



Republika ng Pilipinas
TANGGAPAN NG SANGGUNANG PANLUNGSOD
Lungsod ng Naga
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☎ 205-2980 local 2060

ORDINANCE NO. 2021-089
VVVVVVVVVVVVVVVVVVVVVVVVVVVV

Author: City Councilor JOSELITO S.A. DEL ROSARIO, Ph.D.

EXPLANATORY NOTES

City Ordinance No. 2020-040 regulates the operation of padyaks, tricycles, Etrikes and taxicles during the General Community Quarantine in Naga City. It provides, among others, the passenger capacity, fare and other guidelines on its operations.

The National Task Force Covid19 issued Memorandum Circular No. 03, series of 2020, entitled: "Operational Guidelines on Motorcycle Taxis and Tricycle Back-riding", which intends to provide guidelines on minimum health and safety protocols to be observed by tricycles that will be accepting back-riders and motorcycle taxis following a systematic and coordinated approach in augmenting the public transport options for the commuting public.

The public hearing conducted for purposes of determining the new fares and seating capacities elicited various reactions, notably the support of the riding public particularly of the students to the plight of those in the transport sector. Hence, this Ordinance.

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

SECTION 1. Authorized Passenger Capacity. The following are the new authorized passenger capacity per public utility vehicle, to wit:

- (a) Regular Trimobile Franchise - Three (3) passengers
- (b) Special Trimobile Franchise - Three (3) passengers
- (c) Etrike - Four (4) passengers
- (d) Taxicle - Four (4) passengers
- (e) Padyaks- 2 passengers

SECTION 1.A. For purposes of this Ordinance, regular franchise trimobiles are those granted franchise to operate within the general jurisdiction of Naga City, except those areas covered by special franchises.

SECTION 1.B. Special franchise trimobiles are those granted authority to ply in specific areas only.

For this purpose, the white trimobiles (plying Balatas-Cararayan), with its specially-designed body, are allowed to accommodate four (4) passengers.

SECTION 2. Authorized Fare and Discounts.

SECTION 2.A. Fares for taxicles, e-trikes trimobiles, both special and regular franchises:

Considering the oil prices that swept the entire country lately, the new passenger fare will be P15.00 pesos per passenger.

SECTION 2.B. Fares for padyaks

The new padyak fare will be P10.00 from the previous P5.00 pesos per passenger.

SECTION 2.C. Discounts

Based on existing Ordinances, senior citizens, persons with disabilities, solo parents and students shall be provided with discount of Twenty percent (20%), provided that to avail of the discounted rates, they should have a current identification card issued by the proper authorities and by the schools concerned.

SECTION 3. GUIDELINES FOR DRIVERS. A public utility vehicle driver must:

- circled*
- (a) Wear a face mask and covering the nose and the mouth at all times;
 - (b) Observe and abide all applicable traffic rules and regulations;
 - (c) An operator or driver may refuse the following passengers:
 - (1) Those under the influence of alcohol and other banned substances;
 - (2) Those who are non-compliant to the required health protocols.

SECTION 4. GUIDELINES FOR PASSENGERS. A passenger must:

- circled*
- (a) Wear a face mask completely covering the nose and the mouth at all times;
 - (b) Follow other protocols laid down by authorized agencies.

Retention and/or removal of these guidelines shall be subject to the Inter-Agency classification of Naga City.

SECTION 5. AUTOMATIC FARE ADJUSTMENT. An automatic downward adjustment of fare rate may be effected should the cost of fuel reverts to P50.00 per liter, without need of request to return to the P8.00 per passenger regular rate.

SECTION 6. CREATION OF TECHNICAL WORKING GROUP. A technical group from the Public Safety Office and the PNP shall be tasked to conduct and undertake the measurements of distances of the routes of trimobiles and padyak for purposes of determining additional fare exceeding the initial minimum travel distance.

For this purpose, the first 3 kilometer shall be covered by the minimum fare and succeeding kilometer or a fraction thereof shall be charged P.50 centavos.

For padyaks, the initial 800 meters shall be covered by the 10 pesos fare and succeeding 200 hundred meters or a fraction thereof shall be charged P.50 centavos.

They shall submit the report and the same shall be deemed part hereof for purposes of the full implementation of this Ordinance as stated in Section 11 hereof.

SECTION 7. INFORMATION AND ENFORCEMENT. The Public Safety Office, Task Force Trimobile and City Events Protocol and Public Information Office shall undertake information dissemination of the new fares as stated in this ordinance.

SECTION 8. PENALTIES. Any driver or operator/driver who refuses or fails to comply with the provisions of this ordinance shall suffer the following fines and penalties, based on the discretion of the Court:

- (a) First offense - a fine of Two thousand pesos (Php2,000.00);
- (b) Second offense - a fine of Three thousand five hundred pesos (Php3,500.00);
- (c) Third offense and subsequent offenses - a fine of Five thousand pesos (Php5,000.00) for each instance of violation.

Separate charge/s against recidivist driver and/ or operator may be initiated by the Public Safety Office to ensure that the intents and purposes of this Ordinance are achieved for the protection both of the driver and the riding public.

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SECTION 9. 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 10. REPEALING CLAUSE. All 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 11. EFFECTIVITY. This ordinance shall take effect December 1, 2021 after publication in a newspaper of general circulation in Naga City and compliance with posting requirements laid down by law.


ENACTED: November 16, 2021

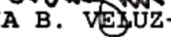
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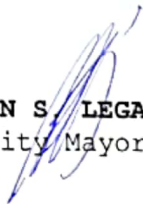
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WE HEREBY CERTIFY to the correctness of the foregoing ordinance.


GIL A. DE LA TORRE
Secretary to the
Sanguniang Panlungsod


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

APPROVED:


NELSON S. LEGACION
City Mayor

11/19/21
