



Office of the Sangguniang Panlungsod

**CITY ORDINANCE No. 244-2022
Series of 2022**

DISTRICT I

HON. CATHERINE SARINO-EVARISTO

Acting City Mayor

HON. MICHAEL E. SOLIS

Acting City Vice Mayor

HON. ADRIELITO G. GAWARAN

City Councilor

HON. VICTORIO L. GUERRERO, JR.

City Councilor

HON. ALEJANDRO F. GUTIERREZ

City Councilor

HON. LEVY M. TELA

City Councilor

DISTRICT II

HON. ROBERTO L. ADVINCULA

City Councilor

HON. REYNALDO D. PALABRICA

City Councilor / President Pro-Tempore

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City Councilor

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City Councilor

HON. SIMPLICIO G. DOMINGUEZ

City Councilor

HON. RAMON N. BAUTISTA

Liga ng mga Barangay President

HON. MAC RAVEN ESPIRITU

SK Federation President

Attested by

ATTY. MAHED A. ATEGA, JR.

Sangguniang Panlungsod Secretary

Certified by

HON. REYNALDO D. PALABRICA

Acting Presiding Officer/ President Pro-Tempore

Approved by:

HON. CATHERINE SARINO-EVARISTO

Acting City Mayor

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

Sponsored by:

Hon. Roberto Advincula

Co-Sponsored by:

Hon. Adrielito G. Gawaran, Hon. Ramon N. Bautista, Hon. Victorio L. Guerrero, Jr., Hon. Reynaldo M. Fabian, Hon. Alejandro F. Gutierrez, Hon. Levy M. Tela, Hon. Roberto L. Advincula, Hon. Joselito F. Pagulayan, Hon. Rogelio M. Nolasco, Hon. Simplicio G. Dominguez, Hon. Mac Raven Espiritu

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

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



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ATTY. ROHALIA A. ATEGA, JR.

Sangguniang Panlungsod Secretary

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

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

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

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

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

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

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

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

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



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Attested by:

ATTY. MAALIDA A. MEGA, JR.

Sangguniang Panlungsod Secretary

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

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

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

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

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

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

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



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Sangguniang Panlungsod Secretary

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Acting City Mayor

government under the Revised Bacoor Traffic Code and other city ordinances.

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

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

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

First Offense: Payment of fine amounting to P4,000.00

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

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

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

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

Section 11. Effectivity. This Ordinance shall take effect immediately after it has been published at least once



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Attested by:

ATTY. KHALID A. ATEGA, JR.

Sangguniang Panlungsod Secretary

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Acting Presiding Officer/ President Pro-Tempore

Approved by:

HON. CATHERINE SARINO-EVARISTO

Acting City Mayor

in a newspaper of general circulation in the City of Bacoor, Cavite.

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

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

Certified by:

HON. REYNALDO D. PALABRICA

Acting Presiding Officer/ President Pro-Tempore

Attested by:

ATTY. KHALID A. ATEGA JR.

Sangguniang Panlungsod Secretary

Approved by:

HON. CATHERINE SARINO-EVARISTO

Acting City Vice Mayor

Date of Approval: 21 DEC 2022