



Republic of the Philippines
City of Bago

OFFICE OF THE SANGGUNIANG PANLUNGSOD

ORDINANCE NO. 23-16

AN ORDINANCE AMENDING ARTICLE III, SECTIONS 1, 1.a, LETTER E AND 10 OF CITY ORDINANCE NO. 17-12 OR THE COMPREHENSIVE TRICYCLE ORDINANCE OF BAGO CITY, AS AMENDED AND FOR OTHER PURPOSES.

WHEREAS, Ordinance No. 17-12 or the 2017 Comprehensive Tricycle Ordinance of Bago City was passed on December 19, 2017, which was accordingly amended by succeeding ordinances;

WHEREAS, consultations were made by the Committees of Transportation and DRRM with stakeholders prompting the review of these ordinances in order to fine-tune them to the prevailing circumstances and situation;

WHEREAS, during the Committee Meetings conducted, the concerned committees were able to solicit the sentiments of the stakeholders, particularly the tricycle operators and drivers sector, which led the members of the committee to the conclusion that there is a pressing need to amend and amplify certain provisions of City Ordinance No. 17-12, amended;

NOW, THEREFORE, upon motion of Sangguniang Panlungsod Member Joseph J. Colmenares, unanimously seconded by all members present, be it enacted by the Sanggunian Panlungsod that:

SECTION 1. AMENDATORY CLAUSES. – Article III, Section 1, 1.a. Letter E, and Article XI, Sections 1 of City Ordinance No. 17-12 or an Ordinance Approving the 2017 Comprehensive Tricycle Operations of Bago City, as amended, are accordingly amended to read as follows:

“ARTICLE III – BAGO CITY FRANCHISING AND REGULATORY BOARD (BCTFRB)

Section 1. – XXX

1.a. Power, duties, responsibilities, and functions of the BCTFRB

A. x x x;

B. x x x;

C. x x x;

D. x x x;

E. Approve the fares of tricycles for hire or its adjustments subject to the concurrence of the Sanggunian;

F. x x x;

G. x x x;

H. x x x;

I. x x x;

J. x x x;

K. x x x.

ARTICLE XI – PENALTIES

Section 1. – Any violation of this ordinance shall incur the following fines or penalties:

A. Operator Offenses

- | | |
|--|--|
| 1. Operating without a franchise/TOP (colorum) | P2,000.00 |
| 2. Operating with expired franchise | 1,000.00 |
| 3. Operating without head or tail lights /
No signal lights | 200.00 |
| 4. Tampering/Unauthorized transfer of
Annual sticker | 1,000.00 |
| 5. Commission on any 3 (three) offenses
in one (1) year | Cancellation or
revocation of TOP |
| 6. Noisy modified muffler | 200.00 |
| 7. No side mirrors | 200.00 |
| 8. Unauthorized horn | 200.00 |

B. Driver's Offense

- | | |
|---|---------------|
| 1. Driving without or expired Driver's License | 500.00 |
| 2. Overloading | 200.00 |

For the purpose of this provision, the allowed loading capacity shall be as follows:

Open Type – 9 passengers including driver. Provided no passenger shall be loaded on the side-wheel or front bumper or rooftop

Close Type (2 rows) – 8 passengers including driver. Provided no passenger shall be loaded on the side-wheel or front bumper or rooftop

- | | |
|--|--|
| 3. Charging excessive fare | 500.00 |
| 4. Refusal to convey passengers within the
designated area of operation | 1,000.00 |
| 5. Driving under the influence of intoxicating
liquors and/or illegal drugs | 1,500.00 |
| 6. Commission of any 3 (Three) offenses in
1(one) year | Cancellation or
revocation of TOP |
| 7. Over speeding within city proper (max.20kph) | 1,500.00 |

C. Acts committed in violation of Letters d to k of Section 5 of City Ordinance No. 17-04, or the Road Safety Ordinance of Bago City, as amended, shall be fined by P200.00;"


SECTION 2. SEPARABILITY CLAUSE. - If any part or portion of this Ordinance be declared unconstitutional or invalid, the unaffected portion/s hereof shall remain in full force and effect.

SECTION 3. REPEALING CLAUSE. - All issuances, ordinances, rules, and regulations or parts thereof which are also inconsistent with the provisions of this Ordinance are hereby repealed or modified accordingly.

SECTION 4. EFFECTIVITY. - This Ordinance shall take effect immediately upon its approval.

Enacted: December 4, 2023.

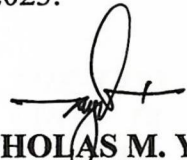
I hereby certify to the correctness of the foregoing Ordinance which was duly enacted by the Sangguniang Panlungsod during its Regular Session held on December 4, 2023.


ATTY. ALLANG GALUNAN
Secretary to the Sangguniang Panlungsod

ATTESTED:


RAMON D. TORRES
City Vice Mayor-Presiding Officer

Approved this 14th day of December 2023.


NICHOLAS M. YULO
City Mayor