



Republic of the Philippines
Province of Laguna
MUNICIPALITY OF LOS BAÑOS
Special Science and Nature City
OFFICE OF THE SANGGUNIANG BAYAN
Municipal Hall, National Highway, Brgy. Timugan,
Los Baños, Laguna 4030 Philippines
Email: losbaños@laguna.net

EXCERPTS FROM THE MINUTES OF THE TWENTY - EIGHT (28TH) REGULAR SESSION OF THE SANGGUNIANG BAYAN HELD ON JULY 26, 2021 AT THE SANGGUNIANG BAYAN SESSION HALL, NATIONAL HIGHWAY, BRGY. TIMUGAN, LOS BAÑOS, LAGUNA.

Present : Vice Mayor Josephine H. Sumangil - Evangelista, Presiding Officer
S.B. Member Janos S. Lapiz
S.B. Member Geronimo A. Ciceron
S.B. Member Mike Dexter A. Concio
S.B. Member Mark Lester B. Dizon
S.B. Member Cris Dayril B. Bagnes
S.B. Member Rodora P. Loares
S.B. Member Arlene P. delos Santos, Liga President
S.B. Member Jozylyn N. Manansala, SK Fed. President
Secretary Dona T. Alborida
Ms. Felomina I. Lincallo, LLSO I

Absent : S.B. Member Miko C. Pelegrina, (O.B.)
S.B. Member Marlo PJ A. Alipon, (O.B.)

Visitor : None

ORDINANCE NO. 2021-2172

ORDINANCE APPROVING AND ADOPTING THE USE OF FRANCHISE PLATE IN FRANCHISING AND REGULATION OF OPERATION OF TRICYCLE-FOR-HIRE UNITS IN THE MUNICIPALITY OF LOS BAÑOS.

Author : Councilor  Janos S. Lapiz

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

WHEREAS, the Sangguniang Bayan of Los Baños enacted Municipal Ordinance 2011-1082 dated October 17, 2011 entitled "New Municipal Ordinance on the Franchise and Operation of Motorized Tricycles in Los Baños, Laguna to be known as the "New Ordinance for Tricycles in the Municipality of Los Baños"/ *Bagong Kautusang Pambayan na Nagsasaad ng Pagpaparangkisa at Pamamahala ng Operasyon sa Lahat ng Traysikel na may Motor sa Bayan ng Los Baños, Laguna na Tatawaging "Bagong Ordinansa para sa mga Traysikel sa Bayan ng Los Baños"*;

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WHEREAS, Ordinance No. 2011-1082 and Executive Order No. 149 Series of 2019 both state the powers and functions of the Municipal Tricycle Pedicab Franchising and Regulatory Board (MTPFRB) as a policy making body and define the Tricycle Regulatory Unit (TRU) as the implementing body of the Board under the management and supervision of the Office of the Municipal Mayor;

WHEREAS, amendments to the said Ordinance were enacted providing guidelines for the transfer of ownership of franchise to any qualified transferee in any case an owner/operator wants to transfer the ownership;

WHEREAS, on October 7, 2020, the Board agreed to adopt the use of unique franchise identity where the original franchise number will remain as is or will be maintained even if there is a transfer of ownership through MTPFRB Resolution No. 2020-11. It was approved and adopted by the Sangguniang Bayan through Resolution No. 2020-176 during its 31st Regular Session on October 19, 2020;

WHEREAS, on June 29, 2021, the MTPFRB approved Resolution No. 2021-02 entitled "Resolution Approving and Adopting the Use of Franchise Plate in Franchising and Regulation of Tricycle-For-Hire Units in the Municipality of Los Baños". It was endorsed to the Sangguniang Bayan for appropriate action on July 26, 2021;

WHEREAS, after review and deliberation, the Sangguniang Bayan agreed to adopt the use of franchise plate in franchising and regulation of operation of tricycles in the municipality;

NOW, THEREFORE, on motion of Councilor Janos S. Lapiz, duly seconded by Councilors Mark Lester B. Dizon and Cris Dayril B. Bagnes and concurred by all Councilors present;

BE IT ORDAINED BY THE SANGGUNIANG BAYAN OF LOS BAÑOS, LAGUNA, in session assembled, **THAT**:

SECTION 1. TITLE. This Ordinance is entitled as " Ordinance approving and adopting the use of Franchise Plate in Franchising and Regulation of Operation of Tricycle-for-Hire Units in the Municipality of Los Baños.

SECTION 2. USE OF FRANCHISE PLATE. The use of franchise plate in franchising and regulation of operation of tricycle-for-hire units is hereby adopted.

Tricycle-for-hire units operating within the territorial jurisdiction of the Municipality of Los Baños shall bear a franchise plate made of metal plate placed prominently in front and at the back of the sidecar to be identifiable from a distance. The size of the Franchise Plate shall be 8 inches x 10 inches (L x W).

The Franchise Plate shall include the following information:

- a. Logo and Name of the Municipality of Los Baños;
- b. TODA Number;
- c. Unique Franchise Code/Identity;
- d. Mayor's Name and Signature, and;
- e. Year of Validity.

Sample franchise plate shall be referred to as "Annex A" and shall form part of this Ordinance.

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SECTION 3. FUNDING. The initial funding for the fabrication of franchise plate shall be charged to the Municipality of Los Baños. The Tricycle Regulatory Unit (TRU) shall appropriate funds necessary for the implementation of this Ordinance.

SECTION 4. FEES AND CHARGES. The Sangguniang Bayan may impose fees for the issuance of franchise plate in addition to the annual fees and charges for tricycle-for-hire units, provided a public hearing with the stakeholders shall be conducted first and subsequent amendment on the existing Ordinance shall be made.

SECTION 5. REVOCATION AND CONFISCATION. Subject to existing local and national ordinances, franchise plates may be surrendered, revoked and confiscated due to violation of ordinance or non-compliance to existing rules and regulation.


SECTION 6. REPEALING CLAUSE. All ordinances, rules and regulations or parts not consistent with any provision of this Ordinance are hereby repealed, amended or modified accordingly.

SECTION 7. SEPARABILITY CLAUSE. If, for any reasons, any part or provision of this Ordinance shall be declared unconstitutional or invalid by the court, or suspended or revoked by competent authorities, other parts or the provisions thereof which are not affected thereby shall continue to be full force and effect.

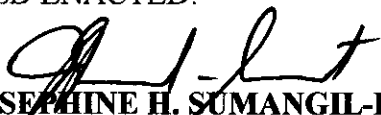
SECTION 8. EFFECTIVITY. This Ordinance shall take force and effect upon approval.

ENACTED : July 26 , 2021

I HEREBY CERTIFY to the correctness of the above-quoted Ordinance.


DONA T. ALBORIDA
Secretary to the Sangguniang Bayan

CERTIFIED ENACTED:


HON. JOSEPHINE H. SUMANGIL-EVANGELISTA
Municipal Vice Mayor / Presiding Officer

APPROVED:

FINAL IBAY
SANGGUNIANG PANGALAWIGAN
KABUSAYANAN Q.L.S. 11345 2021
REY.SA. October 25 2021


HON. ANTONIO L. KALAW
Municipal Mayor 

ANNEX A

Municipal Ordinance No. 2021-2172

Dated : July 26, 2021



MUNICIPALITY OF LOS BAÑOS

Special Science and Nature City

34-0257


HON. ANTONIO L. KALAW
Municipal Mayor

MTFEB 2021

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KAPASIHANAN BLO. 1/26/5-2021
DETA October 25, 2021

