

Excerpt from the

MINUTES OF THE 35th REGULAR SESSION OF THE SANGGUNIANG BAYAN OF BAYBAY, LEYTE HELD IN THE SESSION HALL ON SEPTEMBER 20, 2005.

MUNICIPAL ORDINANCE NO. 012 S. 2005

AN ORDINANCE FIXING THE TRANSPORT FARE OF PUBLIC MOTOR TRICYCLE AND OTHER PUBLIC TRANSPORT EXCEPT FOUR WHEELED PUBLIC VEHICLE PLYING THE ROUTE OF BARANGAYS SAN ISIDRO, GAKAT AND KANSUNGKA OF BAYBAY, LEYTE AND PRESCRIBING PENALTIES THEREOF AND FOR OTHER PURPOSE.

INTRO. & SPONSORED BY: SBM ERNESTO M. BUTAWAN & SBM VICENTE G. VELOSO

WHEREAS, Barangay San Isidro, Gakat and Kansungka are interior barangays of the Municipality of Baybay, the motor tricycles are considered partners in the day to day economic activities of the people of Baybay being one of the most sought after public transport operating within the Poblacion of Baybay conveying passengers and cargoes;

WHEREAS, the medium means of public transportation in going to and coming from said barangays are motor tricycle and motorcycle which public transport are considered partners in the day to day economic, socio-cultural activities of its people conveying passengers and cargoes;

WHEREAS, these motorized public transport are fueled by gasoline and other petroleum products which prices are rapidly increasing;

NOW, THEREFORE, be it RESOLVED, as it is hereby RESOLVED, that an Ordinance be adopted as it is hereby adopted the herein Municipal Ordinance No. 012 s. 2005; to wit:

SECTION 1. - Definition of Terms-

- a. Motor tricycle - any motorized tri-wheel vehicles used for transporting passengers and cargoes and offered to the public;
- b. Motorcycle - any motorized two-wheel vehicles used for transporting passengers and cargoes and offered to the public.

SECTION 2. Prohibited acts or omissions - The following are the prohibited acts¹ or omissions in the operation of motor tricycle;

1. Refusal to convey passengers or choosing a passenger over the other for more consideration or convenience;
2. Driving under the influence of any intoxicating liquor or drugs;
3. Driving without license or permit;
4. Motor tricycles or motorcycles without the assigned body number or plate number as the case may be;

SECTION 3. - Fix rate or fare. The fix rate or fare for each barangay shall be as follows:

FROM	TO	FARE
Baybay	Barangay San Isidro	P 7.00
Baybay	Brgy. Gakat	P 8.00
Baybay	Brgy. Kansungka	P11.00

However, students and senior citizens are entitle to 20% discount.

- more over -

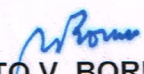
(Cont'd. Mun. Ordinance No. 012 s. 2005) - 2 -

SECTION 4. Penalty - A penalty or fine in the amount of P250.00 plus suspension from driving for five (5) consecutive days shall be imposed to any violators of any provisions of Sections 2 and 3 hereof for the first violations and for the succeeding violations an imprisonment of not more than fifteen (15) days shall be imposed in addition to the fine. However, those operators who allow their motor tricycles to ply at anytime of the day without plate number, body number, or permit shall in addition to the foregoing penalties the vehicle shall be impound until such time the operator can comply the deficiency;

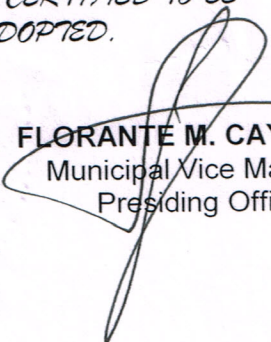
SECTION 5. Effectivity - This ordinance shall take effect ten (10) days from its approval.

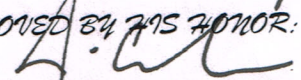
ENACTED, September 20, 2005.

I HEREBY CERTIFY to the correctness of the foregoing ordinance which was duly adopted by the Sangguniang Bayan during its regular session held on September 20, 2005.


AMELITO V. BORNEO
Secretary to the SB

*ATTESTED AND CERTIFIED TO BE
DULY ADOPTED.*


FLORANTE M. CAYUNDA
Municipal Vice Mayor &
Presiding Officer

APPROVED BY HIS HONOR:

JOSE CARLOS L. CARI
Municipal Mayor