAIN PROVISIONS OF CITY ORDINANCE NO. 2013-2 AS AMENDED BY CITY ORDINANCE NO. 2013-047 OTHERWISE KNOWN AS THE "REVISED TRAFFIC CODE OF THE CITY OF BACOR" AND PROVIDING PENALTIES FOR VIOLATIONS HEREOF.

Sponsored by: **Hon. Rowena Bautista-Mendiola, Hon. Miguel N. Bautista, Hon. Venus D. De Castro, Hon. Leandro A. De Leon, Hon. Mac Raven Espiritu, Hon. Edwin G. Gawaran, Hon. Victorio L. Guerrero, Jr., Hon. Alejandro F. Gutierrez, Hon. Hernando C. Gutierrez, Hon. Roberto R. Javier, Hon. Gaudencio P. Nolasco, Hon. Alde Joselito F. Pagulayan, Hon. Reynaldo D. Palabrica and Hon. Michael E. Solis.**

The Sangguniang Panlungsod reviewed City Ordinance No. 2013-2 and City Ordinance No. 2013-047 – both of which pertain to traffic management within the City of Bacoor—with the goal of determining if the said ordinances remain relevant and responsive to the present needs of city residents and of the general public.

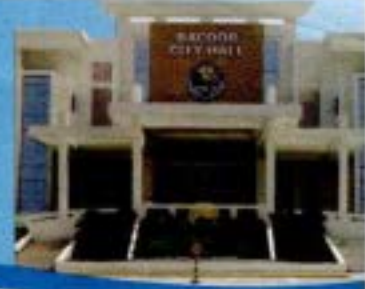
The review revealed that the said ordinances require extensive amendments in order to keep the traffic management policies of the City of Bacoor consistent with recent changes in the development plans of the national government in relation to traffic management, public transportation, and road safety and to the comprehensive development plans of the city government.

Consequently, the Sangguniang Panlungsod decided to amend certain provisions of City Ordinance No. 2013-2 as amended by City Ordinance No. 2013-047 in order to address various issues related to traffic management in the City of Bacoor. Moreover, the Sangguniang Panlungsod also decided to **abolish** the Bacoor City Transportation and Franchising Board so that the city council can once again exclusively exercise the power to **"regulate the operation of tricycles and grant franchises for the operation thereof within the jurisdiction of the city"** as provided under Section 458, par. 3 (vi) of Republic Act No. 7160 and avoid the confusion and delay suffered by the public when the said power was delegated by the Sangguniang Panlungsod to the said Board.

NOW THEREFORE, BE IT ORDAINED AS IT IS HEREBY ORDAINED by the Sangguniang Panlungsod of the City of Bacoor, THAT:



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ATTY. CHALID A. ATEGA, JR.
Sangguniang Panlungsod Secretary

Certified by:

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City Vice Mayor / Presiding Officer

Approved by:

HON. LANI MERCADO-REVILLA
City Mayor

ARTICLE I

PRELIMINARY PROVISIONS

Section 1. Purpose. – The purpose of this Ordinance is to amend various provisions of City Ordinance No. 2013-2 as amended by City Ordinance No. 2013-047 (to be referred to hereafter as "**Revised Traffic Code**") to make the said ordinance more responsive to the evolving needs of road users, the challenges being faced and would soon be faced by the City of Bacoor with regard traffic management issues, and to further improve the capabilities of the city government in managing the flow of traffic in various public places within the city.

Section 2. Amendment and/or Repeal of Other Traffic Ordinances. – The various provisions of City Ordinance No. 2013-2 as amended City Ordinance No. 2013-047, and all other existing Ordinances, Resolutions, Implementing Rules and Regulations (IRR) and Executive Orders that either duplicate, contravene, or that are in conflict with the provisions of this Ordinance are hereby amended, repealed, or modified accordingly.

Section 3. Amendments to Section 11 of the Revised Traffic Code.— Section 11 of the said Ordinance is hereby amended and shall henceforth read as follows:

"Section 11. Administration and Enforcement.— This Ordinance shall be enforced by the Bacoor Traffic Management Department (BTMD) which shall be given assistance in the form of additional personnel, 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."

Section 4. Amendments to Section 12 of the Revised Traffic Code.—The following provisions of Section 12 of the Revised Traffic Code are hereby amended and shall henceforth read as follows:

"Section 12. Definition of Terms.— As used in this Ordinance, 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



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Approved by:

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City Mayor

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



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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 following laws or government regulations in addition to the provisions of this Code:

1. Republic Act No. 4136 (the "Philippine Traffic Code");

2. Administrative Order No. AHS-2008-015 of the Land Transportation Office (Rules and regulations for the use and operation of motorcycles on highways);

3. Republic Act No. 10054 (the "Motorcycle Helmet Act of 2009");

4. Republic Act No. 10586 (the "Anti-Drunk and Drugged Driving Act of 2013"); and Republic Act No. 10666 (or the Children's Safety on Motorcycles Act of 2015).

- 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 a barangay official duly trained and deputized by the BTMD to implement this Ordinance;

- 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";



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City Vice Mayor / Presiding Officer

Approved by:

HON. LAM MERCADO-REVILLA

City Mayor

25) **Electrical accessories** – the horn, brake, 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 PUV** - any PUV 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** – the legitimate document of entitlement of a tricycle or pedicab 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;



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Sangguniang Panlungsod Secretary

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City Vice Mayor / Presiding Officer

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City Mayor

36) **Law Enforcement Officer** – members of the Philippine National Police, barangay officials, and traffic aides of the BTMD;

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 this Ordinance, 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 or;

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) **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



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City Mayor

necessary repair and maintenance of equipment to insure public safety;

48) **Public Utility Vehicle**— public utility vehicles such as Public Utility Bus (PUB), Public Utility Jeepney (PUJs) Multi-cab (FILCAB), Public Utility Tricycle (PUT) and Shuttle Service Vehicle (SSV);

49) **PUJ**— Public Utility Jeepney;

50) **PUT** — Public Utility Tricycle;

51) **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;

52) **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;

53) **RMC**— Route Measurement Capacity;

54) **Route**— the course of road networks or direction that the Public Utility Vehicle plies as its legal line of operation;

55) **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;

56) **Rush Hours** — from 6:00 am to 9:00 am, and 5:00 pm to 7:00 pm during weekdays.

57) **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;

58) **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;

59) **SSV**— Shuttle Service Vehicle;

60) **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;

61) **Standard helmet** -- shall mean the protective helmet approved by the Department of Trade and Industry (DTI) with PNS-UNECE 22 marking;

62) **TVR** - Traffic Violation Receipt;

63) **Traffic Code**— shall refer to this Ordinance;

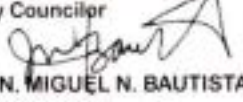


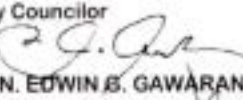
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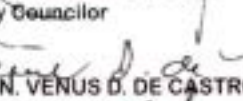
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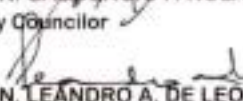

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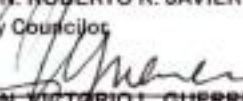
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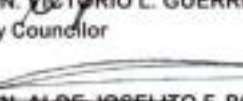

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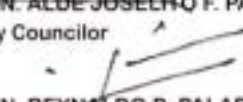

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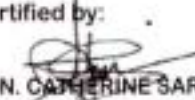

HON. REYNALDO D. PALABRICA
City Councilor - Liga ng Brgy. President


HON. MAC RAVEN ESPIRITU
City Councilor - SK FEDERATION PRESIDENT

Attested by:


ATTY. KHALID A. ATEGA, JR.
Sangguniang Panlungsod Secretary

Certified by:


HON. CATHERINE SARINO-EVARISTO
City Vice Mayor / Presiding Officer

Approved by:


HON. LANI MERCADO-REVILLA
City Mayor

64) **Traffic Aide** – an employee 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;

65) **Transport Operators and Drivers Association (TODA)** – refers to the associations of operators and drivers of public utility vehicles operating within the City of Bacoor;

66) **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.

67) **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."

Section 5. Insertion of the following provisions between Sections 14 and 15 of the Revised Traffic Code. – The following provisions shall be inserted in between Sections 14 and 15 of the Revised Traffic Code. Consequently, the various provisions of the said Ordinance shall be re-numbered and shall read as follows:

"Section 15. Deputation of Various Barangays Officials. The officials of the various barangays of the City of Bacoor that (1) have roads that are being utilized as part of the Solidarity Route Project, and (2) who are duly trained and accredited by the BTMD are hereby deputized to enforce the provisions of this Ordinance pertaining to jaywalking, illegal parking, illegal terminals and the removal of illegal structures on public roads, parks, and bridges.

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

a. Only barangay officials/personnel 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 this Ordinance, their authority to enforce the provisions of this Code shall only be limited within the territorial jurisdiction of their respective barangays;

c. All barangay officials/personnel who have qualified to be deputized under this Code shall be subject to the control and supervision of the City Mayor and the BTMD. As such, the Department Head of 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.



Republic of the Philippines
Province of Cavite
City of Bacoor
OFFICE OF THE SANGGUNIANG PANLUNGSOD



DISTRICT I

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HON. ALDE JOSELITO F. PAGULAYAN
City Councilor

HON. REYNALDO D. PALABRICA
City Councilor - Liga ng Brgy. President

HON. MAC RAVEN ESPIRITU
City Councilor - SK FEDERATION PRESIDENT

Attested by:

ATTY. HALID A. ATEGA, JR.
Sangguniang Panlungsod Secretary

Certified by:

HON. CATHERINE SARINO-EVARISTO
City Vice Mayor / Presiding Officer

Approved by:

HON. LANI MERCADO-REVILLA
City Mayor

Section 16. Revenue Sharing. To ensure the effective implementation of this Ordinance, **Twenty Percent (20%)** of the fines collected from persons who were apprehended by the officials of the said barangays within their respective territorial jurisdictions shall be given to the Barangay concerned. **Provided that:** the salaries or allowances of barangay tanods may be derived by the barangays from their share from revenues generated under this provision. **Provided further that:** the City Accountant shall devise procedures and regulations that will ensure the proper disposition of the said revenue shares of the barangays concerned following the date of effectivity of this Ordinance to ensure that relevant government audit and accountability regulations are strictly complied with."

Section 6. Amendments to Section 15 of the Revised Traffic Code. The following provisions of Section 15 of the Revised Traffic Code are hereby amended and re-numbered and shall henceforth read as follows:

"Section 17. 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 Traffic Code 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. The said division shall be known as the **Administrative and Operations Division** and shall have the following functions:

A. Administrative and Operations Division:

1. The Administrative and Operation Division shall be under the supervision of the **City Government Assistant Department Head** and shall provide administrative services and logistics support to the BTMD;
2. Provide management information services, including the collection of accident data, updating and maintenance of records, inventory of roads and traffic control devices;
3. Manage, prepare and submit office documents relating to traffic management;
4. Reply to all correspondence relating to all complaints forwarded to the BTMD by various national agencies and other complaints via email;
5. Handle the documentation attendant to traffic enforcement, such as the printing and distribution of Route Stickers, and OVRs;
6. Take custody of the duplicate copies of issued OVR's as well as the confiscated driver's licences, plate numbers and issue clearance forms upon presentation of proof of payments of the prescribed fines;
7. Receive all requests and issue permits pertaining to activities to be done on public roads, such as motorcades, fun run, excavation etc.
8. Receive and handle complaints regarding traffic violations and other traffic concerns.
9. Coordinate with the BDRMO and City Engineering Office regarding road accidents involving persons and accidents involving government properties, respectively.



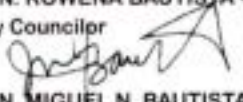
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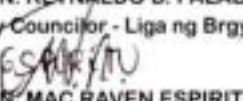
City Councilor


HON. ALDE JOSELITO F. PAGULAYAN

City Councilor


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City Councilor - Liga ng Brgy. President


HON. MAC RAVEN ESPIRITU

City Councilor - SK FEDERATION PRESIDENT

Attested by:


ATTY. KHALID A. ATEGA, JR.
Sangguniang Panlungsod Secretary

Certified by:


HON. CATHERINE SARINO-EVARISTO
City Vice Mayor / Presiding Officer

Approved by:


HON. LANI MERCADO-REVILLA
City Mayor

10. Coordinate with the City Legal Officer for the filing of proper charges against violators who refuse or fail to comply with imposed penalties and/or pay the imposed fines within the prescribed period;

11. 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 other related laws and ordinances;

12. Conduct public information campaigns in support of any activities of the BTMD and the BCTB;

13. Assist the Sangguniang Panlungsod in the formulation of traffic engineering schemes, such as the banning of turning movements, the creation of one-way streets, the prohibition of parking in certain public places, designation of loading/unloading zones, the regulation of speed limits, and similar measures, in accordance with its approved priority list;

14. Assist in the installation and maintenance of traffic signs, road markings and other traffic control devices or cause the preparation and installation of the same;

15. Recommend to the Sangguniang Palungsod various ordinances in support of traffic management schemes of the BTMD;

16. Review property development proposals as to their traffic impact, especially those involving land use conversion from low to high-intensity traffic generation;

17. Collect traffic data and statistics such as vehicular counts, road layouts and dimensions, and the like;

18. Review request for road diggings, road constructions, temporary closures, parades, and conduct of extraordinary events that would reduce road capacity;

19. Provide technical inputs into the preparation and updating of the City's Comprehensive Land Use Plan and Zoning Ordinance, particularly the long-term road network plan of the City;

20. Assist in the assignments personnel to direct or control traffic at intersections and other locations requiring such intervention; and

21. Propose changes in any traffic scheme including the installation and operation of traffic signals.

B. Units Under the Administrative and Operations Division. The two (2) units under the Administrative and Operations Division shall be known as follows: (a) the **Engineering and Planning Unit**, and (b) the **Enforcement and Management Unit**.

C. Powers and Functions of the Engineering and Planning Unit. -- The Engineering and Planning Unit shall have the following powers and functions:

1. Identify traffic bottleneck points within the city and establish priorities in implementing remedial measures therefor;

2. Identify private roads that should be opened to improve overall traffic circulation, and initiate moves for the full or partial integration into the road network subject to approval by the Sanggunian by way of a Resolution;



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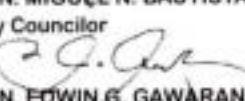
DISTRICT I


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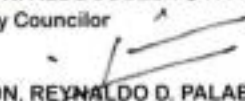
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City Councilor - SK FEDERATION PRESIDENT

Attested by:


ATTY. KHALID A. ATEGA, JR.

Sangguniang Panlungsod Secretary

Certified by:


HON. CATHERINE SARINO-EVARISTO

City Vice Mayor / Presiding Officer

Approved by:


HON. LANI MERCADO-REVILLA

City Mayor

3. Coordinate with the City Engineering Office and the City Planning and Development Coordinator's Office and with public transport operators in the provision and or operation of facilities like inter-modal terminals and waiting areas;

4. Appear in the hearings of the LTRFB to ensure that the issuance of permits or certificates of public convenience are consistent with the plans of the City;

5. Determine the need, in coordination with the City Planning Department, for amendments to the zoning ordinance that are likely to have a significant traffic impact;

6. Formulate and advocate programs that will promote and encourage walking and trips by public transport and higher-capacity modes.

7. 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/LTRFB and to the Sangguniang Panlungsod.

8. 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

9. Appear in the hearings of the LTRFB to ensure that the issuance of permits or certificates of public convenience are consistent with the plans of the City.

D. Powers and Functions of the Enforcement and Management Unit. -- The Enforcement and Management Unit shall have the following powers and functions:

1. Execute the enforcement component of any traffic scheme devised or conceived by the Engineering and Planning Unit, that have been approved by the Sangguniang Panlungsod;

2. 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 the traffic management;

3. Cause the investigation of all vehicular accidents that occur within the city;

4. 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;

5. Initiate the towing or removal of vehicles obstructing traffic;

6. Manage the Bacoor City Motorcyclist Safety Program;

7. Formulate and implement a local traffic education and road safety program.



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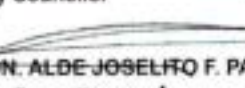
City Councilor


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City Councilor - Liga ng Brgy. President

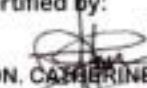

HON. MAC RAVEN ESPIRITU

City Councilor - SK FEDERATION PRESIDENT

Attested by:


ATTY. KHALID A. ATEGA, JR.
Sangguniang Panlungsod Secretary

Certified by:


HON. CATHERINE SARINO-EVARISTO
City Vice Mayor / Presiding Officer

Approved by:


HON. LANI MERCADO-REVILLA
City Mayor

8. Establish, operate, maintain and/or administer parking facilities, bicycle paths, including collection of user fees and charges thereto;

9. 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;

10. Administer pedestrian districts or streets temporarily or permanently withdrawn from vehicular use, including time allocation for use of roads other than for vehicles; and

11. Take custody of vehicles and articles impounded by virtue of this Ordinance and secure the same in the City Impoundment Area until released to their owners or lawful claimants, or otherwise disposed of in accordance with this Ordinance.

Section 7. Amendment to Section 16 of the Revised Traffic Code. – Section 16 of the Revised Traffic Code is hereby amended and shall be re-numbered as Section 18 and shall henceforth read as follows:

"Section 18. Qualifications of the Department, Division, and Unit Head/s. – The BTMD shall be headed by City Government Department Head I who shall be appointed by the City Mayor and, pursuant to Local Budget Circular No. 61, Series of 1996, who shall be entitled to compensation corresponding to salary grade 25. He/she shall be a natural-born Filipino citizen, a resident of the City of Bacoor, at least 35 years of age, of good moral character, with sound probity, has not been convicted of any crime involving moral turpitude, a college graduate and trained in public administration, law, management, civil engineering, and/or traffic engineering and management.

The City Mayor shall appoint the head of the **Administrative and Operations Division**. The Division head 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 two (2) years of relevant experience and at least eight (8) hours of relevant training and with a second level civil service eligibility at the time of appointment. Pursuant to the cited Local Budget Circular, the Division Head shall be entitled to receive compensation corresponding to salary grade 18.

The head and personnel of the **Engineering and Planning Unit** and of the **Enforcement and Management Unit** shall be appointed by the City Mayor upon the recommendation of the Traffic Operations Officer. All of the persons to be appointed to the said positions by virtue of this provision must possess all the minimum qualifications for the said positions pursuant to relevant regulations and policies of the Civil Service Commission (CSC)."



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HON. REYNALDO D. PALABRICA

City Councilor - Liga ng Brgy. President

HON. MAC RAVEN ESPIRITU

City Councilor - SK FEDERATION PRESIDENT

Attested by:

ATTY. ISMAEL A. ATEGA, JR.

Sangguniang Panlungsod Secretary

Certified by:

HON. CATHERINE SARINO-EVARISTO

City Vice Mayor / Presiding Officer

Approved by:

HON. LANI MERCADO-REVILLA

City Mayor

Section 8. Creation of Various Positions Under the BTMD;
Insertion of Various Provisions Between Sections 16 and 17 of the Revised Traffic Code. – The following provisions pertaining to the creation of various provisions under the BTMD are hereby inserted between Sections 16 and 17 of the Revised Traffic Code. Consequently, the corresponding provisions of the said ordinance shall be re-numbered and shall henceforth read as follows:

"Section 19. Creation of Various Positions Under the BTMD. –
The following positions under the BTMD are hereby created:

<u>Position Title</u>	<u>No. of Positions Created</u>	<u>Salary Grade</u>	<u>Qualifications</u>
City Government Department Head I	1	25	He/she shall be a natural-born Filipino citizen, a resident of the City of Bacoor, 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 Civil service Commission (CSC) and trained in public administration, law, management, civil engineering, traffic engineering and management, five (5) years of relevant experience in position/s involving management and supervision, one hundred twenty (120) hours of supervisory/management learning and development intervention undertaken within the last 5 years and with a second level civil service eligibility at the time of appointment.
City Government Assistant Department Head I	1	23	He/she 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 a second level civil service eligibility at the time of appointment.

Section 20. Revised Organizational Structure of the BTMD.
In order to further improve the capabilities of the BTMD in responding to various challenges related to traffic management, and in view of the creation of the various positions mentioned in Section 19 hereof, the organizational structure of the BTMD shall be revised as follows:



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City Councilor - Liga ng Brgy. President

HON. MAC RAVEN ESPIRITU

City Councilor - SK FEDERATION PRESIDENT

Attested by:

ATTY. HALID A. ATEGA, JR.
Sangguniang Panlungsod Secretary

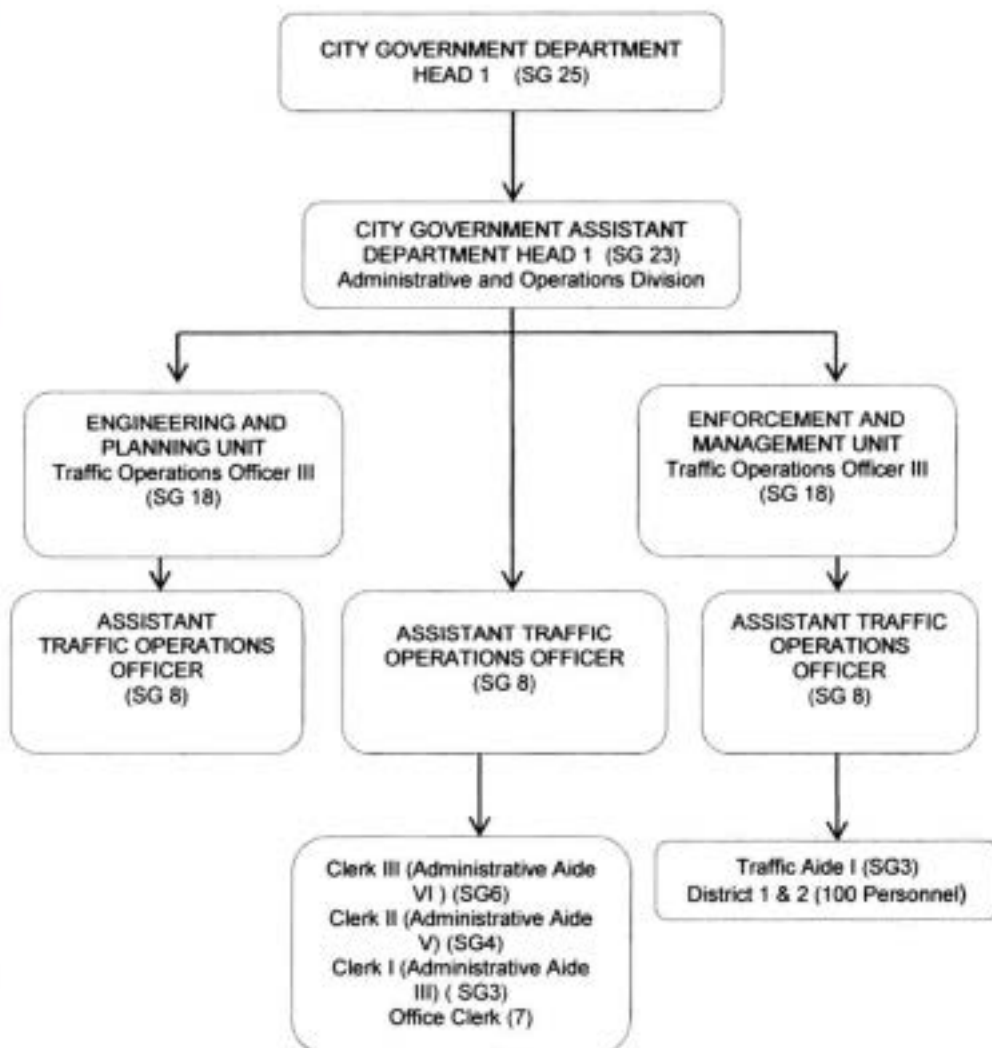
Certified by:

HON. CATHERINE SARINO-EVARISTO
City Vice Mayor / Presiding Officer

Approved by:

HON. LANI MERCADO-REVILLA
City Mayor

ORGANIZATIONAL CHART OF BACOOR TRAFFIC MANAGEMENT
DEPARTMENT



Section 9. Amendments to and Re-numbering of Section 18 of the Revised Traffic Code. Section 18 of the Revised Traffic Code shall be re-numbered as Section 21 and shall henceforth read as follows:

"Section 21. Qualifications of Traffic Aides.- Notwithstanding the provisions of Section 6 hereof, this Code shall be enforced by persons in authority to be referred to as "traffic aides". All traffic aides under the employ of the city government shall be assigned to the BTMD and shall be appointed by the City Mayor upon the recommendation of the Traffic Operations Officer subject to civil service rules and regulations. The City Government shall only employ a traffic aide with the following qualifications:

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

Traffic aides already employed by the City Government at the time of approval of this Ordinance who does not qualify with the foregoing shall be given one (1) year from the date of effectivity of this Code to obtain the necessary qualifications."



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City Councilor - Liga ng Brgy. President

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City Councilor - SK FEDERATION PRESIDENT

Attested by:

ATTY. AHMAD A. ATEGA, JR.
Sangguniang Panlungsod Secretary

Certified by:

HON. CATHERINE SARINO-EVARISTO
City Vice Mayor / Presiding Officer

Approved by:

HON. LANI MERCADO-REVILLA
City Mayor

Section 10. Deletion/Revocation of Section 19 of the Revised Traffic Code. Section 19 of the Revised Traffic Code is hereby deleted. Consequently, the deputation of barangay officials and private citizens contemplated in the said deleted section of the Revised Traffic Code are hereby revoked and shall no longer have legal force and effect insofar as such deputation is in conflict with the provisions of this Ordinance.

Section 11. Amendments to and Re-numbering of Section 20 of the Revised Traffic Code. Section 20 of the Revised Traffic Code is hereby re-numbered as Section 22 and shall henceforth read as follows:

"Section 22. Uniforms of Traffic Aides. - For proper distinction, the traffic aides shall wear a pocket-less uniform, which is different from the uniform or attire of the members of the Philippine National Police. The determination of the color and type of uniform shall be left to the discretion of the City Mayor, provided that no changes in the type, color or style of the uniform shall be allowed until after a period of three (3) years, reckoned from the date of the wearing of the prescribed uniforms was first implemented. Traffic aides shall also be equipped with body cameras pursuant to the provisions of the "Bacoor C.R.I.M.E.L.E.S.S. Ordinance" (i.e., City Ordinance No. CO 19-2016)."

Section 12. Amendments to and Re-numbering of Section 21 of the Revised Traffic Code. Section 21 of the Revised Traffic Code shall be re-numbered as Section 23 and shall henceforth read as follows:

"Section 23. Powers and Responsibilities of Traffic Aides and Deputized Barangay Officials.

23.1 Authority to Confiscate Licenses and to Conduct Field Sobriety Tests. - Only traffic aides shall have the authority to confiscate the driver's license and to conduct field sobriety tests against persons who violate any provision of this Code or of any ordinance, law or government regulation related to traffic management or road safety including those suspected of driving under the influence of alcohol or drugs. **Provided that:** only traffic aides and barangay officials duly trained to be drug recognition evaluators under RA 10586 or under this Ordinance who are equipped with breath analyzers shall be allowed to conduct the afore-mentioned field sobriety tests.

The traffic aide shall issue an Ordinance Violation Receipt (OVR) to the driver-offender, who shall remain at all times inside his/her vehicle at the time of apprehension. The said OVR shall authorize the apprehended driver to operate a motor vehicle only within the territorial jurisdiction of the City of Bacoor for a period not exceeding 72 hours or three (3) days from the date and time of issuance of the OVR.

The driver-offender shall, within 72 hours or three (3) days from the date of issuance of the OVR, redeem the confiscated license at the BTMD redemption office. Failure to pay the fine or settle his/her case for a period of one (1) month from the time of issuance, the Administrative Support Division of the BTMD will forward a request to the Land Transportation Office (LTO) to put an alarm to all unredeemed licenses.



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City Councilor

HON. MIGUEL N. BAUTISTA

City Councilor

HON. EDWIN G. GAWARAN

City Councilor

HON. MICHAEL E. SOLIS

City Councilor

HON. VENUS D. DE CASTRO

City Councilor

HON. ALEJANDRO F. GUTIERREZ

City Councilor

DISTRICT II

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City Councilor

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City Councilor

HON. ALDE JOSELITO F. PAGULAYAN

City Councilor

HON. REYNALDO D. PALABRICA

City Councilor / Liga ng Brgy. President

HON. MAC RAVEN ESPIRITU

City Councilor - SK FEDERATION PRESIDENT

Attested by:

ATTY. KHALID A. ATEGA, JR.

Sangguniang Panlungsod Secretary

Certified by:

HON. CATHERINE SARINO-EVARISTO

City Vice Mayor / Presiding Officer

Approved by:

HON. LAM MERCADO-REVILLA

City Mayor

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

- if the driver or pedestrian refuses to obey a lawful order of a traffic aide and/or deputized barangay official and has endangered the safety of the public as a result;
- if the driver or any passenger of his driven vehicle threatens the life of a traffic aide and/or deputized barangay official or the life of his immediate family;
- if the driver or any passenger of his driven vehicle physically assaults a traffic aide and/or deputized barangay official while the latter is in the lawful exercise of his/her official functions or on the occasion of such exercise; or
- if the driver was found to be transporting illegal goods and merchandise or found to be carrying lawful goods and merchandise unlawfully obtained from the rightful owner.

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, this Code, or other ordinances of the City of Bacoor.

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

- Direct the flow of traffic in such a way that emergency vehicles and private vehicles responding to an emergency may pass through expeditiously;
- 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;
- Assist the driver of an emergency vehicle and/or a private vehicle responding to an emergency by any legal means possible; or
- 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 13. Amendments to and Re-numbering of, Section 22 of the Revised Traffic Code. Section 22 of the Revised Traffic Code is hereby re-numbered as Section 24 and shall henceforth read as follows:

"Section 24. Prohibition Against Unauthorized Traffic Operations. - Apart from the duly-appointed traffic aides and deputized barangay officials under this Code, all other traffic enforcement groups and



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City Councilor - Liga ng Brgy. President

HON. MAC RAVEN ESPIRITU

City Councilor - SK FEDERATION PRESIDENT

Attested by:

ATTY. WALID A. ATEGA, JR.
Sangguniang Panlungsod Secretary

Certified by:

HON. CATHERINE SARINO-EVARISTO
City Vice Mayor / Presiding Officer

Approved by:

HON. LANI MERCADO-REVILLA
City Mayor

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."

Section 14. Amendments to, and Re-numbering of, Section 23 of the Revised Traffic Code. Section 23 of the Revised Traffic Code is hereby re-numbered as Section 25 and shall henceforth read as follows:

"Section 25. Prohibition against the Collection of Bribes and Illegal Fees and/or Taxes from Drivers or Operators of All Types of Vehicles. -All fees and/or taxes being charged against operators and drivers of all types of vehicles by any agency, group, organization, or association including those being charged by the City Government or by any barangay within the City not falling within the purview of pertinent laws and government regulations are hereby declared illegal upon the effectivity of this Ordinance. Persons and entities found collecting such illegal fees and taxes shall be held liable to pay a fine of One Thousand Five Hundred Pesos (Php1,500.00) for every single act of collection. Traffic law enforcers, traffic law enforcement volunteers 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 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.

The payment of fines shall be without prejudice to the filing of criminal and/or administrative charges against all violators hereof."

Section 15. Re-Numbering of Sections 24, 25, and 26 of the Revised Traffic Code including their various sub-sections. - Sections 24, 25, and 26 of the Revised Traffic Code are hereby re-numbered as Sections 26, 27, and 28, respectively. The corresponding sub-sections of the afore-mentioned provisions are hereby re-numbered as well in view of the foregoing.

Section 16. Insertion of New Provision Between Sections 26 and 27 of the Revised Traffic Code. The following provision shall be inserted in between Sections 26 and 27 of the Revised Traffic Code and shall be denominated as Section 29:

"Section 29. Removal of Illegal or Unauthorized Structures on Public Roads, Sidewalks, Bridges, or Parks. - The following procedures shall be observed by the BTMD, its personnel, and by deputized barangay officials in the removal of illegal or unauthorized structures 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 traffic aide or deputized barangay official shall take pictures of the structure from various angles, and determine the name and address of the person/s who own or who constructed the said structure;
- b) Unless the structure obviously appears to have been illegally constructed, the traffic aide or deputized barangay official shall require the identified owner or the person who constructed the structure to produce the Building Permit for such structure. If the




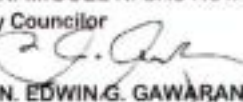
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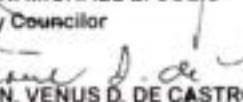
DISTRICT I


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City Councilor



HON. EDWIN G. GAWARAN
City Councilor

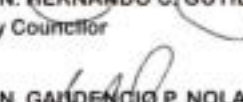

HON. MICHAEL E. SOLIS
City Councilor

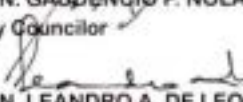

HON. VENUS D. DE CASTRO
City Councilor

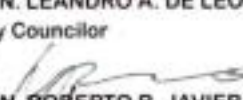

HON. ALEJANDRO F. GUTIERREZ
City Councilor

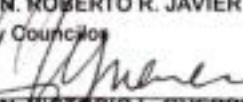
DISTRICT II


HON. HERNANDO C. GUTIERREZ
City Councilor

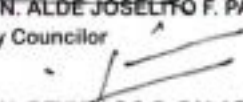

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City Councilor - SK FEDERATION PRESIDENT

Attested by:


ATTY. KHALID A. ATEGA, JR.
Sangguniang Panlungsod Secretary

Certified by:


HON. CATHERINE SARINO-EVARISTO
City Vice Mayor / Presiding Officer

Approved by:


HON. LANI MERCADO-REVILLA
City Mayor

said person fails to comply, the law enforcement officer shall issue him an OVR. In case the person presents a Building Permit covering such structure, the law enforcement officer shall ask for a machine copy or take a picture thereof using a cellular phone. He/she shall thereafter prepare his/her written report indicating the full name/s and addresses of the identified owner or the person who constructed the structure, and the exact location of the said structure. The law enforcement officer shall also attach thereto the pictures, the OVR duplicate copy if one was issued, or the machine copy of the Building Permit if one was presented;

- c) In case the traffic aide or deputized barangay official fails to determine the identity and whereabouts of the person/s who own or who constructed the said structure, he/she shall prepare a written report stating such fact, attaching thereto the pictures of the structure and submit the same to the Office of the Building Official;
- d) Upon receipt of the report from the law enforcement officer, the Building Official shall verify the validity of the Building Permit if one is attached to the report of the law enforcement officer concerned. Whether the Building Permit appears to be valid 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;
- e) 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 determine the proper course of action, which shall include 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
- f) The imposition of the penalty prescribed by the violated Ordinance shall be without prejudice to the filing of criminal and/or administrative complaints, if warranted."

Section 17. Abolition of the Bacoor City Transportation and Franchising Board.-

The Bacoor City Transportation and Franchising Board (BCTFB) is hereby abolished. All persons presently appointed as members of the Board are deemed to have vacated the said position upon the date of effectivity of this Code. All records, equipment, funds, and personnel delegated, assigned, detailed, or appropriated to the BCTFB shall be turned over or transferred to the BTMD within a period of not more than thirty (30) days from the date of effectivity of this Ordinance.

Section 18. Deletion of Sections 27, 28, 29, 30, 31, and 32 of the Revised Traffic Code. In view of the abolition of the BCTFB, Sections 27, 28, 29, 30, 31, and 32 of the Revised Traffic Code are hereby deleted.



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City Councilor - Liga ng Brgy. President

HON. MAC RAVEN ESPIRITU
City Councilor - SK FEDERATION PRESIDENT

Attested by:

ATTY. MAHALID A. JATEGA, JR.
Sangguniang Panlungsod Secretary

Certified by:

HON. CATHERINE SARINO-EVARISTO
City Vice Mayor / Presiding Officer

Approved by:

HON. LANI MERCADO-REVILLA
City Mayor

Section 19. Insertion of New Provisions on the Grant of Franchises for PUTs. In view of the abolition of the BCTFB and the deletion of Sections 27 to 32 of the Revised Traffic Code, the following new provisions on the grant of franchises shall be inserted into the Revised Traffic Code and shall read as follows:

"Section 30. Grant of Franchises by the Sangguniang Panlungsod. – 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 31. Procedure for Grant of New Franchises. – All operators of public utility tricycles, e-tricycles and pedicabs (to be collectively referred to as **"Public Utility Tricycles" 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:

1) The applicant shall obtain an application form from the BTMD;

2) The following documents shall be attached to the duly accomplished application form and shall be submitted to the BTMD 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 driver's license (Code 1 & 2) in the case of motorized tricycles;

d. Original copy of the drug test results of the authorized driver of the PUT issued within ;

e. Original copy of the local TODA Clearance signed by the President of the TODA concerned;

f. Original copy of the TODA Federation Clearance signed by the President of the Federation TODA concerned;

g. Inspection Report of the PUT signed by a TODA officer, and

h. 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.**



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City Councilor - Liga ng Brgy. President

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City Councilor - SK FEDERATION PRESIDENT

Attested by:

ATTY. KHALID A. ATEGA, JR.

Sangguniang Panlungsod Secretary

Certified by:

HON. CATHERINE SARINO-EVARISTO

City Vice Mayor / Presiding Officer

Approved by:

HON. LAM MERCADO-REVILLA

City Mayor

3) The BTMD 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 Officer of the Sangguniang Panlungsod to the Committee on Government Enterprises, Privatization, and Public Franchises (the "Committee");

4) 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;

5) If the Committee decides to **disapprove** the application, it shall submit a committee report to the Sangguniang Panlungsod containing its recommendation on the application for deliberations by the Sanggunian en banc. In which case, the SP Secretary shall inform the applicant in writing about the decision of the Committee. A copy of the committee report shall be attached to the said letter. In case the Committee **approves** the application, the Sangguniang Panlungsod en banc shall deliberate on the recommendation of the Committee;

6) A simple majority of the Sangguniang Panlungsod shall have the power to either approve or disapprove the recommendation/s of the Committee within seven (7) working days after the report is calendared for second reading. In case majority of the Sanggunian members decides to **disapprove** the recommendations of the Committee, the SP Secretary shall inform the applicant in writing about the decision of the Sanggunian en banc. A copy of the Resolution disapproving the recommendations of the Committee shall be attached to the said letter;

7) In case the Sanggunian en banc **approves** the recommendation of the Committee, the Sangguniang Panlungsod Secretary shall transmit the Resolution containing the decision of the Sangguniang Panlungsod to approve the application to the City Mayor within three (3) working days after it has been approved;

8) The City Mayor shall have ten (10) working days to either approve or veto the Resolution. In case the City Mayor fails to either approve or veto the Resolution within the period aforesaid, the resolution shall be deemed approved;

9) In case the City Mayor **veto**es the Resolution, the Sangguniang Panlungsod Secretary shall inform the applicant in writing as to the decision of the City Mayor. A copy of the Resolution and of the veto message of the City Mayor shall be attached to the said letter. In case the City Mayor **approves** the Resolution, or **fails to act on the same within ten (10) days** after his/her office receives the Resolution, the SP Secretary shall transmit a copy of the Resolution to the BTMD within two (2) working days after receipt of the Resolution duly signed by the City Mayor or after the Resolution has been deemed approved; and

10) 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 32. Procedures for the Renewal of Franchise. The procedures for the renewal of an existing franchise are as follows:



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City Councilor - Liga ng Brgy. President

HON. MAC RAVEN ESPIRITU

City Councilor - SK FEDERATION PRESIDENT

Attested by:

ATTY. KHALID A. ATEGA, JR.

Sangguniang Panlungsod Secretary

Certified by:

HON. CATHERINE SARINO-EVARISTO

City Vice Mayor / Presiding Officer

Approved by:

HON. LANI MERCADO-REVILLA

City Mayor

1) The applicant must secure an application form with the BTMD and submit the following documents after the form has been completely accomplished:

- 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;
- 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;
- Copy of the driver's license (Code 1 & 2) in the case of motorized tricycles;
- Original copy of the latest drug test results of the authorized driver of the PUT issued within;
- Original copy of the local TODA Clearance signed by the President of the TODA concerned;
- Original copy of the TODA Federation Clearance signed by the President of the Federation TODA concerned;
- Inspection Report of the PUT signed by a TODA officer;
- Barangay Clearance issued by the punong barangay of the barangay where the applicant resides; and
- Photocopy of the MTOP, ETOP, or POP to be renewed.

Provided that: the renewal of a 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 BTMD shall either approve or disapprove the application within one (1) working day. In case the BTMD approves the application, the Certificate 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 applicant shall be informed by the BTMD as to why his application was disapproved on the same day that the application was submitted.

Section 33. Procedures for the 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:



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City Councilor

HON. REYNALDO D. PALABRICA

City Councilor - Liga ng Brgy. President

HON. MAC RAVEN ESPIRITU

City Councilor - SK FEDERATION PRESIDENT

Attested by:

ATTY. KHALID A. ATEGA, JR.
Sangguniang Panlungsod Secretary

Certified by:

HON. CATHERINE SARINO-EVARISTO
City Vice Mayor / Presiding Officer

Approved by:

HON. LAM MERCADO-REVILLA
City Mayor

1) The buyer, transferee, or donee shall get an application form from the BTMD and submit the following documents to the BTMD 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 any other similar legal document evidencing the transfer of 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 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 BTMD shall either approve or disapprove the application within three (3) working days. In case the BTMD 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 then be cancelled. In case the application is disapproved, the applicant shall be informed by the BTMD as to why his application was disapproved not later than on the third working day after the application was submitted.

Section 34. Procedures for the 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 vehicle to private use subject to 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 form to the BTMD;

b. The BTMD shall review the afore-mentioned documents and decide on the same day when the dropping form was submitted whether or not to approve the said application."

Section 20. Amendment to, and Re-numbering of, Section 33 of the Revised Traffic Code. Section 33 of the Revised Traffic Code is hereby re-numbered as Section 35 and shall henceforth read as follows:

"Section 35. 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:



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City Councilor

HON. REYNALDO D. PALABRICA
City Councilor - Liga ng Brgy. President

HON. MAC RAVEN ESPIRITU
City Councilor - SK FEDERATION PRESIDENT

Attested by:

ATTY. AHMAD A. ATEGA, JR.
Sangguniang Panlungsod Secretary

Certified by:

HON. CATHERINE SARINO-EVARISTO
City Vice Mayor / Presiding Officer

Approved by:

HON. LANI MERCADO-REVILLA
City Mayor

- 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 [1] functioning horn that does not emit an exceptionally loud, vulgar or startling sound, [2] two (2) functioning signal lights located at the front and back of the vehicle for turning right or left or for emergency purposes, [3] working tail lights, brake lights, and license plate light, [4] 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 at 6:00 pm until 6:00 am, or whenever practicable and necessary, [5] 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 of 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 public 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 21. Omission of Section 34 and Insertion of New Provision on the Grounds for the Disapproval of a Franchise Application. – Section 34 of the Revised Traffic Code is hereby omitted due to its superfluity and a new provision to be numbered as Section 36 pertaining to the grounds for the disapproval of a franchise application is hereby inserted into and shall form an integral part of the Revised Traffic Code. The said provision shall read as follows:

"Section 36. Grounds for Disapproval of an Application for Franchise. -- Any of the following grounds may be used by the Sangguniang Panlungsod 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 route 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;



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Sangguniang Panlungsod Secretary

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City Vice Mayor / Presiding Officer

Approved by:

HON. LAM MERCADO-REVILLA
City Mayor

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 Section 27 hereof on the Physical Requirements and Equipment for Grant of Franchise;

h. Any other ground as may be provided by law or ordinance; or

i. Any other ground analogous to the afore-mentioned grounds."

Section 22. Omission of Section 34; Amendment and Re-Numbering of Section 35 of the Revised Traffic Code.

Section 34 of the Revised Traffic Code is hereby omitted due to its superfluity. Section 35 shall be re-numbered as Section 37 and shall henceforth read as follows:

"Section 37. Terms and Conditions of the Franchise.

- The continued validity of a franchise issued under this Code 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 ordinances, including traffic rules and regulations, and shall exact only the passenger fares prescribed by the Sangguniang Panlungsod;



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ATTY. RAFAEL A. ATEGA, JR.
Sangguniang Panlungsod Secretary

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City Vice Mayor / Presiding Officer

Approved by:

HON. LAM MERCADO-REVILLA
City Mayor

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 23. Omission of Section 36; Amendment and Re-numbering of Section 37 of the Revised Traffic Code. Due to the abolition of the BCTFB, Section 36 of the Revised Traffic Code which granted the said defunct body with the power to grant special franchises to environmentally sound PUVs is hereby omitted. Accordingly, Section 37 of the said Code shall be re-numbered as Section 38 and shall henceforth read as follows:

"Section 38. Conditions for Grant of E-Strike 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



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Approved by:

HON. LANI MERCADO-REVILLA
City Mayor

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 24. Omission of Section 38 and Lifting of Fee Exemptions in Favor of E-STRIKES. – The various benefits granted in favor of operators of E-STRIKES under Section 38 of the Revised Traffic Code including their exemption from payment of franchise fees are hereby revoked. Consequently, Section 38 of the Revised Traffic Code is hereby omitted.

Section 25. Amendments to Section 39 of the Revised Traffic Code. Section 39 of the Revised Traffic Code is hereby amended and shall henceforth read as follows:

"Section 39. 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: Payment of fine amounting to Five Hundred Pesos (Php 500.00)

Second Offense: Payment of fine amounting to One Thousand Pesos (1,000.00)

Third Offense: Cancellation of franchise.



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City Councilor - SK FEDERATION PRESIDENT

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ATTY. HALID A. ATEGA, JR.
Sangguniang Panlungsod Secretary

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City Vice Mayor / Presiding Officer

Approved by:

HON. LANI MERCADO-REVILLA
City Mayor

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

Section 26. Amendments to Section 40 of the Revised Traffic Code. Section 40 of the Revised Traffic Code is hereby amended and shall read as follows:

"Section 40. Franchise Fees. -The following fees shall be paid by all franchise applicants for tricycles, 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)	Php2,000.00
Annual Renewal Fee	Php1,200.00
Dropping Fee	Php500.00
Change of Motor (for tricycles only)	Php500.00
Special Permit Fee	Php1,200.00

Section 27. Amendments to Section 41 of the Revised Traffic Code. Section 41 of the Revised Traffic Code is hereby amended and shall henceforth read as follows:

"Section 41. 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	Issuing Office/Official
<u>Zoning Clearance</u>	<u>Zoning and Land Development Office</u>
<u>Building Permit</u>	<u>Office of the Building Official</u>
<u>Environmental Compliance Certificate (or Exemption Certificate)</u>	<u>CENRO</u>
<u>Locational Clearance</u>	<u>Zoning and Land Development Office</u>
<u>Permit to Operate</u>	<u>BTMD</u>
<u>Mayor's Permit</u>	<u>Mayor's Office</u>
<u>Barangay Clearance</u>	<u>Punong Barangay</u>

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."



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Attested by:

ATTY. KHALID A. ATEGA, JR.

Sangguniang Panlungsod Secretary

Certified by:

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City Vice Mayor / Presiding Officer

Approved by:

HON. LANI MERCADO-REVILLA

City Mayor

Section 28. Amendments to Section 43 of the Revised Traffic Code. Section 43 of the Revised Traffic Code is hereby amended and shall read as follows:

"Section 43. Authority to Develop Central City Terminal; Use of Public Transport Terminal Not Compulsory. The Office of the City Mayor is hereby empowered to study the feasibility of constructing a Central City Terminal for the City of Bacoor subject to compliance with the various provisions of this Code and to various pertinent ordinances and laws. **Provided that: notwithstanding the possible future construction of the said government facility, transport operators already using privately owned and operated terminals as of July 30, 2019 shall not be compelled to use the Central City Terminal."**

Section 29. Amendments to Section 53, 54, 55, and 56 of the Revised Traffic Code. - Sections 53, 54, 55, and 56 of the Revised Traffic Code are hereby amended and shall read as follows:

"Section 53. Designation of Routes. - The Sangguniang Panlungsod shall designate specific route/s for each accredited transport organization. In determining such route/s, the Sanggunian shall obtain the recommendations of the BTMD and take particular consideration of the number of potential passengers and the number of PUVs that shall be assigned thereto; the number of PUVs that the said route can accommodate; the economic viability of allowing a given number of PUVs to ply the said routes; the location of the said routes and the effect thereof to the flow of traffic; and any pertinent rules or regulations that may be imposed by the LTO, LTFRB, or any other government agency.

If there are two (2) or more transport organizations applying for accreditation for a specific route, the Sangguniang Panlungsod shall decide on the matter taking into consideration the total number of duly registered vehicles associated with the transport organization and the latter's compliance with the requirements prescribed for accreditation and the recommendations of the BTMD. Transport cooperatives shall be accorded with preferential right to service a specific route and to manage transport terminals."

Section 54. Route Modification and Additional Operating Units. - Accredited transport organizations that intend to apply for route modification or apply for additional franchise units shall first secure an endorsement from the City Mayor and submit the same to the BTMD, which shall conduct an Route Measurement Capacity (RMC) study to determine the feasibility of the proposed modification or the request for additional franchise units. BTMD shall then transmit the results of the said study to the Sangguniang Panlungsod, which shall either grant or disapprove the proposed route modification or the request for additional franchise units based on the results of the said RMC study and the applicant's compliance with the Traffic Code and other pertinent laws. The BTMD shall endorse approved requests to the DOTr and the LTFRB for processing and



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Approved by:

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City Mayor

approval. Operating a PUV outside its approved route or in excess of the approved number of units of a particular transport organization shall be unlawful.

Section 55. Developmental Route.— Transport organizations may propose to the BTMD the opening of developmental routes within the city limits based on justifications that such proposed route/s shall redound to the benefit of the local economy, shall not endanger the safety or convenience of the general public, and does not contravene the Traffic Code or any other pertinent law. The BTMD shall forthwith conduct an RMC study and transmit its findings and recommendations to the Sangguniang Panlungsod for its evaluation. If the Sangguniang Panlungsod finds merit in the opening of the proposed developmental routes, it shall submit its own recommendations to the DOTr and the LTFRB for assessment, processing and approval, furnishing a copy thereof to the City Mayor.

Section 56. Creation of the Bacoor Traffic Management Trust Fund. - There is hereby created a Bacoor Traffic Development Trust Fund generated from all receipts from franchising, supervisory and regulatory fees, fines and surcharges as set forth in this Ordinance, including parking charges, terminal fees, towing fees, and similar imposition for specific services rendered.

All payments, collections, and interest earnings of the said Trust Fund 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.

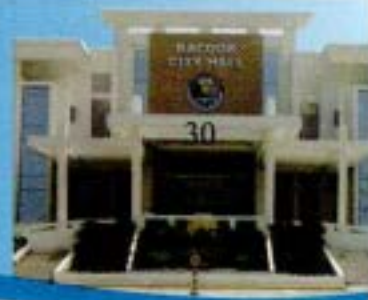
The following incentives to be taken from all the collected fines, fees, surcharges, and interest earnings of the Trust Fund, shall be given to the following at the end of each quarter:

a) Five per cent (5%) to the Traffic Aide/s who did the apprehension to be deemed as additional compensation on top of whatever bonuses or other emoluments that they may receive from the city government;

b) Five per cent (5%) to the barangay/s that implemented the various provisions of the Traffic Code pertaining to the prohibition against jaywalking, illegal parking, illegal terminals, and the removal of illegal structures on all public roads, sidewalks, bridges, parks, and other public areas within the City of Bacoor; and

c) Twenty per cent (20%) of the total accumulated amount in the Trust Fund to be shared equally by all the Units under the BTMD before the end of the fiscal year subject to compliance with all relevant government rules and policies.

The remainder of the Trust Fund shall be disbursed by the BTMD only to finance traffic improvement projects in the City of Bacoor, the operational and training expenses of the BTMD, including the maintenance of its facilities and checkpoints, the purchase of vehicles, uniforms, CCTV and body cameras, and other equipment and the purchase and



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City Vice Mayor / Presiding Officer

Approved by:

HON. LANI MERCADO-REVILLA

City Mayor

maintenance of traffic control and safety 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."

Section 30. Insertion of New Provisions Between Sections 56 and 57 of the Revised Traffic Code; Re-numbering of Succeeding Provisions. – The following new provisions shall be inserted between Sections 56 and 57 of the Revised Traffic Code. Consequently, all the succeeding provisions of the said Code shall be correspondingly re-numbered, to wit:

"Section 57. 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 jurisdiction 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 58. Procedures for 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 31 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



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City Councilor - SK FEDERATION PRESIDENT

Attested by:

ATTY. KHALID A. ATEGA, JR.

Sangguniang Panlungsod Secretary

Certified by:

HON. CATHERINE SARINO-EVARISTO

City Vice Mayor / Presiding Officer

Approved by:

HON. LAM MERCADO-REVILLA

City Mayor

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 59. Tricycle, E-Strike, and Pedicab Fares. – The minimum fare to be charged by all drivers of all PUTs granted a franchise under this 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 Sanggunian 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 parents-teachers associations (PTA) in the City of Bacoor. After the said public hearing, the Sanggunian 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 60. Fares for Special Trips. – Within sixty (60) days from the date of effectivity of this 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 travelling 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 61. 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



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City Councilor - Liga ng Brgy. President

HON. MAC RAVEN ESPIRITU

City Councilor - SK FEDERATION PRESIDENT

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ATTY. HALID A. ATEGA, JR.
Sangguniang Panlungsod Secretary

Certified by:

HON. CATHERINE SARINO-EVARISTO
City Vice Mayor / Presiding Officer

Approved by:

HON. LANI MERCADO-REVILLA
City Mayor

driver. A tricycle shall be deemed overloaded under any of the following circumstances: (a) if the length of the cargo loaded exceeds the width or length of the tricycle such that it juts 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, or (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 62. 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 tricycle, E-STRIKE, or pedicab granted a franchise under this Code.

Section 63. Overcharging of Fares, Display of Wrong or Altered Matrix, Non-Display of Updated Fare Matrix are Violations of this Code. - 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, or (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 **Php 2,000.00**.

Section 64. Operation of Tricycles, E-Tricycles and Pedicabs on National Roads and Highways. - Drivers of public utility tricycles, e-tricycles, and pedicabs shall only ply the routes designated for them by the Sangguniang Panlungsod and they are herewith expressly prohibited to traverse all national roads within the territorial jurisdiction of the City of Bacoor. Pedicabs, tricycles, and e-tricycles caught violating this section shall be impounded by the BTMD with the assistance of the PNP and a penalty of **Three Thousand Pesos (Php3,000.00)** shall be imposed against the operators or registered owners thereof upon determination of a court of law. An impounding fee of **Two Hundred Pesos (Php 200.00)** 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."



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Sangguniang Panlungsod Secretary

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Approved by:

HON. LANI MERCADO-REVILLA
City Mayor

Section 31. Re-numbering of Sections 57 to 77 of the Revised Traffic Code. Sections 57 to 77 shall be re-numbered as Sections 65 to 85.

Section 32. Adjustment of Fines for Illegal Parking. – The fines imposed against all types of illegal parking provided under the various provisions of the Revised Traffic Code are hereby adjusted and shall be indicated in the said Code as follows:

Vehicle type	Fine
Vehicles with a gross weight capacity of 4,500 kilograms or more	Php 3,000.00 for each violation
Tricycles and motorcycles (whether PUT or privately owned)	Php 500.00 for each violation
Cars, sedans, jeeps, vans, or other vehicles (whether PUV or privately owned)	Php 1,000.00 for each violation

Section 33. Amendments to, and Re-numbering of Section 78 of the Revised Traffic Code; Insertion of Additional Provision in between Sections 78 and 79. – Section 78 of the Revised Traffic Code is hereby amended and shall be re-numbered as Section 86 and shall read as follows:

“Section 86. Reckless Driving. - No person shall operate a motor vehicle on any highway recklessly or without reasonable caution considering the width, traffic, grades, crossing, curvatures, visibility, and other conditions of the highway and the conditions of the atmosphere and weather, or so as to endanger the property or the safety or rights of any person or so as to cause excessive or unreasonable damage to the highway.

Reckless driving shall also include disregarding of traffic lights, disregarding of traffic signs, and violations of other prohibitory traffic signs, e.g. No left turn, No U-Turn, No Counterflow, No Right Turn on Red Signal, no canvass cover for trucks, etc.

“In case of a vehicular accident, the driver of the vehicle appearing clearly at fault or the driver who voluntarily admitted his/her fault shall be issued OVR for reckless driving. In case the fault or negligence is not apparent from the resulting positions of the vehicles, both or all the drivers of the vehicles shall be issued OVRs. A police clearance indicating that “no pending charges” were filed against him/her shall be required to be submitted to the BTMD upon redemption of driver’s license.”

The following provisions are inserted between Sections 78 and 79 of the Revised Traffic Code:

“Section 87. Other Driving Related Violations.

87.1. Trip Cutting. In the presence of a traffic aide or upon the instance of a complaining passenger, the driver of PUV with 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).

87.2. 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.”



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Attested by:

ATTY. KHALID A. ATEGA, JR.
Sangguniang Panlungsod Secretary

Certified by:

HON. CATHERINE SARINO-EVARISTO
City Vice Mayor / Presiding Officer

Approved by:

HON. LAM MERCADO-REVILLA
City Mayor

87.3. 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 for the fine:

1st Offense: P1,000

2nd Offense: P3,000

3rd Offense: P5,000*

87.4. Unregistered Vehicle. The driver of a motor vehicle not duly registered with the LTO or LTFRB shall be imposed a fine of One Thousand Pesos (P1,000).

87.5. Defective/Non-Use of Vehicle Lighting. Drivers of vehicles without headlights and/or tail lights, including wilful failure to repair defects thereof or make use of the same during night time, i.e. between 7:00PM to 5:00AM, shall be meted with a fine of Five Hundred Pesos (P500)."

87.6 Reporting to Higher Authorities. The imposition of fines under the foregoing sub-sections of Section 87 shall be without prejudice to impositions by higher authorities of additional fines for violations of other relevant or related laws or government regulations. Moreover, all violations of Section 87 and its sub-sections and all other provisions of this Traffic Code shall be reported to the Land Transportation Office (LTO), Land Transportation Franchising and Regulatory Board (LTFRB), and to such other higher authorities as the case may be, for greater efficacy of implementing traffic laws."

Section 34. Re-numbering of Sections 79 to 84 of the Revised Traffic Code. Sections 79 to 84 shall be re-numbered as Sections 88 to 93 of the Revised Traffic Code.

Section 35. Amendments to, and Re-numbering of Section 85 of the Revised Traffic Code. The provisions of Section 85 of the Revised Traffic Code is hereby amended and re-numbered as Section 94 and shall read as follows:

"Section 94. Truck Ban. - No truck shall be allowed to travel or pass along Aguinaldo Highway, Daang Hari, Molino Boulevard, and Tirona Highway within the territorial jurisdiction of Bacoor 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, **TOTAL TRUCK BAN** is hereby imposed along Zapote - Aniban - Ligas - Molino -Salawag Road (Molino Road), Gen. Evangelista St., Mambog-Bayanan Road, everyday including holidays."

Section 36. Amendments to, and Re-numbering of Section 85.1 of the Revised Traffic Code. The provisions of Section 85.1 of the Revised Traffic Code is hereby amended and re-numbered as Section 94.1 shall read as follows:

"94.1. 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:



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Attested by:

ATTY. HALID A. ATEGA, JR.

Sangguniang Panlungsod Secretary

Certified by:

HON. CATHERINE SARINO-EVARISTO

City Vice Mayor / Presiding Officer

Approved by:

HON. LANI MERCADO-REVILLA

City Mayor

- 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 of other local government units 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;
- 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 carrying such goods must present the official document/its issued by the national agency/ies regulating the transportation, distribution, and or sale of such goods to the traffic aide who in turn must immediately submit such documents to the Office of the City Legal Services (OCLS) for determination of the authenticity of the said documents; and
- g) Armored and marked vehicles."

Section 37. Deletion of Section 86, 87, and 88 of the Revised Traffic Code. The various provisions of Sections 86, 87, and 88 of the Revised Traffic Code shall be deleted as the powers vested to the BTMD under the said provisions have already been transferred to the Highway Patrol Group of the Philippine National Police. Hence, the succeeding provisions of the Revised Traffic Code shall be re-numbered.

Section 38. Amendments and Re-numbering of Section 94 of the Revised Traffic Code. Section 94 of the Revised Traffic Code is hereby amended and re-numbered as Section 100 and shall read as follows:

"Section 100. Obstructing Traffic at Intersections.- No person shall drive his 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. The following fines shall be imposed against a driver who blocks a lane going left or right on an intersection:

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

Section 39. Amendments to and Re-numbering of Section 129 of the Revised Traffic Code. -- Section 129 of the Revised Traffic Code is hereby amended and re-numbered as Section 135 shall henceforth read as follows:



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Attested by:

ATTY. CHALID A. ATEGA, JR.
Sangguniang Panlungsod Secretary

Certified by:

HON. CATHERINE SARINO-EVARISTO
City Vice Mayor / Presiding Officer

Approved by:

HON. LANI MERCADO-REVILLA
City Mayor

"Section 135. Loading and Unloading Zones. -

A. No person shall stop, or park a vehicle in a loading and unloading zone for any purpose or length of time other than for the expeditious pick up, loading or unloading and/or delivery of persons or property, and then in no case shall the stop for such purposes exceed two (2) minutes.

B. No person shall load or unload persons or property/ies on the following roads, except in the designated loading and unloading zones thereon.

- (1) General Evangelista Road;
- (2) General Tirona Road
- (3) General Emilio Aguinaldo Highway
- (4) Zapote-Aniban-Paliparan Road (within the territorial jurisdiction of the City of Bacoor)
- (5) Bayanan-Mambog Road
- (6) Real-Salinas Road
- (7) Marcos Alvarez Road (within the territorial jurisdiction of the City of Bacoor)
- (8) Daang Hari Road (within the territorial jurisdiction of the City of Bacoor)
- (9) Bacoor Boulevard;
- (10) Niog Road; and
- (11) Longos to Talaba and Longos going to Las Piñas City boundary.

Violators of this provision shall pay the following fines:

Vehicle Type	Fine
<u>Vehicles with a gross weight capacity of 4,500 kilograms or more</u>	<u>Php 3,000.00 for each violation</u>
<u>Tricycles and motorcycles (whether PUT or privately owned)</u>	<u>Php 500.00 for each violation</u>
<u>Cars, sedans, jeeps, vans, or other vehicles (whether PUV or privately owned)</u>	<u>Php 1,000.00 for each violation</u>

Section 40. Amendment to, and Re-numbering of Section 132 of the Revised Traffic Code. The provisions of Section 132 of the Revised Traffic Code is hereby amended and re-numbered as Section 138 shall read as follows:

"Section 138. Monitoring of Towing Operations. - (a) The 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.

(b) If the towing truck is not operated by an accredited towing service within the City of Bacoor, the towing incident shall be considered an unlawful act and the tow truck operator shall be penalized for engaging in "colorum" operation. The driver of the said tow truck shall be required to pay a fine of Three Thousand Pesos (Php 3,000.00) and the truck in question shall be impounded by the BTMD.

(c) The traffic aide shall report the illegally operating tow truck to the authorities with complete information on the towing vehicle and the towed vehicle."



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Sangguniang Panlungsod Secretary

Certified by:

HON. CATHERINE SARINO-EVARISTO
City Vice Mayor / Presiding Officer

Approved by:

HON. LANI MERCADO-REVILLA
City Mayor

Section 41. Insertion of New Provisions Between Section 133 and 134 of the Revised Traffic Code. The following provisions shall be inserted between Sections 133 and 134 of the Revised Traffic Code:

Section 140 . Impounding Fees.— There shall be imposed an impounding Fee of ONE THOUSAND FIVE HUNDRED PESOS (Php1,500.00) for Class A vehicles (Motorcycles, tricycles, cars, jeepneys, and light vehicles); TWO THOUSAND PESOS (Php2,000.00) for Class B vehicles (delivery vans and trucks with not more than 4,000 kilos gross weight); and TWO THOUSAND FIVE HUNDRED for Class C vehicles (buses, trucks and heavy equipment with more than 4,000 kilos gross weight). In case the registered owner of the impounded vehicle/s fail to redeem the impounded vehicle/s within three (3) days, an additional impounding fee of TWO HUNDRED PESOS (Php 200.00) per day shall be imposed against the owner until the said vehicle is redeemed from the BTMD impounding area."

The Sangguniang Panlungsod Secretariat shall designate the appropriate control number for the said section in line with the re-numbering of the various provisions of the Revised Traffic Code.

Section 42. Amendment of the Fine Matrix by the BTMD. — In view of the various amendments herein enacted, the BTMD is directed by the Sangguniang Panlungsod to make the corresponding adjustments to the fine matrix it is using within fifteen (15) working days from the date of effectivity of this Ordinance. The fines indicated in the said matrix shall not be imposed until and unless the same were approved by the Sangguniang Panlungsod by way of a separate ordinance.

Section 43. Amendment to, and Re-numbering of Sections 159 and 160 of the Revised Traffic Code. — Sections 159 and 160 of the Revised Traffic Code are hereby amended and re-numbered as Sections 166 and 167, shall henceforth read as follows:

"Section 166. Grievance Resolution. The following grievance resolution procedures shall be observed in relation to the implementation of the Traffic Code.

166.1. Initial Complaints and Queries. All complaints and queries must first be filed with the BTMD if based on questions of fact and in the Office of the City Legal Service (OCLS) for questions of law. There is a question of fact when the doubt arises as to the truth or falsity of the alleged facts, while a question of law arises when there is doubt as to what the law or ordinance is on a certain state of facts.

For questions of fact, the BTMD shall only entertain the complaints or queries of the alleged offender on the issue as to whether or not an act was performed, or an omission was made, in relation to the alleged violation(s) of this Ordinance. For questions of law, the OCLS shall only entertain the complaints or queries of the alleged violator on the issue



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City Councilor - Liga ng Brgy. President

HON. MAC RAVEN ESPIRITU
City Councilor - SK FEDERATION PRESIDENT

Attested by:

ATTY. WALID A. ATEGA, JR.
Sangguniang Panlungsod Secretary

Certified by:

HON. CATHERINE SARINO-EVARISTO
City Vice Mayor / Presiding Officer

Approved by:

HON. LANI MERCADO-REVILLA
City Mayor

as to whether or not the undisputed facts, as to the act or omission in relation to the alleged violation, constitute violation(s) of this Ordinance. In addition, the OCLS may explain to the alleged violator the procedure or steps available;

166.2. Period to File. The complaint or query must be raised with the BTMD or OCLS, or both, within three (3) calendar days following the receipt of the OVR. The complaint shall not be entertained unless the complainant agrees to pay the fine under protest in the manner described in Section 166.1 hereof. Otherwise, the filing of subsequent complaint or protest will be discretionary subject to good cause shown. If the alleged violator is not satisfied with the explanations of the BTMD or the OCLS, or both, the procedure in the proceeding sections may be availed of the alleged violator.

166.3. Resolution of Initial Complaint or Query. The resolution of initial complaint or query shall form part of the records in the subsequent adjudication if made in writing and signed by the alleged violator and the traffic enforcer(s) involved, as attested by the BTMD or OCLS, or both.

Section 167. Bacoor City Traffic Adjudication Board (BCTAB). There is hereby created a Bacoor City Traffic Adjudication Board (BCTAB) that shall resolve all questions and protests pertaining to violation of this Ordinance, except for the (a) the validity of this Ordinance or any provision thereof, (b) the amount of penalty or fine imposed by this Ordinance; and (c) matters pertaining to the administrative, civil and criminal liability of the administrative traffic constable.

167.1. Composition. The BCTAB shall be composed of the following:

- (a) The City Administrator, as Chairperson;
- (b) The City Legal Officer, as Vice-Chairperson
- (c) The City Councilor who is also the Chair of the Peace and Order Committee;
- (d) The City Councilor who is also the Chair of Barangay Affairs Committee;
- (e) The Chairperson of the Committee on Public Transportation and Management of the Sangguniang Panlungsod or of the Committee on Government Enterprises and Privatization and Public Franchises;
- (f) The Head of the BTMD; and
- (g) Representative from the Office of the City Mayor;

167.2. Quorum. A majority of all members present shall constitute a quorum, provided that the Chairperson or the Vice-Chairperson shall be present. The decision of the majority of BCTAB members present where there is quorum shall be a valid and binding act.

167.3. Meetings. The BCTAB shall determine their regular meeting day, time and place which shall be in intervals of one (1) week. In case of postponement of meeting, the BCTAB shall meet immediately the next working day.

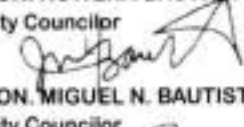


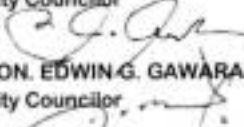
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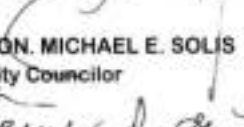


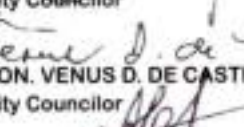
DISTRICT I


HON. ROWENA BAUTISTA - MENDIOLA
City Councilor


HON. MIGUEL N. BAUTISTA
City Councilor

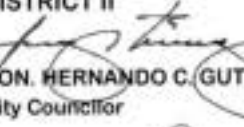

HON. EDWIN G. GAWARAN
City Councilor

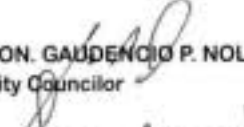

HON. MICHAEL E. SOLIS
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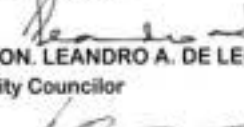

HON. VENUS D. DE CASTRO
City Councilor

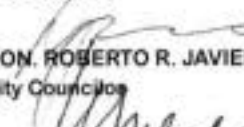

HON. ALEJANDRO F. GUTIERREZ
City Councilor


DISTRICT II


HON. HERNANDO C. GUTIERREZ
City Councilor

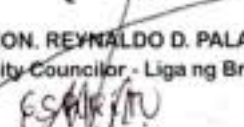

HON. GAUDENCIO P. NOLASCO
City Councilor

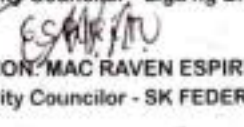

HON. LEANDRO A. DE LEON
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HON. ROBERTO R. JAVIER
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HON. VICTORIO L. GUERRERO, JR.
City Councilor


HON. ALDE JOSELITO F. PAGULAYAN
City Councilor

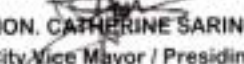

HON. REYNALDO D. PALABRICA
City Councilor - Liga ng Brgy. President


HON. MAC RAVEN ESPIRITU
City Councilor - SK FEDERATION PRESIDENT

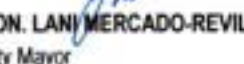
Attested by:


ATTY. KHALID A. ATEGA, JR.
Sangguniang Panlungsod Secretary

Certified by:


HON. CATHERINE SARINO-EVARISTO
City Vice Mayor / Presiding Officer

Approved by:


HON. LANI MERCADO-REVILLA
City Mayor

continuously, until all the cases originally scheduled have been resolved.

167.4. Secretariat. The OCLS shall be the Secretariat of the BCTAB.

167.5. Payment In Protest. An alleged violator may pay under protest with the BTMD. The BTMD Traffic Operations Officer shall deposit the amount in a bank account opened jointly by the Traffic Operations Officer, the City treasurer, and the City Accountant for the sole purpose of holding the fines paid under protest in escrow. A provisional receipt shall be issued by the BTMD in favor of the alleged offender together with a photocopy of the deposit slip issued by the bank. The words "UNDER PROTEST" shall appear on the face of provisional receipt. If the Driver's License was confiscated, the same shall be returned to alleged violator upon such payment, without prejudice to the refund thereof after a favorable resolution by the BCTAB. If the official receipt evidencing the payment of fine does not bear the phrase "UNDER PROTEST" or similar wordings, it shall operate as a waiver on the part of the alleged violator to claim for the refund of any payment already made.

167.6. Procedure in Adjudication. The BCTAB is hereby empowered to create its own rules of procedure in deciding complaints and protests filed with it, subject to approval by the City Mayor through the issuance of an Executive Order. However, no complaint or protest shall be entertained by the BCTAB unless: (1) an OVR is issued against the alleged violator, (2) the complaint or query is first raised by the alleged violator in the BTMD or OCLS, or both, and (3) the resolution or endorsement of the same have been issued therefrom.

167.6.1. Form and Timeliness of Complaint. The complaint or protest must be in writing, dated and signed, and must be filed within three (3) calendar days following the receipt of resolution by the BTMD or OCLS, or both, to the Secretary of the BCTAB, and must contain the following jurisdictional facts:

- a) Name, age, and address of the alleged violator named as "Complainant";
- b) Name of the BTMD traffic enforcer, issuing the OVR, complained of as "Respondent";
- c) The specific provision(s) of this Ordinance violated as clearly appearing in the copy of the attached OVR, as the case may be;
- d) The failure of the BTMD or OCLS, or both, to resolve the factual or/and legal issues as evidenced by the copy of the attached resolution(s);
- e) The Provisional Receipt of payment "UNDER PROTEST";
- f) Narration of the facts and circumstances surrounding the alleged violation;
- g) Narration of the witness(es) supporting the claim of the Complainant, if any, and;
- h) The prayer or relief sought.



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City Councilor

HON. REYNALDO D. PALABRICA
City Councilor - Liga ng Brgy. President

HON. MAC RAVEN ESPIRITU
City Councilor - SK FEDERATION PRESIDENT

Attested by:

ATTY. KHALID A. ATEGA, JR.
Sangguniang Panlungsod Secretary

Certified by:

HON. CATHERINE SARINO-EVARISTO
City Vice Mayor / Presiding Officer

Approved by:

HON. LANI MERCADO-REVILLA
City Mayor

167.6.2. Response to the Complaint. Within three (3) calendar days upon receipt of the copy of the Complaint, the Respondent(s) shall file the Response, individually or collectively, with the Secretary of the BCTAB.

167.6.3. Summary Hearing, failure to appear. Within five (5) calendar days upon filing of the Complaint, the case shall be scheduled for a summary hearing where the attendance of both the Complainant and the Respondent shall be required. Failure of the Complainant to appear on such scheduled hearing shall cause the outright dismissal of the Complaint, except for good cause shown. Failure of the Respondent to appear on such scheduled hearing shall prompt the BCTAB to decide the case on the basis solely of records available.

167.6.4. Resolution of the case. The resolution by the BCTAB shall be issued within the same day of the summary hearing either granting or denying the prayer in the Complaint.

(a) If the case is decided in favor of the Complainant, his/her Driver's License, if still with the BTMD, shall be returned to him/her, or if there is already the payment under protest, the amount paid shall be refunded accordingly.

(b) If the case is decided in favor of the Respondent, the Complainant shall be ordered to pay the fine corresponding to the violation(s) and his/her Driver's License, if confiscated, shall be returned to him/her upon payment. No further action or payment shall be required if payment under protest have been previously made.

167.6.5. Finality of Resolution. The resolution issued by the BCTAB shall be final and executory upon receipt by the parties of the copy of such resolution and shall not be appealable.

167.6.6. Refund of Payment Under Protest. If the BCTAB rules in favor of the complainant, the provisional receipt shall be cancelled and the fine deposited in the above-mentioned account shall be returned to the complainant in full. If the BCTAB does not rule in favor of the complainant, the fine deposited in the above-mentioned account shall be deposited in the account of the city government and an official receipt shall be issued in favor of the complainant."

Section 44. Authority of the City Mayor to Partially Condone Fines. The City Mayor is hereby authorized to partially condone the various fines provided under the Revised Traffic Code due to humanitarian grounds. **Provided that:** (1) such condonation shall not exceed fifty percent (50%) of the fine imposed, and (2) the alleged violator shall execute a waiver in writing admitting the violation and waiving his/her right to file a complaint or protest for the same violation.

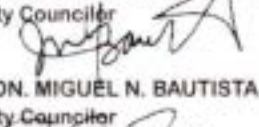


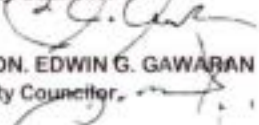
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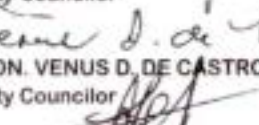
DISTRICT I



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City Councilor


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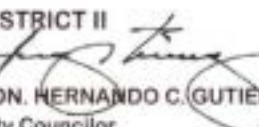

HON. EDWIN G. GAWARAN
City Councilor

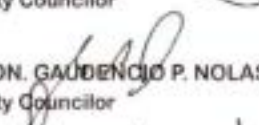

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City Councilor

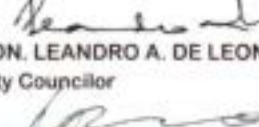

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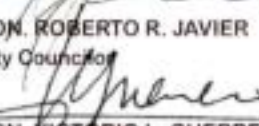

HON. ALEJANDRO F. GUTIERREZ
City Councilor

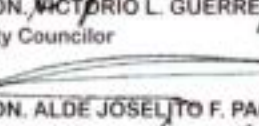
DISTRICT II


HON. HERNANDO C. GUTIERREZ
City Councilor

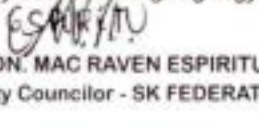

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City Councilor

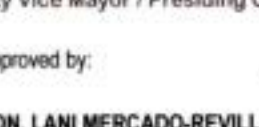

HON. REYNALDO D. PALABRICA
City Councilor - Liga ng Brgy. President


HON. MAC RAVEN ESPIRITU
City Councilor - SK FEDERATION PRESIDENT

Attested by:


ATTY. KHALID A. ATEGA, JR.
Sangguniang Panlungsod Secretary

Certified by:


HON. CATHERINE SARINO-EVARISTO
City Vice Mayor / Presiding Officer

Approved by:


HON. LANI MERCADO-REVILLA
City Mayor

Section 45. Review and Reprinting of the Revised Traffic Code. Due to the extensive changes made to the Revised Traffic Code by virtue of this Ordinance, the Sangguniang Panlungsod Secretariat and the BTMD are hereby directed to jointly review and reprint the Revised Traffic Code as amended hereby and to submit a report on any possible additional amendments that may be needed to be passed by the Sangguniang Panlungsod within thirty (30) working days after the date of effectivity of this Ordinance. A copy of the amended Revised Traffic Code shall be attached hereto as Annex "A" and shall be deemed a part of this Ordinance.

Section 46. Separability. In case certain provisions of this Ordinance are declared void by a court of law, the provisions hereof not affected by the said judicial declaration shall continue to have legal force and effect.

Section 47. Implementing Rules. The City Mayor shall form a task force that will formulate the rules to be used for the implementation of this Ordinance.

Section 48. Effectivity. This Ordinance shall take effect fifteen (15) days after its publication at least twice in a newspaper of general circulation in the Province of Cavite and after its approval by the Sangguniang Panlalawigan of Cavite.

APPROVED by the Sangguniang Panlungsod of the City of Bacoor, Cavite this 24th day of June 2019.

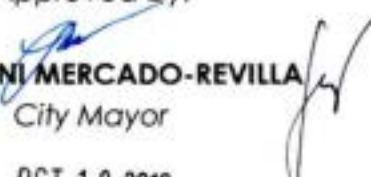
I hereby certify that the foregoing Ordinance was duly approved by the Sangguniang Panlungsod in accordance with law.


Certified by:

HON. CATHERINE S. EVARISTO
City Vice Mayor/Presiding Officer


Attested by:

ATTY. KHALID A. ATEGA JR.
Secretary to the Sangguniang Panlungsod


Approved by:

HON. LANI MERCADO-REVILLA
City Mayor

OCT 10 2019

(Date of Approval)