

RESOLUTION NO. 2012-076  
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RESOLUTION OVERRIDING THE DISAPPROVAL OF HIS HONOR, THE ACTING CITY MAYOR GABRIEL H. BORDADO, JR. ON SP RESOLUTION NO. 2012-030, ENTITLED: "RESOLUTION GRANTING MR. JAMES JOHN L. MANUBAY SIX (6) MONTHS PROVISIONAL PERMIT TO OPERATE AND MAINTAIN THE INTEGRATED NORTHBOUND JEEPNEY TERMINAL ALONG QUEBORAC, BARANGAY BAGUMBAYAN SUR, NAGA CITY", AND SPECIFYING THAT THE SIX (6) MONTH PROVISIONAL PERMIT SHALL START FROM FEBRUARY 14, 2012 UNTIL AUGUST 14, 2012, AND WITHOUT PREJUDICE FOR THE POSSIBLE FILING OF NECESSARY CHARGES AGAINST THE TERMINAL OPERATOR FOR THE VIOLATIONS COMMITTED:-

Sponsor: Hon. Esteban R. Abonal

**WHEREAS**, on February 14, 2012, through the recommendation of the SP Committee on Public Utilities and the Terminal Evaluation and Compliance Committee (TECCOM), the Sangguniang Panlungsod adopted Resolution No. 2012-030, entitled: "Resolution granting Mr. James John L. Manubay six (6) months provisional permit to operate and maintain the Integrated Northbound Jeepney Terminal along Queborac, Barangay Bagumbayan Sur, Naga City";

**WHEREAS**, on March 1, 2012, the said SP Resolution No. 2012-030 was returned to and received by the Sangguniang Panlungsod unsigned by His Honor, the Acting City Mayor with a note that reads: "I find it rather odd that somebody who had patently violated "certain pertinent provisions of the Environmental Compliance Certificate issued by DENR, and certain pertinent provisions of ordinances governing the establishment, operation, and maintenance of transport terminals in the city;..." (see 3<sup>rd</sup> Whereas of this resolution) would still be granted six (6) months provisional permit! I am, therefore, disapproving this resolution";

**WHEREAS**, the 3<sup>rd</sup> Whereas Clause of Resolution No. 2012-030 reads as follows:

"**WHEREAS**, per inspection and evaluation made by the Terminal Evaluation and Compliance Committee (TECCOM) jointly with the SP Committee on Public Utilities, the operator of the Integrated Northbound Jeepney Terminal has violated certain provisions of the Environmental Compliance Certificate (ECC) issued by the DENR, and certain pertinent provisions of ordinances governing the establishment, operation and maintenance of transport terminals in the city;"

**WHEREAS**, despite the apparent violations committed by the operator of the Integrated Northbound Jeepney Terminal, the Sangguniang Panlungsod through the recommendation of the Terminal Evaluation and Compliance Committee (TECCOM) and the SP Committee on Public Utilities granted the six (6) months provisional permit in order not to affect its services to and dislocate more or less 200 Public Utility Jeepneys (PUJs) as well as to the riding public;

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**WHEREAS**, while the Sangguniang Panlungsod is not comfortable with its action, it deemed appropriate to override the disapproval of His Honor, the Acting City Mayor of the said resolution to avoid more complex problems in the near future;

**WHEREAS**, this six (6) months provisional permit shall recon from February 14, 2012 when Resolution No. 2012-030 was adopted by the Sangguniang Panlungsod, until August 14, 2012, and without prejudice of filing necessary charges against the operator of the Integrated Northbound Jeepney Terminal for violations committed;

**NOW, THEREFORE**, on motion of Hon. Esteban R. Abonal, seconded by Hon. Maria Elizabeth Q. Lavadia, Hon. Jose A. Tuason and Hon. David Casper Nathan A. Sergio;

**BE IT RESOLVED**, as it is hereby resolved, to override the disapproval of His Honor, the Acting City Mayor Gabriel H. Bordado, Jr. on SP Resolution No. 2012-030, entitled: "Resolution granting Mr. James John L. Manubay six (6) months provisional permit to operate and maintain the Integrated Northbound Jeepney Terminal along Queborac, Barangay Bagumbayan Sur, Naga City", and specifying that the six (6) month provisional permit shall start from February 14, 2012 until August 14, 2012, and without prejudice for the possible filing of necessary charges against the terminal operator for the violations committed.

**LET COPIES** of this resolution be furnished His Honor, the Acting City Mayor for his information, Mr. John James L. Manubay, Operator, Integrated Northbound Jeepney Terminal, the Naga City Police Office and the Public Safety Office for their information and guidance.

APPROVED.

Adopted: March 6, 2012

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

**GIL A. DE LA TORRE**  
Secretary to the  
Sangguniang Panlungsod

**CECILIA VELUZ-DE ASIS**  
Acting City Vice Mayor &  
Presiding Officer