



Republic of the Philippines
Province of Isabela
MUNICIPALITY OF PALANAN



OFFICE OF THE SANGGUNIANG BAYAN

Literal copy of *Municipal Ordinance No. 2022-08-113* approved by the Sangguniang Bayan of Palanan, Isabela in its *Regular Session* on *September 5, 2022* held at the Legislative Session Hall, this Municipality.

MUNICIPAL ORDINANCE NO. 2022-08-113

Sponsored by: *HON. MICHAEL D. RAMILO, Sangguniang Bayan Member*
HON. RHOENA O. CORPUZ, Sangguniang Bayan Member
HON. PACITA MONA Q. ATANACIO, Sangguniang Bayan Member
HON. MICHAEL JOHN D. BERNARDO, Sangguniang Bayan Member
HON. RONALDO M. BERNARDO, Sangguniang Bayan Member

AN ORDINANCE AMENDING MUNICIPAL ORDINANCE NO. 2013-03, GRANTING THE "RIGHT TO OPERATE FERRY" BY AWARD THRU PUBLIC BIDDING AND IMPOSITION OF FEES THEREOF.

Be it Ordained by the Sangguniang Bayan of Palanan, Isabela in a session assembled, that:

SECTION 1. TITLE. This Ordinance shall be known as the "Right to Operate Ferry Service in Palanan, Isabela by Award thru Public Bidding and Imposition of Fees Thereof".

SECTION 2. SCOPE. There is hereby prescribed the Right to Operate Ferry Service in the following river-crossings identified hereunder:

- | | |
|------------------|-----------------|
| 1) Banyadero | 4) Paltak |
| 2) Didangli | 5) Sta. Jacinta |
| 3) Pagsalangatan | |

SECTION 3. QUALIFIED BIDDER.

- Must be of legal age and a bonafide resident of the barangay where the proposed operation of ferry is located.
- Must attach to its Bid Envelope his/her Barangay Clearance issued by the Punong Barangay.

SECTION 4. INVITATION TO BID. Notice of Invitation to Bid shall be posted one (1) month before the actual date of Public Bidding in conspicuous places for the information of all interested parties;

SECTION 5. STATEMENT OF POLICY.

5.1. The Tenure of Contract shall be good for **One (1) year only** from **January 1 to December 31** unless revoked by the MLGU prior to expiration;

5.2. The Right to Operate shall be awarded through Contract to the highest and qualified bidder determined through Public Bidding in the form of Sealed Bids containing cash of Philippine Currency only, that shall be held on **Every Second Monday of December at the Municipal Hall** and to be facilitated by the **Municipal Bids and Awards Committee (MBAC)**;

EARL JOHN ANGELO S. BERNARDO
SB MEMBER

RONNIE A. ATIENZA
SB MEMBER

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ROBERT B. NERI
SB MEMBER

ANGELINA A. BERNARDO
LNB PRESIDENT

JUSTIN KERBY S. BERNARDO
SK FEDERATION PRESIDENT

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5.3. Bid amount of the winning bidder who shall be determined to be qualified for a contract shall automatically be applied as full payment of the **One (1) year Ferry Service Contract under Official Receipt** to be issued by the Municipal Treasurer or his duly authorized representative. Bid amount shall not be lower than the previous year's bid;

5.4. Prior to the execution of contract by and between the Municipal Government of Palanan, Isabela and the winning bidder, an assessment and evaluation shall be conducted relative to the compliance of the winning bidder on pre-determined guidelines set by authority to ensure safety and welfare of the general public;

SECTION 6. FARES ON OPERATION OF FERRY.

6.1. Fares to be collected shall be guided by a Fare Matrices set and approved set and approved by the Sangguniang Bayan;

6.2. Fare discounts shall be implemented, to wit:

- 6.2.1. Senior Citizens & PWDs - 20% discount
- 6.2.2. Students - 50% discount
- 6.2.3. Members of the PNP and AFP who are **with Mission Orders** and PWDs who are sixty five (65) years or older (*pursuant Sec.155 of R.A.7160*) - free
- 6.2.4. MLGU/BLGU officials and employees **with Approved Travel Order** - free
- 6.2.5. **Average water level (Kati)**
 - Paddled Boat - P 5.00 per passenger
 - Motorboat - P15.00 per passenger
- 6.2.6. **Three (3) meters above average water level (Arnab)**
 - Paddled Boat - P 10.00 per passenger
 - Motorboat - P 15.00 per passenger
- 6.2.7. **Five (5) meters above average water level (Memengpeng)**
 - Paddled Boat - P 15.00 per passenger
 - Motorboat - P 20.00 per passenger
- 6.2.8. **Motorcycle** - P 20.00
 - Additional of P 5.00 per passenger (**Kati**)
 - Additional of P10.00 per passenger (**Arnab**)
 - Additional of P15.00 per passenger (**Mamengpeng**)
- 6.2.9. **Tricycle** - P 20.00
 - Additional of P 5.00 per passenger (**Kati**)
 - Additional of P10.00 per passenger (**Arnab**)
 - Additional of P15.00 per passenger (**Mamengpeng**)
- 6.2.10. **Kulong-kulong** - P 25.00 (excluding cargo/s)
 - Additional of P 5.00 per passenger (**Kati**)
 - Additional of P10.00 per passenger (**Arnab**)
 - Additional of P15.00 per passenger (**Mamengpeng**)

SECTION 7. PENALTIES.

7.1. Violation of Operation Guidelines shall have corresponding penalties, to wit:

- 1st Offense** - Warning and Reprimand;
- 2nd Offense** - Suspension of Permit to Operate and a fine of One Thousand Pesos P1,000.00;
- 3rd Offense** - Cancellation of Permit to Operate and revocation of Contract of Agreement.

SECTION 8. RESPONSIBILITY OF FERRY OPERATOR.

8.1. In an event of accident, ferry operators shall be held responsible to any damages resulting from negligence.

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8.2. To promote general welfare and public safety, ferry/boat operators shall also ensure that the *safety equipment* provided by the LGU be utilized by the riding public and properly maintained, which shall be returned after the duration and/or revocation of the contract.

8.3. Ferry/boat operators shall undergo *Basic Life Support and First Aid Kit Training* to be conducted by the *MDRRM Office*.

8.4. Ferry/ boat operators shall also secure and submit *Fit-to-Work Certificate* from the *Municipal Health Office*.

SECTION 9. FERRY AREA OF JURSDICTION. Ferry operation is hereby allowed with an area of **500 meters** distance.

SECTION 10. IMPLEMENTING AGENCY. A Task Force shall be organized through an Executive Order who will oversee the enforcement and implementation of this Ordinance. The Task Force shall be composed of the *Local PNP, MDRRM Office, Municipal Treasury Office, Municipal Health Office, General Services Office and the Liga Ng Mga Barangay*.

The *Local PNP* together with the *Municipal Treasury Office and the concerned Barangay Officials* shall ensure the enforcement of the revised fare rates. For the enforcement of safety provision, the *General Services Officer* shall take charge in the procurement of safety materials and other equipment. The *MDRRM Office* shall be responsible for the conduct of *Safety Training and Protocols* and shall inspect the boat for its structural integrity.

A *Citation Ticket* shall be issued by any *members of the Task Force*.

SECTION 11. MONITORING AND IMPLEMENTATION. The *Barangay LGU* who has jurisdiction of the location of ferry operation shall monitor the compliance of the regulated entity in complying with the revised fare matrix and proper implementation of this Ordinance. In case of suspension or cancellation of permit, the *Municipal Government* shall provide the alternative *ferryboat* so as to ensure continuity of its operation.

SECTION 12. PUBLIC BILLBOARDS AND NOTICES IN THE BARANGAY. Upon effectivity of this ordinance, the *Municipal Engineering Office* shall put up billboards to notify the public for the revised fare matrix and sanctions imposed in this Ordinance.

SECTION 13. FUNDING. The funding for the procurement of safety equipment and conduct of trainings shall be sourced-out from the **5% LDRRM Fund**. The *Municipal Government* shall be responsible for the provision of safety materials and equipment such as collapsible tents, life vest, First-Aid Kits and Ropes to be procured by the *General Services Office*.

SECTION 14. REPEALING CLAUSE. All ordinances, resolutions, rules and regulations, which are inconsistent with or contrary to the provisions of this Ordinance are hereby repealed or modified accordingly.

SECTION 15. EFFECTIVITY CLAUSE. This Ordinance shall take effect upon its approval and upon posting of this Ordinance in three (3) conspicuous places within the Poblacion.


ENACTED, September 5, 2022.

I HEREBY CERTIFY that the foregoing ordinance was duly enacted by the Sangguniang Bayan of Palanan, Isabela during its **Regular Session**.

ANGELINA A. BERNARDO
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SB MEMBER


NELIA ALAMO-PLATA
Secretary to the Sanggunian

ATTESTED TO BE DULY ENACTED:

ELIZABETH B. OCHOA
Municipal Vice Mayor & Presiding Officer

APPROVED:

ANGELO A. BERNARDO
Municipal Mayor
Date: 09-14-2022