



Republic of the Philippines  
Tanggapan ng Sangguniang Panlungsod  
City of Naga



**ORDINANCE NO. 98-107**

**AN ORDINANCE GRANTING SPECIAL TRIMOBILE FRANCHISES TO FOUR (4) UPPER BARANGAYS OF THE CITY OF NAGA, NAMELY: SAN ISIDRO, PACOL, CAROLINA, AND PANICUASON, PRESCRIBING LIMITATION OF AREAS COVERED AND PENALTIES FOR ANY VIOLATION THEREFOR:**

Author: Hon. Rodolfo Fortuno

Be it ordained by the Sangguniang Panlungsod of the City of Naga that:

**ARTICLE I**

**SECTION 1. - TITLE.** - This ordinance shall be known as the “Naga City Special Trimobile Franchises Ordinance” or NCSTF Ordinance of Naga City.

**SECTION 2. - PURPOSE.** - This ordinance is enacted to prescribe the granting of Special Trimobile Franchises to the Four (4) Upper Barangays, define their specific areas of operation and to provide penalties for violation therefor.

**SECTION 3. - SCOPE OF APPLICATION.** - This ordinance shall apply only to areas within the territorial jurisdiction of the four (4) Upper Barangays namely: SAN ISIDRO, PACOL, CAROLINA, AND PANICUASON.

**ARTICLE II**

**SECTION 4. - DEFINITION OF TERMS.** - Terms as used in this ordinance shall mean:

- a. Upper Barangays – composed of Four (4) Barangays in the City of Naga namely: SAN ISIDRO, PACOL, CAROLINA, AND PANICUASON.
- b. Area of Operation – a particular Barangay or specific location and/or special route where the special motorized trimobile can legally operate.
- c. All other definitions of terms involving trimobiles, tricycles and Padyak shall be based upon the definition of terms under Ordinance No. 93-049 and Ordinance No. 93-026 otherwise known as the Transport and Traffic Code of Naga City as amended and the INTRAP Ordinance of Naga City, respectively.

**SECTION 5. - AREAS COVERED BY EACH FRANCHISE.** - The areas to be covered by each franchise shall be limited only to the following areas designated as follows:

- a. For Barangay San Isidro – from Barangay San Isidro Centro to the Junction of Barangay Carolina and to other points within Barangay San Isidro and back, then from San Isidro Centro to Barangay Pacol Centro, via Pacol-Nursery road and back.

- b. For Barangay Carolina – from Barangay Carolina Junction to Barangay Panicuason Centro or to Barangay Pacol Centro or to Barangay San Isidro Centro and to other points within Barangay Carolina and back.
- c. For Barangay Panicuason – from Barangay Panicuason to Barangay Carolina Junction and to other points within the Barangay Panicuason and back.
- d. For Barangay Pacol – from Barangay Pacol to Barangay San Isidro, via Pacol Nursery road and from Barangay Pacol Centro to Barangay Carolina Junction and to any other points within Barangay Pacol and back.

**SECTION 6. - PROHIBITIONS. -**

- a. In no case shall these Special Trimobiles be allowed to operate and ply outside their authorized area of operations and routes unless the travel is an emergency case which endanger lives and limbs such as bringing patient to hospital, reporting an accident or crime incident to the PNP Command.
- b. Motorbike Tricycle shall no longer be allowed unless changed to genuine trimobile as defined in this ordinance and duly registered with the LTO and the City Trimobile Task Force.
- c. No Special Franchise Trimobile Drivers will be allowed to drive this special trimobile without first being accredited and registered by the City Trimobile Task Force.

**SECTION 7. - COLOR CODE AND NUMBER OF UNITS FOR EACH BARANGAY. -** It is hereby authorized the issuance of Special Franchise for Forty Five (45) special Motorized Trimobile units which shall operate only on the Specific designated areas mentioned in Section 5 hereof.

| COLOR CODE   | AREA OF OPERATION   | Authorized Route Measure Capacity (RMC)<br>No. Of Units |
|--------------|---------------------|---|
| GRAY         | Barangay Panicuason | 5   |
| VIOLET       | Barangay Carolina   | 20  |
| BROWN        | Barangay San Isidro | 10  |
| TANGERINE    | Barangay Pacol      | <u>10</u>   |
| <b>Total</b> |                     | <b>45 Units</b>   |

**SECTION 8. - COLOR IDENTIFICATION. -** For purposes of color identification, each special franchised trimobile unit shall be fully body painted with its color code by the operator/owner prior to applying for special franchise.

**SECTION 9. - REQUIREMENTS FOR SPECIAL FRANCHISE AND OPERATION. -** For the requirements in Franchising Registration, Qualification of applicants, Mayor’s Permit, Passenger Rates, Trimobile Accessories, Fees and Charges, Driver’s ID, Accreditation, and Violations, the pertinent provisions of Ordinance No. 93-049, Articles XXV and XXVI, Section 112 up to 131, as amended, shall apply for the purpose, and also SECTION 11 of Ordinance No. 93-026 shall apply to special trimobile driver’s accreditation.

**SECTION 10. - ASSOCIATION PRESIDENT RECOMMENDATION. -** All applications for Special Motorized Trimobile Operator’s Franchise shall be recommended to the Sangguniang

Panlungsod thru the Trimobile Task Force in writing by their respective Special Trimobile Association Presidents subject to the authorized Route Measure Capacity (RMC) assigned to the particular area of operation.

**SECTION 11. - PENALTIES.** - Any driver and or operator of special franchised motorized tricycle found violating any provision of this ordinance shall be penalized with a fine of Two Hundred (P200.00) Pesos for the First offense, Three Hundred (P300.00) Pesos for the Second offense, Five Hundred (P500.00) Pesos for the third offense or an imprisonment of not less than one (1) month or both such fine and imprisonment upon the discretion of the court.

The violator at his option, may avail of the administrative fine on the following schedules:

|                |  |
|----------------|--|
| First Offense  | 25% of the fine  |
| Second Offense | 50% of the fine  |
| third Offense  | 75% of the fine  |
| Fourth Offense | Revocation of the Mayor's Permit and/or impounding of Trimobiles |

**SECTION 12.** - This ordinance shall become supplementary to Ordinance No. 93-049 and Ordinance No. 93-026.

**SECTION 13. - EFFECTIVITY.** - This ordinance shall take effect upon its approval and publication in a newspaper of general circulation in the locality.

**ENACTED:** OCTOBER 21, 1998

**WE HEREBY CERTIFY** to the correctness of the foregoing ordinance.

**J. ANTONIO A. AMPARADO**  
City Secretary

**ESTEBAN R. ABONAL**  
City Vice Mayor & Presiding Officer

APPROVED:

**SULPICIO S. ROCO JR.**  
City Mayor