



Republic of the Philippines
Region IV-A (CALABARZON)
Province of Cavite
CITY OF GENERAL TRIAS
OFFICE OF THE SANGGUNIANG PANLUNGSOD

CITY ORDINANCE NO. 19-04 (GENERAL)

Author : SP Member Mario C. Amante
Chair, Committee on Transportation

Sponsors : SP Member Florencio D. Ayos
SP Member Gary A. Grepo
SP Member Jowie S. Carampot
SP Member Walter C. Martinez
SP Member Hernando M. Granados
SP Member Kerby J. Salazar
SP Member Jonas Glyn P. Labuguen
SP Member Vivencio Q. Lozares, Jr.
SP Member Kristine Jane M. Perdito-Barison
SP Member J-M Vergel M. Columna
SP Member Jayvie Arisa I. Simpan

PROHIBITING THE TRICYCLE AND SINGLE MOTORCYCLE DRIVERS TO DRIVE ALONG THE MAIN LANE OF THE ROAD AND REQUIRING THE USE OF OUTER LANE INSTEAD, AND PROVIDING PENALTY TO ANY VIOLATIONS THEREOF IN THE CITY OF GENERAL TRIAS.

WHEREAS, the Department of the Interior and Local Government (DILG) Memorandum Circular No. 2011-68, which is a reiteration of DILG Memorandum Circular No. 2007-01, was issued by the Department to regulate the operations of tricycles rendering transport services to the general public pursuant to the Department of Transportation and Communications' (DOTC) "Guidelines to Implement the Devolution of Land Transportation Franchising and Regulatory Board's (LTFRB) Franchising Authority Over Tricycles-For-Hire to Local Government Units Pursuant to the Local Government Code (RA No. 7160)";

WHEREAS, under the guidelines issued by the DOTC, for safety reasons, no tricycles should operate on national highways utilized by four-wheel vehicles greater than four (4) tons and where normal speed exceed 40 kilometres per hour (kph). However, the Sangguniang Panlungsod may provide exceptions if there are no other alternative route;

WHEREAS, cities, through their respective Sanggunians, are granted the power to regulate the operation of tricycles and grant franchises within their respective territorial jurisdictions subject to the guidelines prescribed by the DOTC pursuant to Sections 447 (3) (vi) and 458 (3) (vi) of the Local Government Code of 1991 (RA 7160);

WHEREAS, tricycle and single motorcycle drivers are prohibited to drive along the main lane of the road and should only use the main/left lane when overtaking and passing another vehicle proceeding in the same direction; when the right lane is closed to traffic while under construction or repair; when the right lane is in disrepair or in an otherwise impassable or unsafe condition; and when a vehicle is preparing to exit the roadway on the left, to have the better way for traffic to flow;

WHEREAS, there is an evidence that slowing down and changing lane is actually more dangerous than speeding;

WHEREAS, the Department of Public Works and Highways (DPWH) has widened the national roads/highways to facilitate smoother flow of traffic and to give way to all faster vehicles and not to be interrupted by the slow driving vehicles, i.e tricycles and motorcycles;



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WHEREFORE, on motion of SP Member Mario C. Amante duly seconded by SP Member Gary A. Grepo,

Be it ordained by the Sangguniang Panlungsod of General Trias that:

SECTION 1. TITLE. This Ordinance shall be known as the "Appropriate Lane for Tricycle and Single Motorcycle Drivers Ordinance".

SECTION 2. DECLARATION OF POLICIES. It is hereby declared the policy of the City of General Trias to make the flow of traffic orderly and more efficient in order to serve as a necessary means for its economic development and progress, and as a necessary tool for the maintenance of peace and order within the City, and in the promotion of public safety and order.

SECTION 3. OBJECTIVE. It is the prime objective of the City Government of General Trias to provide a smooth flow of traffic to the motorist and to respond in accordance to the needs and complaints of its people for a better living.

SECTION 4. DEFINITION OF TERMS. As designated by this Ordinance, the following shall mean:

- a. Driver - any person operating a motor vehicle;
- b. Main Lane/Left Lane - the lane for vehicles intended for moving faster than the other vehicles;
- c. Right Lane - the lane for vehicles intended for moving more slowly than the other vehicles;
- d. Road - any public highway, street, thoroughfare, alley, boulevard, and the like within the City; and
- e. Traffic Citation Ticket (TCT) - the ticket issued by law enforcement officers in the City for a violation of its traffic ordinance/s.

SECTION 5. PENALTY. Any tricycle or single motorcycle driver who violates the prohibition shall be imposed a fine of One Thousand Five Hundred Pesos (Php 1 500.00) only.

SECTION 6. EXEMPTIONS. This Ordinance shall not apply to all drivers or owners of a tricycle and single motorcycle in the following circumstances, provided that these exemptions shall not be construed to allow unnecessary driving on main lane or endanger the life, health, or property of any person:

- a. Any driver bringing a wounded or sick person for emergency treatment to a hospital, clinic, or any other similar place; and
- b. The driver of a vehicle, when he or his passengers are in pursuit of a criminal.

SECTION 7. IMPLEMENTING AGENCIES. The City Mayor through the City Traffic Management Office, General Trias PNP and all local Barangay Officials shall be required to enforce/implement this Ordinance.

SECTION 8. SEPARABILITY CLAUSE. If for any reason or reasons, any part or provisions of this Ordinance shall be held to be unconstitutional or invalid, other parts or provisions thereof which are not affected shall continue to be in full force and effect.



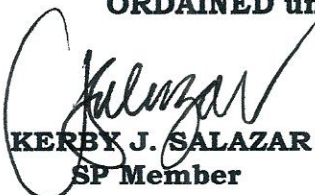
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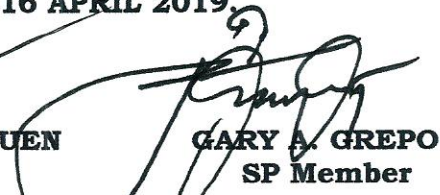
SECTION 9. REPEALING CLAUSE. All ordinances, rules and regulations, or parts thereof, whose provisions are in conflict with, or contrary to, the provisions of this Ordinance are hereby repealed, amended, or modified accordingly.

SECTION 10. EFFECTIVITY CLAUSE. This Ordinance shall take effect upon its publication or when posting requirements are met.

ORDAINED under THIRD/FINAL READING on 16 APRIL 2019.


KERBY J. SALAZAR
SP Member


JONAS GLYN P. LABUGUEN
SP Member

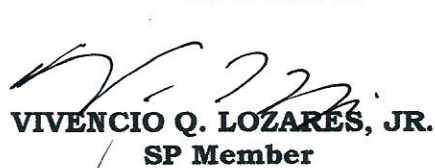

GARY A. GREPO
SP Member


JOWIE S. CARAMPOT
SP Member


MARIO C. AMANTE
SP Member

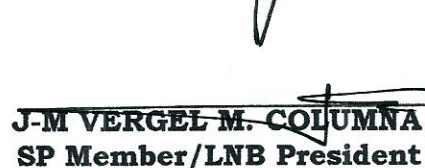

WALTER C. MARTINEZ
SP Member


FLORENCIO D. AYOS
SP Member


VIVENCIO Q. LOZARES, JR.
SP Member

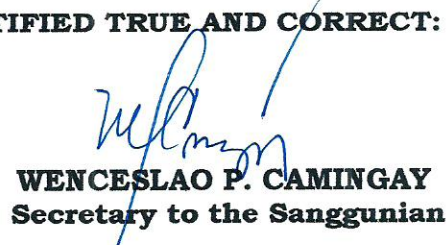

HERNANDO M. GRANADOS
SP Member


KRISTINE JANE M. PERDITO-BARISON
SP Member

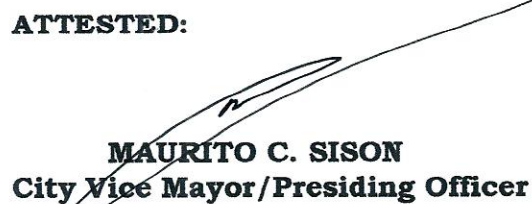

J-M VERGEL M. COLUMNA
SP Member/LNB President


JAYVIE ARISA I. SIMPAN
SP Member/SKE President

CERTIFIED TRUE AND CORRECT:


WENCESLAO P. CAMINGAY
Secretary to the Sanggunian

ATTESTED:


MAURITO C. SISON
City Vice Mayor/Presiding Officer

APPROVED:


ANTONIO A. FERRER
City Mayor

eam/jfa/jdj