



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
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EXCERPTS FROM THE MINUTES OF THE FORTY - FOURTH (44TH) REGULAR SESSION OF THE SANGGUNIANG BAYAN HELD ON NOVEMBER 29, 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 Miko C. Pelegrina
S.B. Member Janos S. Lapiz
S.B. Member Geronimo A. Ciceron
S.B. Member Marlo PJ A. Alipon
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 Federation President
Secretary Dona T. Alborida
Ms. Felomina I. Lincallo, LLSO I

Absent : None

Visitor : Mr. Levy Tatad, J101 J Big Radio
Mr. Leo Noel L. Katimbang, MSWDO Staff
Hon. Benito A. Ebron, Barangay Kagawad of Malinta
Ms. Heidi M. Dela Rosa - Baculo, HRMO III
Atty. Katrina D. Galang Bacani, Municipal Administrator

ORDINANCE NO. 2021- 2215

ORDINANCE REMOVING THE INSTALLATION OF LED LIGHT AT THE BACK OF THE SIDECAR OF THE TRICYCLE AS A PHYSICAL REQUIREMENT AND EQUIPAGE TO BE COMPLIED WITH BY OPERATORS/OWNERS WHEN APPLYING FOR A NEW OR RENEWAL OF FRANCHISE.

Author: Councilor Marlo PJ A. Alipon, REE, RMP, MPA

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 Pagpapaprangkisa 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”;*

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, Section 32.1.1 of the same Ordinance provides for the Physical Requirements and Equipage or the minimum standards prescribed under DILG Memorandum Circular No. 2007-01. Tricycle operators/owners are enjoined to keep and maintain the road worthiness of their units;

WHEREAS, members of the Los Baños TODA Federation recommended for the removal of installation of LED light at the back of the sidecar of the tricycle as a requirement. They claimed that even the LTO is not requiring said LED light. Tricycle operators/owners incur additional expense for such installation;

WHEREAS, on November 19, 2021, the MTPFRB passed a Resolution No. 2021-10 which provides recommendations for the removal of installation of led light at the back of the sidecar of the tricycle as a physical requirement and equipage to be complied with by operators/owners when applying for a new or renewal of franchise;

WHEREAS, after careful review and deliberation, the august body agreed to adopt the recommendation of the MTPFRB;

NOW THEREFORE, on motion of Councilor Marlo PJ A. Alipon duly seconded by Councilor Geronimo A. Ciceron and approved by the 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 removing the installation of led light at the back of the sidecar of the tricycle as a physical requirement and equipage to be complied with by operators/owners when applying for a new or renewal of franchise;

SECTION 2. GENERAL PROVISION. Installation of led light at the back of the side car of the tricycle is no longer required as a physical equipage when applying for a new or renewal of tricycle franchise.

SECTION 3. IMPLEMENTING BODY. The Tricycle Regulatory Unit (TRU) and the Municipal Engineering Office are hereby advised to implement the aforesaid provision.

Furthermore , the TRU shall cause the widest information dissemination of said provision to all TODAs in the Municipality .



3.00

Ordinance No. 2021-2215

11/29/2021

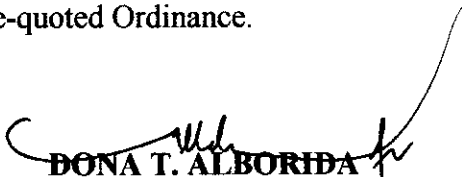
SECTION 4. SEPARABILITY CLAUSE. If, for any reasons, any part or provision of this Ordinance shall be declared unconstitutional or invalid by the court, or suspended or revoked by competent authorities, other parts or the provisions thereof which are not affected thereby shall continue to be full force and effect.

SECTION 5. 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 6. EFFECTIVITY. This Ordinance shall take force and effect upon approval.

ENACTED : November 29, 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
Vice Mayor / Presiding Officer

APPROVED:


HON. ANTONIO L. KALAW
Municipal Mayor