



Republic of the Philippines
Province of Isabela
MUNICIPALITY OF PALANAN



OFFICE OF THE SANGGUNIANG BAYAN

Literal Copy of **Municipal Ordinance No. 2019-22** approved by the Sangguniang Bayan of Palanan, Isabela in its Regular Session on **December 2, 2019** held at the SB Session Hall, this Municipality.

Sponsored by: **HON. EARL JOHN ANGELO A. BERNARDO**, Sangguniang Bayan Member

MUNICIPAL ORDINANCE NO. 2019-22

AN ORDINANCE REGULATING THE SEATING CAPACITY OF PUBLIC UTILITY AND PRIVATE TRICYCLES IN THE MUNICIPALITY OF PALANAN, ISABELA, IMPOSING PENALTIES THERETO AND FOR OTHER PURPOSES

Be it ordained by the Sangguniang Bayan of the Municipality of Palanan, Isabela in session duly assembled:

SECTION 1. TITLE. This ordinance shall be known as the "**Seating Capacity**" Ordinance of the Municipality of Palanan, Isabela.

SECTION 2. DEFINITION OF TERMS. When used in this ordinance, the following terms and phrases shall mean:

- a. **Tricycle**- a 3-wheeled vehicle that a person rides which is empowered by a motor and steered through the use of handlebars. A sidecar is attached to the main motorcycle, the front and backside of which carries two (2) passengers each and the main motorcycle holding one (1) passenger plus the driver.
- b. **Adult Passengers**- passengers aged fifteen (15) years old and above.

SECTION 3. REGULATIONS. The seating capacity of public utility and private tricycles in the Municipality of Palanan, Isabela are hereby regulated and controlled. The maximum seating capacity of the aforesaid public utility and private vehicles shall be **five (5) passengers** only. Operators of tricycle-for-hire or its drivers shall not operate national highways and where normal speed shall not exceed forty (40) KPH. Children will be allowed as back riders only if they could comfortably reach the foot peg of the motorcycle and reach around the waist of the driver.

SECTION 4. PURPOSE. The regulation and control in the seating capacity of tricycles is being imposed in order to assure or guarantee the safety, protection and well-being of the passengers and drivers of the aforementioned vehicles. A vehicle loaded with passengers more than the permitted number of allowable commuters exposes hazard and risk in miscalculation, mistake and inaccuracy on the part of the driver that might lead to accident or mishap.

SECTION 5. PENALTY. Any person or persons, natural or juridical, found guilty before an appropriate court violating any or all of the provisions of this ordinance shall be penalized accordingly:

KIND OF VEHICLE	VIOLATION	FINE		
		1 st Offense	2 nd Offense	3 rd Offense
TRICYCLE	Overloading	P 500.00	1,000.00	1,500.00

SECTION 6. ENFORCEMENT. This Ordinance shall be enforced and implemented by the Members of the Philippine National Police and Barangay Tanods.

SECTION 7. SEPARABILITY CLAUSE. If, for any reason, any provision, section, part or parts of this Ordinance is declared invalid by Court of competent jurisdiction or suspended or revoked by authorities concerned, such judgment shall not affect or impair the remaining provisions, sections, or parts which shall continue to be in force and effect.

SECTION 8. APPLICABILITY CLAUSE. All other matters pertaining to the imposition of regulation provided in this ordinance shall be governed by pertinent provisions of existing laws and other ordinances.

SECTION 9. REPEALING CLAUSE. All ordinances, rules and regulations or parts thereof, in conflict with, inconsistent with any of the provisions of this ordinance, are hereby repealed or modified accordingly.

SECTION 10. EFFECTIVITY. This ordinance shall take effect upon approval.

Enacted, December 2, 2019.

I hereby attest to the correctness of the foregoing Ordinance.

NELIA ALAMO-PLATA
Secretary to the Sanggunian

ATTESTED AND CERTIFIED
TO BE DULY ENACTED:

APPROVED:

JIMMY B. GONZALES
Municipal Vice Mayor/Presiding Officer

ELIZABETH B. OCHOA
Municipal Mayor
Date: 12-16-19

ANGELINA A. BERNARDO
LNB PRESIDENT

JUSTIN ANTON S. BERNARDO
SK FEDERATION PRESIDENT

GILBERTA D. CAULIAN
SB MEMBER

CRISEIDA S. DELA PENA
SB MEMBER

THEO ANGELO A. GARCIA
SB MEMBER

EARL JOHN ANGELO S. BERNARDO
SB MEMBER

MICHAEL JOHN D. BERNARDO
SB MEMBER

ROBERT B. NERI
SB MEMBER

PACITA MONA Q. ATANACIO
SB MEMBER

RONNIE B. ATIENZA
SB MEMBER

IMPO