



Republika ng Pilipinas
TANGGAPAN NG SANGGUNANG PANLUNGSOD
Lungsod ng Naga

City Hall Compound, J. Miranda Avenue, Naga City, 4400

www.naga.gov.ph / sp@naga.gov.ph
205-2980 local 2060

ORDINANCE NO. 2020-063

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AN ORDINANCE REGULATING THE OPERATION OF TRIMOBILE NOT-FOR-HIRE IN THE CITY OF NAGA, MANDATING AND AUTHORIZING THE REPLACEMENT/ISSUANCE OF NEW PLATES, PROVIDING GUIDELINES FOR ITS IMPLEMENTATION, APPROPRIATING FUNDS THEREOF, AND FOR OTHER PURPOSES:-

Author: **CITY COUNCILOR JOSELITO S.A. DEL ROSARIO, Ph.D.**

Co-Authors: **CITY COUNCILOR SALVADOR M. DEL CASTILLO**
CITY COUNCILOR ELMER S. BALDEMORO
CITY COUNCILOR JESSIE R. ALBEUS
CITY COUNCILOR ANTONIO B. BELTRAN

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

SECTION 1. - Mandate on and Authorization of the Replacement/Issuance of New City Trimobile Plate Numbers for All Trimobile Not For Hire in the City of Naga. - The replacement/issuance of new City Trimobile Plates for all Trimobile Not- for- Hire in the City of Naga is hereby mandated and authorized under this ordinance. The primordial purpose is to provide uniformity and to avoid confusion on the part of the riding public considering that the existing private plates are now dilapidated and/or unreadable and oftentimes confusing with that of For Hire Trimobiles.

SECTION 2. - New Trimobile Not for Hire City Registration Plate. - The new City Trimobile Plates for all Trimobile Not- for- Hire operating in the City of Naga shall be placed and prominently displayed in front and back portion of the sidecar.

SECTION 3. - Design and Measurements. - The design and measurements of the plates for trimobile not- for- hire shall be as follows:

3.1. Design - The plate shall contain the number (in succession), including the city's hotline number and other promotional statements to highlight and reflect the city's vision, culture and history. The overall design shall be prepared by the CEPPIO within 30 days after the passage of this Ordinance and subject to the final approval of the City Mayor.

3.2. Measurements - The prescribed measurements shall 16 inches in height x 20 inches in width.

SECTION 4. - Cost. - The operator shall pay to the City Treasurer's Office, at cost, the new City Plate for Trimobile not For Hire.

SECTION 5. - Guidelines for Implementation. - The following guidelines for implementation of this ordinance are hereby prescribed:

5.1. The new city plates for Trimobile Not for Hire shall be procured thru public bidding.

- 5.2. After the bidding, award, fabrication and delivery to the office of the City Treasurer shall have been completed, the latter shall inform the Public Safety Office. The PSO shall be primarily responsible for the effective implementation of this Ordinance.
- 5.3. After the plate holders are checked, the owner/operator of trimobile not for hire can apply for and avail of the new City Trimobile Plates after compliance/submission of the following requirements:
- 5.3.a. Updated Barangay Certification to be issued by the Punong Barangay stating specifically that the trimobile owner/operator is currently residing in their barangay
 - 5.3.b. Updated LTO Certificate of Registration and Official Receipt
 - 5.3.c. Official receipt of payment of the new City Trimobile Plates
 - 5.3.d. The old Plate Numbers shall be surrendered (if any).
- 5.7. For purposes of uniformity and proper placement of the new City Trimobile Plates, personnel of the Public Safety Office shall install the same which shall be done within the premises of City Hall.

SECTION 6. - Validity of the City Trimobile Plates. - The new City Trimobile Plates for Trimobile Not for Hire is valid for three (3) years from current year 2020, unless sooner changed or revoked for valid reasons by the Office of the City Mayor upon recommendation of the PSO.

SECTION 7. - Uniform Color and Design of the Trimobile Sidecar. - For purposes of uniformity of color and easy identification of Trimobile Not-For-Hire in the City of Naga, the trimobile sidecar shall be painted with uniform color, to be chosen by the Office of the City Mayor. The trimobile owner/operator shall strictly follow the approved color design of the sidecar before the new City Trimobile Plates shall be issued.

Provided, that in the approved uniform design, the provisions of City Ordinance No. 2002-064 shall be strictly observed which mandates that all trimobile not-for-hire shall be painted with the word "NOT FOR HIRE" on the front and back outside portion of the trimobile sidecar and the inside front wall of the sidecar.

The sidecar of the trimobile shall also be provided with a door and shall not be removed to prohibit riding of would-be passengers.

SECTION 8. - LIMITATIONS ON THE USE OF THE TRIMOBILE NOT FOR HIRE:

All trimobile not-for-hire shall be used as a family service, transport of goods and/or supplies owned by the owner or driver and/or for emergency purposes only.

It shall not be used to ferry passengers or goods, for a fee.

SECTION 9. - Penalties. - All trimobile not-for-hire shall not be used to ferry passengers for a fee. It shall be used for family service or for carrying goods and supplies, but in no case shall it involve fee or payment for service rendered.

Any owner/operator of trimobile not-for-hire illegally engaged in ferrying passengers for a fee or accepting payment for service rendered, shall be apprehended and penalized as follows:

- 1st offense - a fine of Three Thousand Pesos (P3,000.00)
- 2nd offense - a fine of Five Thousand Pesos (P5,000.00)
- 3rd offense - a fine of Five Thousand Pesos (P5,000.00),
confiscation of the plate and imprisonment of
six months, or both, at the discretion of the
court

SECTION 10. - Trimobiles Registered in other Local Government Units Entering or Passing-Through the Territorial Jurisdiction of Naga City. -

- 9.a Trimobiles Not- For- Hire - trimobiles not for hire that are registered in other local government units shall not be allowed to enter and shall be apprehended by the authorized traffic enforcers, and penalized under Section 8 and 9 above.

They may be allowed only under the following exempting circumstance/s, to wit:

- 9.a.1 Emergency purpose/s;
- 9.a.2 To ferry to and from any Naga City school or place of work an immediate family member, including purchase of commodities; or
- 9.a.3 The owner is using his trimobile as service vehicle to work in Naga City or in neighboring municipality.

For this purpose, subject to the provisions of Republic Act 4136 which prohibits trimobile from plying along national roads and highways, and within sixty (60) days after the approval of this ordinance, Memorandum of Agreement shall be entered between the City Government and the neighboring local government units to provide/supplement guidelines for the implementation of this Section, subject to the ratification of the Sangguniang Panlungsod.

SECTION 11. - Appropriations. - The necessary amount for the implementation of this Ordinance shall be charged against the current budget of the Public Safety Office.

ORDINANCE NO. 2020-063
Series of 2 0 2 0

Page - 4 -

SECTION 12. - Separability Clause. - Any provision or portion of this ordinance found to be in violation of the Constitution or invalid shall not impair the other provisions or parts thereof and shall remain in full force and effect.

SECTION 13. - Repealing Clause. - Pertinent provisions of City Ordinance No. 93-049, otherwise known as "The Transport and Traffic Code of Naga City," and all other existing ordinances, rules and regulations or parts thereof, which are inconsistent or in conflict with the provisions of this ordinance are hereby repealed, modified and/or supplemented accordingly.

SECTION 14. - Effectivity. - This ordinance shall take effect after publication in a newspaper of general circulation in the City of Naga.

ENACTED: July 21, 2020

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WE HEREBY CERTIFY to the correctness of the foregoing ordinance.



GIL A. DE LA TORRE
Secretary to the
Sangguniang Panlungsod


CECILIA B. VELUZ-DE ASIS
City Vice Mayor &
Presiding Officer

APPROVED:


NELSON S. LEGACION
City Mayor 7/28/2020