



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

CITY ORDINANCE NO. 20-71 (GENERAL)

Author : SP Member Isagani L. Culanding
Chair, Committee on Transportation
and Communication

Sponsors : SP Member Florencio D. Ayos
SP Member Vivencio Q. Lozares, Jr.
SP Member Jonas Glyn P. Labuguen
SP Member Kristine Jane M. Perdito-Barison
SP Member Hernando M. Granados
SP Member Gary A. Grepo
SP Member Clarissel J. Campana-Moral
SP Member Jowie S. Carampot
SP Member J-M Vergel M. Columna
SP Member Walter C. Martinez
SP Member Richard R. Parin
SP Member Alfredo S. Ching
SP Member Reienel R. Ferrer

REGULATING THE OPERATION OF TRICYCLES, PEDICABS AND MOTORIZED PEDICABS ALONG NATIONAL ROADS WITHIN THE CITY OF GENERAL TRIAS.

WHEREAS, The Local Government Code of 1991 has devolved to all city and municipal governments, through their respective Sanggunians, the power to regulate the operations of tricycles, pedicabs and motorized pedicabs to grant franchises for the operation thereof within their territorial jurisdiction;

WHEREAS, Department of Interior and Local Government (DILG) Memorandum Circular No. 2020-145, subject to the continuation of road clearing, the prohibition on tricycles, pedicabs and motorized pedicabs along national roads shall continue to be implemented by all Local Government Units (LGUs), and; shall be included in the validation of compliance with road clearing as provided in Item 4.13 of the said Memorandum Circular;

WHEREAS, the city recognizes and supports the DILG Memorandum Circular No. 2020-036: Prohibiting Tricycles, Pedicabs, and Motorized Pedicabs from operating on national highways;

WHEREAS, Joint Memorandum Circular (JMC) No. 2018-001, Guidelines and Standards for the Classification of Roads, Setting of Speed Limits under Republic Act (RA) No. 4136, and collection of Road Crash Data, imply a compelling need to improve the speed limit enforcement along national roads;

WHEREAS, DILG Memorandum Circular No. 2011-68, mandates all local authorities are reminded to strictly adhere to the guidelines and standards provided by the Memorandum Circular No. 2007-01, which includes the banning on operation of tricycles, pedicabs and motorized pedicabs along national highways;

WHEREAS, DILG Memorandum Circular No. 2007-11 prescribes that no tricycle or pedicab should operate on national highways utilized by four-wheel vehicles greater than (4) four tons and where normal speed exceeds forty kilometer per hour (40kph). However, the Sanggunian may provide exemptions if there is no alternative route;

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Continuation...page 2 of City Ordinance No. 20-71 (General):

NOW THEREFORE, on motion of SP Member Isagani L. Culanding duly seconded by SP Member Florencio D. Ayos,

Be it ordained by the Sangguniang Panlungsod that:

SECTION 1. TITLE - This Ordinance shall be known as "TRICYCLE BAN ON NATIONAL ROADS ORDINANCE".

SECTION 2. DECLARATION OF POLICY - The policy of the City government hereby declares to ensure the comfort, safety and well-being of the general public in using tricycles, pedicabs and motorized pedicabs as mode of transportation along national roads and to promote economic prosperity through efficient and reliable movement of tricycle transport users.

SECTION 3. DEFINITION OF TERMS -

- 3.1 **MOTORIZED PEDICAB** - originally, a pedicab mounted with a converted motorized engine,
- 3.2 **PEDICAB** - a non-motorized vehicle composed of a bicycle fitted with a single-wheel side car or a bicycle with two-wheel sidecar,
- 3.3 **TRICYCLE** - a motor vehicle composed of a motorcycle fitted with a singled-wheel side car or a motorcycle with a two-wheel cab, which includes electric tricycle or e-trike, and
- 3.4 **NATIONAL ROADS** - refer to the roads that served as direct connection of the City of General Trias to other cities and national primary roads.

SECTION 4. NATIONAL ROADS - The following are the classified national roads within the area of jurisdiction of the City of General Trias.

- 4.1 **Dasmarinas-Trece Martires City-Naic Road (Governor's Drive)** covering the stretch of San Francisco to Manggahan-Trece Martires City boundary,
- 4.2 **Kawit-Noveleta-General Trias Diversion Road (Centennial Road)** covering Bacao II-Noveleta boundary to Tejero Crossing,
- 4.3 **Noveleta-Naic-Tagaytay Road** covering the stretch of Tejero's Convention to Tejero Bridge, and
- 4.4 **Tejero-General Trias-Amadeo-Tagaytay Road:**
 - a. **General Trias Drive** - covering Tejero Crossing to Prinza Crossing,
 - b. **Gov. Ferrer Drive** - covering Prinza Crossing to Manggahan Crossing, and
 - c. **Crisanto Delos Reyes Avenue** - Manggahan Crossing to Panungyanan-Amadeo boundary.

SECTION 5. REGULATED ACTS - Except as provided for in Section 6 and Section 7 of this Ordinance, no tricycles, pedicabs and motorized pedicabs are allowed to ply along national roads to ensure the safety, comfort and convenience of the general public.

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Continuation...page 3 of City Ordinance No. 20-71 (General):

SECTION 6. EXEMPTIONS - The following are allowable portions of the national roads to be utilized by tricycles, pedicabs and motorized pedicabs for lack of an alternative route or road network available, provided that they shall adhere to the provisions pursuant to the Republic Act No. 4136, other laws, issuances and ordinances relative thereto:

- 6.1 National Road under Section 4, 4.3,
- 6.2 National Road under Section 4, 4.4,
- 6.3 Crossing Centennial Road from General Trias Drive to Tejero's Convention and vice versa,
- 6.4 Crossing Centennial Road utilizing San Juan-Tejero Diversion Road,
- 6.5 Crossing Centennial Road from Bacao Access Road to Savemore Terminal and vice versa,
- 6.6 Crossing Governor's Drive from Q2-A By-pass Road to Doña Juana Lumunsad Road and vice versa, and
- 6.7 Crossing Governor's Drive from Q2-A By-pass Road, Genstar to Santusan Road and vice versa.

SECTION 7. OTHER EXEMPTIONS - Tricycles, pedicabs and motorized pedicabs may traverse or pass along national roads in the following cases:

- 7.1 During an emergency such as when the tricycle is being used by law enforcement authorities to respond to an ongoing crime,
- 7.2 When the driver is bringing a person to the hospital,
- 7.3 Operations during natural disaster, and
- 7.4 When the owner renews his/her franchise during the period of renewal along the road of his/her residency up to the city hall and vice versa provided, a clearance shall be secured from City Traffic Management Division (CTMD) indicating therein the renewal scheduled date.

SECTION 8. PENALTIES - The violators of this Ordinance shall be penalized as follows:

First Offense	Php 1 000.00,
Second Offense	Php 1 500.00, and
Third and Subsequent Offenses	Php 2 000.00.

All violators of this Ordinance shall pay the prescribed fees stated above at the City Treasurer's Office.

SECTION 9. IMPLEMENTING RULES AND REGULATIONS - While the provisions of this Ordinance are operative and self-executory, an Implementing Rules and Regulations may be issued by the Local Chief Executive (LCE) as may be deemed necessary through the Task Force.

SECTION 10. SEPARABILITY CLAUSE - If for any reason, any part or provisions of this Ordinance shall be held to be unconstitutional or invalid, other parts or provisions which are not affected thereby shall continue to be in full force and effect.

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Continuation...page 4 of City Ordinance No. 20-71 (General):

SECTION 11. REPEALING CLAUSE - All ordinances, rules and regulations inconsistent with the provision thereof are hereby repealed.

SECTION 12. EFFECTIVITY CLAUSE - This Ordinance shall take effect immediately after its posting in conspicuous places in the city.

ORDAINED under THIRD/FINAL READING on 18 NOVEMBER 2020.


JONAS GLYN P. LABUGUEN
SP Member


GARY A. GREPO
SP Member

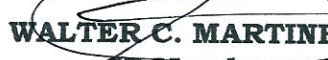

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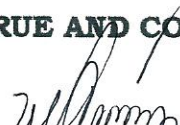

RICHARD R. PARIN
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SP Member


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SP Member/LNB President


REIENEL R. FERRER
SP Member/SKF 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