



Republic of the Philippines  
 PROVINCE OF CAGAYAN  
 City of Tuguegarao



**SEVENTH CITY COUNCIL**

EXCERPTS FROM THE MINUTES OF THE 134<sup>th</sup> REGULAR SESSION  
 OF THE SEVENTH CITY COUNCIL OF TUGUEGARAO CITY, CAGAYAN  
 HELD ON JUNE 18, 2019, 9:00 A.M., TUESDAY,  
 AT THE SANGGUNIANG PANLUNGSOD SESSION HALL

**PRESENT:**

Hon. Bienvenido C. De Guzman II	City Vice Mayor, Presiding Officer
Hon. Danilo L. Baccay	Sangguniang Panlungsod Member
Hon. Jude T. Bayona	-do-
Hon. Kendrick S. Calubaquib	-do-
Hon. Arnel T. Arugay	-do-
Hon. Gilbert S. Labang	-do-
Hon. Winnoco R. Abraham	-do-
Hon. Mary Marjorie P. Martin-Chan	-do-
Hon. Raymund P. Guzman	-do-
Hon. Grace B. Arago	-do-
Hon. Gil G. Pagulayan	Ex Officio Member (Liga ng mga Barangay President)
Hon. Karen L. Taguinod	Ex Officio Member (SK Federation President)



**ABSENT:**

Hon. Maila Rosario T. Que	Sangguniang Panlungsod Member (on Official Business)
Hon. Imogen Claire M. Callangan	Sangguniang Panlungsod Member (on Official Time)
Hon. Anthony C. Tuddao	Sangguniang Panlungsod Member

**CITY ORDINANCE NO. 14-2019**

**AN ORDINANCE SETTING SPEED LIMIT OF 20 KPH FOR ALL KINDS OF MOTOR VEHICLES 100 METERS BEFORE AND AFTER SCHOOL PREMISES WITHIN TUGUEGARAO CITY AND IMPOSING NECESSARY PENALTIES THEREOF**

**Sponsors:**

- Hon. Kendrick S. Calubaquib**
- Hon. Bienvenido C. De Guzman II**
- Hon. Danilo L. Baccay**
- Hon. Jude T. Bayona**
- Hon. Winnoco R. Abraham**
- Hon. Raymund P. Guzman**
- Hon. Grace B. Arago**
- Hon. Imogen Claire M. Callangan**
- Hon. Arnel T. Arugay**
- Hon. Gilbert S. Labang**
- Hon. Anthony C. Tuddao**
- Hon. Gil G. Pagulayan**
- Hon. Karen L. Taguinod**

**WHEREAS**, Section 4 of the Declaration of Principles and State Policies of the 1987 Constitution of the Philippines provides that “the prime duty of the government is to serve and protect the people.” In addition, Section 5 of such Article states that “the maintenance of peace and order, protection of life and liberty and the promotion of the general welfare are essential for the enjoyment of the people of all the blessings of democracy”;

**WHEREAS**, consistent with Republic Act No. 4136, an act to compile the laws relative to land transportation and traffic rules, to create a Land Transportation Commission for other purposes, under Chapter IV, Article I on Traffic Rules, the speed limit through crowded streets approaching intersections at “blind corners”, passing SCHOOL ZONES, passing other vehicles which are stationary, should be 20 kph;



**WHEREAS**, Republic Act No. 7160 grants local government units the power to enact measures that will enhance the public health, safety and convenience, maintains peace and order, and promote the general prosperity of its constituents;

**WHEREAS**, notwithstanding vigorous implementation by appropriate law enforcement agencies of existing traffic laws, there has been an alarming steady increase in traffic accidents on school premises primarily caused by overspeeding and reckless driving by motorists;

**WHEREAS**, in the interest of public safety and order, there is an imperative need for the city government to immediately address this serious concern through a renewed vigor of regulation as well as the adoption of local measures responsive to the current situation with a view of reasonably and effectively obviating traffic accidents resulting from overspeeding and reckless driving.

**NOW, THEREFORE**, be it **ENACTED** by the Seventh City Council in session assembled that:

**SECTION 1. TITLE.** This ordinance shall be known as "**AN ORDINANCE SETTING SPEED LIMIT OF 20 KPH FOR ALL KINDS OF MOTORVEHICLES 100 METERS BEFORE AND AFTER SCHOOL PREMISES WITHIN TUGUEGARAO CITY AND IMPOSED NECESSARY PENALTIES THEREOF**"

**SECTION 2. PURPOSE.** It is the purpose of this ordinance to ensure and maintain the safety of students or pupils and teachers and to address traffic accidents resulting from overspeeding of tricycle drivers.

**SECTION 3. COVERAGE.** This ordinance shall apply to all motorists or tricycle drivers within the jurisdiction of Tuguegarao City obliging them to decrease their speed limit to 20 kph, 100 meters before and after school premises.

**SECTION 4. DEFINITION OF TERMS.**

- a. **STUDENT/PUPIL** – a person who is studying at a school or college.
- b. **SCHOOL PREMISE** – an institution or building where children and young people receive education.
- c. **TRAFFIC ENFORCER** – a person in charge to enforce, monitor and apprehend violators in accordance with the provisions of this ordinance.
- d. **TRICYCLE** – a motor vehicle composed of a motorcycle fitted with a single wheel side-car used to convey or transport passengers at a fixed rate or fare to their places of destination.
- e. **MOTORIST/TRICYCLE DRIVER** – any person duly licensed by the Land Transportation Office (LTO) to drive and operate a motorcycle or tricycle and who actually drives and controls a motorized tricycle while in operation in public streets and highways.
- f. **SPEED LIMIT** – the maximum speed at which a vehicle is legally permitted to travel, within a specific area on a certain road, or under given conditions.
- g. **PENALTY** – a punishment imposed or incurred for a violation of this ordinance.

**SECTION 5. ENFORCEMENT.** In order to effectively enforce the law, the City Government will designate a traffic enforcer in all schools within Tuguegarao City. The traffic enforcers are tasked to monitor the speed limit of every motorcycle 100 meter before and after school premises.

- a. The City Government shall conduct appropriate training of TLEOs on the use of speed guns, speed enforcement cameras and other speed enforcement instruments and strategies in coordination with the LTO and other law enforcement agencies.

**SECTION 6. DATA COLLECTION, PLANNING AND COORDINATION.** The PSSO shall take the lead in collecting road crash data, including road crash facilities, injuries and other relevant information that are necessary in the development of road safety plans and programs.

**SECTION 7. PUBLIC INFORMATION CAMPAIGN AND OTHER TASKS.** The PSSO shall conduct regular public information campaigns on speed limit enforcement and road safety.

**SECTION 8. SPEED LIMIT SIGNS.** The CEO shall assist not only the Office of the Chief Executive but also the City Engineering Office.

The Tuguegarao City Traffic Management Group shall assist the PSSO/TEU in the identification and installation of appropriate traffic signs indicating the speed limits on all roads within the City.

**SECTION 9. PROHIBITED ACT.** Any motorist or tricycle driver who shall exceed the speed limit prescribed by this ordinance shall be apprehended and required to pay the penalty imposed.

**SECTION 10. PENALTIES.** The following penalties shall be imposed on violators of this Ordinance:

- a. First Offense - P500.00
- b. Second Offense - P1,000.00
- c. Third Offense - P1,500.00 and confiscation of Driver's License

**SECTION 11. COLLECTION OF PENALTIES.** The fines imposed for violation of this ordinance shall be paid to the City Treasurer's Office. Fifty percent (50%) of the fines will be part of the City Government Fund and the remaining fifty percent (50%) shall accrue as a special fund for traffic enforcers as motivation for them to perform their functions.

**SECTION 12. EXCEPTIONS.** The speed limit prescribed shall not apply to the following:

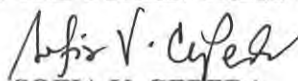
- a. Any driver bringing a wounded or sick person for emergency treatment to a hospital, clinic;
- b. A law-enforcement officer who is trying to overtake a violator of traffic laws;
- c. Any other emergency cases with justifiable reasons;

**SECTION 13. SEPARABILITY CLAUSE.** If for any reason that any section or provision of this ordinance is declared unconstitutional by the constitution and other laws and statutes, other sections or provisions hereof which are not affected thereby shall continue to be in full force and effect.

**SECTION 14. EFFECTIVITY.** This Ordinance shall take effect immediately upon its approval.


X-X-X

I HEREBY CERTIFY TO THE CORRECTNESS OF THE FOREGOING:

  
SOFIA V. CEPEDA

Assistant Secretary to the Sanggunian

ATTESTED:

  
HON. BIENVENIDO C. DE GUZMAN II

City Vice Mayor  
Presiding Officer

Date: JUNE 27, 2019

APPROVED:

  
HON. ATTY. JEFFERSON P. SORIANO

City Mayor

Date: 662819

ed