



Republic of the Philippines
 PROVINCE OF CAGAYAN
 City of Tuguegarao



EIGHTH CITY COUNCIL

EXCERPTS FROM THE MINUTES OF THE 74th REGULAR SESSION
 OF THE EIGHTH CITY COUNCIL OF TUGUEGARAO CITY, CAGAYAN
 HELD ON FEBRUARY 09, 2021, 9:00 A.M., TUESDAY,
 AT THE SANGGUNIANG PANLUNGSOD SESSION HALL

PRESENT:

Hon. Bienvenido C. De Guzman II	City Vice Mayor/Presiding Officer
Hon. Imogen Claire M. Callangan	Sangguniang Panlungsod Member (via Teleconferencing)
Hon. Gilbert S. Labang	Sangguniang Panlungsod Member
Hon. Danilo L. Baccay	Sangguniang Panlungsod Member (via Teleconferencing)
Hon. Ronaldo S. Ortiz	-do-
Hon. Arnel T. Arugay	Sangguniang Panlungsod Member
Hon. Mary Marjorie P. Martin-Chan	Sangguniang Panlungsod Member (via Teleconferencing)
Hon. Grace B. Arago	Sangguniang Panlungsod Member
Hon. Raymund P. Guzman	Sangguniang Panlungsod Member (via Teleconferencing)
Hon. Karina S. Gauani	Sangguniang Panlungsod Member
Hon. Victor V. Perez	Sangguniang Panlungsod Member (via Teleconferencing)
Hon. Gil G. Pagulayan	Ex Officio Member
Hon. Karen L. Taguinod	Ex Officio Member (via Teleconferencing)

ABSENT:

Hon. Maila Rosario T. Que	Sangguniang Panlungsod Member (on Official Time)
Hon. Winnoco R. Abraham	Sangguniang Panlungsod Member

CITY ORDINANCE NO. 09-08-2021

AN ORDINANCE AMENDING ARTICLE III, SECTION 9 AND ARTICLE VII, SECTION 1.4 OF CITY ORDINANCE NO. 47-08-2019 TITLED “AN ORDINANCE ADOPTING THE ROAD SAFETY CODE OF TUGUEGARAO CITY, PROVIDING PENALTIES FOR THE VIOLATION THEREOF AND APPROPRIATING FUNDS FOR THIS PURPOSE”

WHEREAS, in the Philippines, the Cagayan Valley Region has the highest number of fatalities in proportion to its population. Out of all the cities and municipalities in the region, Tuguegarao City has the highest number of road crashes.

WHEREAS, the Tuguegarao City Government has adopted several ordinances designed to promote road safety;

WHEREAS, the Tuguegarao City Government recognizes the need to improve the implementation and enforcement of existing road safety ordinances and to introduce new interventions to further reduce the number of road crash fatalities in Tuguegarao City;

WHEREAS, the Tuguegarao City Government, particularly this Council, recognizes that road safety is a shared responsibility and that those who design and regulate the roads have as much responsibility in preventing road injury and deaths as those who use the roads.

WHEREAS, there is a need to amend City Ordinance No. 47-2019 to be consistent with DILG Memorandum Circular No. 2020-036 and DILG Memorandum Circular No. 2020-004.

WHEREAS, the amendments of the said ordinance shall improve traffic situations along national roads.

NOW, THEREFORE, be it ordained by the Committee Members in meeting assembled, to enact the following:

SECTION 1. ARTICLE III shall include the following:

Section 9.2 PROHIBITION ON THE OPERATION OF TRICYCLES, PEDICABS OR MOTORIZED PEDICABS ALONG NATIONAL HIGHWAYS. For safety reasons, no tricycle or pedicab shall operate on national highways of Tuguegarao City.

Section 9.3. EXCEPTIONS. Due to unavailability of alternative routes, tricycles, pedicabs, and motorized pedicabs may traverse in the portions of the following national roads:

- a. Cagayan Valley Road
- b. Enrile Avenue (by-pass road)
- c. Tanza-Caggay Highway.
- d. Maharlika Road/Highway
- e. Cagayan-Apayao Road

Provided further, that all tricycles plying the said routes shall remain at the outermost lane of the national highway and shall not exceed the 40kph speed limit.

SECTION 2. Article VII. Section 1.4 shall be amended to read as follows:

Section No.	Violation	First Offense	Second Offense	Third and Succeeding Offenses
Section 1.4	Prohibition on the operation of tricycles, pedicab or motorized pedicabs, along national highways.	Fine of P2,000.00	Fine of P3,500.00 with recommendation for suspension of franchise	Fine of P5,000.00 with 3 months imprisonment at the court's discretion and recommendation for revocation of license

SECTION 3. REPEALING CLAUSE. All ordinances, local issuances or rules and regulations and/or parts in conflict with the provisions of this ordinance are hereby repealed, amended and modified accordingly.

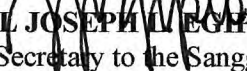
SECTION 4. SEPARABILITY CLAUSE. If any provision of this Ordinance is declared unconstitutional or invalid, other provisions or parts hereof which are not affected shall remain valid and enforceable.

SECTION 5. PUBLIC HEARING. The Ordinance is enacted under unusual and extreme condition the country is experiencing in general and Tuguegarao City in particular as declared by the National Government through a number of proclamation orders and other rules and regulations promulgated by His Excellency President Rodrigo Duterte and the Provincial Government, hence, the public hearing shall be dispensed with, considering further the urgency and importance of the instant measure.


SECTION 6. EFFECTIVITY CLAUSE. This ordinance shall take effect upon its approval and upon compliance of the mandatory posting and publication requirements prescribed under RA 7160, otherwise known as the "Local Government Code of 1991."

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I HEREBY CERTIFY TO THE CORRECTNESS OF THE FOREGOING:


JOEL JOSEPH M. EGPTO, Ph.D.
Secretary to the Sanggunian

ATTESTED:


HON. BIENVENIDO C. DE GUZMAN II
City Vice Mayor/Presiding Officer
Date: 2/10/2021

APPROVED:


HON. ATTY. JEFFERSON P. SORIANO
City Mayor
Date: 2/10/2021

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Republic of the Philippines
 PROVINCE OF CAGAYAN
 City of Tuguegarao
EIGHTH CITY COUNCIL



EXCERPTS FROM THE MINUTES OF THE 19th REGULAR SESSION
 HELD ON NOVEMBER 8, 2019, FRIDAY, 9:00 A.M., IN LIEU OF NOVEMBER 12, 2019,
 TUESDAY, AT THE CONFERENCE ROOM, OFFICE OF THE CITY MAYOR,
 TUGUEGARAO CITY, CAGAYAN

PRESENT:

Hon. Bienvenido C. De Guzman II	City Vice Mayor/Presiding Officer
Hon. Maila Rosario T. Que	Sangguniang Panlungsod Member
Hon. Imogen Claire M. Callangan	-do-
Hon. Gilbert S. Labang	-do-
Hon. Danilo L. Baccay	-do-
Hon. Ronald S. Ortiz	-do-
Hon. Arnel T. Arugay	-do-
Hon. Mary Marjorie P. Martin-Chan	-do-
Hon. Winnoco R. Abraham	-do-
Hon. Grace B. Arago	-do-
Hon. Raymund P. Guzman	-do-
Hon. Karina S. Gauani	-do-
Hon. Victor Herbert N. Perez	-do-
Hon. Gil G. Pagulayan	Ex Officio Member
Hon. Karen L. Taguinod	-do-



CITY ORDINANCE NO. 47-08-2019

**AN ORDINANCE ADOPTING THE ROAD SAFETY CODE OF TUGUEGARAO CITY,
 PROVIDING PENALTIES FOR THE VIOLATION THEREOF,
 AND APPROPRIATING FUNDS FOR THIS PURPOSE**

Sponsors: **HON. BIENVENIDO C. DE GUZMAN II (Vice Mayor)**
HON. IMOGEN CLAIRE M. CALLANGAN
HON. DANILO L. BACCAY
HON. GIL G. PAGULAYAN
HON. GRACE ARAGO
HON. KARINA S. GAUANI
HON. KAREN L. TAGUINOD
HON. WINNOCO R. ABRAHAM
HON. RAYMUND P. GUZMAN
HON. ARNEL T. ARUGAY
HON. GILBERT S. LABANG
HON. RONALD S. ORTIZ
HON. MAILA ROSARIO T. QUE
HON. MARY MARJORIE P. MARTIN-CHAN
HON. VICTOR HERBERT N. PEREZ

WHEREAS, in the Philippines, the Cagayan Valley Region has the highest number of fatalities in proportion to its population. Of all the cities and municipalities in the region, Tuguegarao City has the highest number of road crashes.

WHEREAS, according to the Cagayan Provincial Police Office, in 2016, the province accounted for 1,471 road crashes, with an average of 123 road crash incidents each month. 127 fatalities were recorded while 770 resulted in injuries and 558 more resulted in damages to properties. One-third of these incidents or 482 road crashes happened in Tuguegarao City;

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The POSO shall assign a specific division within its offices that shall be in charge of collection, monitoring and analysis of road crash data. The assigned division shall have at least two (2) analysts who shall be granted access to the DRIVER System for purposes of encoding and uploading road crash data.

Section 5.2. Minimum data to be collected. The responding and/or reporting officer shall record the data prescribed by the DOTr for the use of the DRIVER System.

Section 6. Coordination with National Government Agencies.

Section 6.1. Coordination on Road Safety and Traffic Policies. The POSO shall align its road safety and traffic policies with the policies, rules and regulations of the DOTr, LTO, PNP and the PNP-Highway Patrol Group (HPG). The POSO shall ensure that the relevant national government agencies are duly notified of policies in Tuguegarao City by furnishing them with copies of this Ordinance, the Tuguegarao City Road Safety Action Plan, other relevant ordinances and/or resolutions, and succeeding issuances.

Section 6.2. Coordination on Deployment of Law Enforcement Officers. The POSO shall regularly monitor the deployment of law enforcement officers on national roads passing through the City. The POSO shall ensure that the City has an adequate number of law enforcement officers and that an adequate number of law enforcement officers are deployed in critical areas. For this purpose, the POSO shall regularly secure copies of the deployment schedule and deployment plan of the LTO, PNP and PNP-HPG.

Section 7. Citizen's Reports.

Section 7.1. Road Safety Reporting System. The POSO shall establish and operate a road safety reporting system where citizens may directly file their complaints and/or requests regarding any concern related to road safety including, but not limited to, the following:

- a. Repair, maintenance or improvement of city and barangay roads including the installation of street lights, road signs and other road furniture;
- b. Road obstructions, road hazards and other encroachments on roads and sidewalks; or
- c. Any violation of this Code by a private person or entity, or public official tasked with enforcement of this Code.

Section 7.2. Minimum Information on Reporting Form. The POSO shall make available in its main office and satellite posts reporting forms that shall contain the following minimum information:

- a. Name of reporter;
- b. Nature of report, complaint or request;
- c. Background information about the report, allowing photos or supporting evidence to be attached;
- d. Location; and,
- e. Desired outcome of the reporter.

Section 7.3. Initial Report of Action Taken. The POSO shall respond to the report filed within fifteen (15) working days from receipt thereof with an initial report of actions taken.

ARTICLE III. SAFER ROADS AND MOBILITY

Section 1. Road Inventory and Classification.

Section 1.1. Road Inventory. The City Engineering Office shall be responsible for updating the local road inventory every three (3) years or whenever a local road is converted to a national road and vice versa. The City Engineering Office shall submit annual reports on any conversions or changes made to the road inventory to the POSO.

Section 1.2. Road Classification. The City Engineering Office shall be responsible for updating the local road inventory to reflect the accurate classification of roads every time a local road is reclassified. The City Engineering Office shall report on any conversions or changes made to the road classifications in the road inventory to the Road Safety Working Group.

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Section 8.4 Use of Sidewalks.

Section 8.4.1 Prohibition against use of sidewalks by motor vehicles. Sidewalks shall be for the exclusive use of pedestrians. It shall be prohibited for motor vehicles to traverse sidewalks or use the same for any other purposes including parking.

Section 8.4.2 Prohibition against blocking of sidewalk for parking or other purposes. Blocking or obstructing any portion of a sidewalk is prohibited. Placing goods or items on the sidewalk, parking vehicles in a manner that obstructs the sidewalk, use of sidewalks for post-harvest activities and sleeping or squatting thereon are likewise prohibited.

Section 8.4.3. Sidewalk-Clearing Operations. The POSO shall regularly conduct sidewalk-clearing operations. Any obstructions on sidewalks that are not otherwise authorized by the proper authorities shall be removed immediately, without prejudice to applicable penalties. Within sixty (60) days from the effectivity of this ordinance, building and establishment owners shall remove any object or installation including, but not limited to, parking facilities, painted parking slots, delineators and/or tire guards that encroach on or obstruct sidewalks. Encroaching objects or materials not removed by the building or establishment owner shall be removed by the POSO and shall subject them to fines and other appropriate penalties.

Section 8.4.4. Temporary Sidewalks. The POSO shall designate temporary sidewalks in the event of obstruction of sidewalks due to authorized road improvement or construction activities. The temporary sidewalks shall be properly marked.

Section 9. Road-Clearing Operations. The POSO, in coordination with the City Engineering Office, shall regularly conduct road-clearing operations to remove objects or materials that obstruct the free flow of vehicular traffic and pedestrian passage.

All building and establishment owners shall be responsible for the removal of any object or installation including, but not limited to, parking facilities, painted parking slots, delineators and/or tire guards that encroach on public roads. Encroaching objects or materials not removed by the building or establishment owner shall be removed by the POSO and shall subject them to fines and other appropriate penalties.

Section 9.1. Prohibition against the Use of Roads for Post-Harvest Activities. No road shall be used for post-harvest activities. Post-harvest activities shall be conducted in the manner prescribed under RA 7607.

Section 10. Traffic Control Devices. The POSO shall be responsible for the management of all traffic devices, lights, controls or signals on public roads, whether installed by the City Government or private entities.

The operation of traffic lights installed by private entities on public roads shall be coordinated with the POSO.

No person shall, without authority from the POSO, install, alter, remove or control any traffic control sign or traffic light on any public road.

Section 10.1. Prohibition of Removal, Defacement, Obstruction or Unauthorized Alteration or Installation of Traffic Control Devices. The removal, defacement obstruction or any unauthorized alteration or installation of traffic control devices are prohibited. The POSO shall be authorized to cause the automatic removal of any obstruction on traffic control devices.

Section 11. Capacity Building and Knowledge Transfer. The POSO, working jointly with the City Engineering Office, with the support of the DPWH and other agencies or institutions, shall organize regular capacity building trainings and workshops on road safety for its personnel and other stakeholders. Priority shall be given to the following themes:

- a. Safer road design
- b. Safe infrastructure design
- c. Low-cost safety engineering
- d. Traffic impact assessment

Section 1.4. Mandatory First Aid Training for Law Enforcement Officers. All law enforcement officers shall undergo training on first aid response and relief, basic life support and extraction. The POSO, in coordination with the CDRRMO and Department of Health, shall be responsible for organizing first aid response and relief training and certification for law enforcement officers.

Section 1.5. First Responder Training for Communities and Volunteer Organizations. The DRRMO shall provide regular free first aid response and relief training, basic life support and extraction every year, and invite communities, barangay volunteers, volunteer organizations and other stakeholders. The DRRMO is likewise authorized to provide free first responder trainings to communities and other stakeholders and volunteers upon their written request.

Section 2. Coordination with Hospital Trauma Care Providers. The DRRMO shall coordinate with the City Health Officer in developing and disseminating a directory of hospital trauma care providers. The POSO shall build a coordination network between the emergency responders and hospital trauma to strengthen the emergency response of the City.

Section 3. Road Crash Investigation. The POSO shall investigate fatal crashes occurring within Tuguegarao City for purposes of policy development. Findings from the investigation shall be submitted to the Road Safety Working Group and/or the appropriate office for proper action.

Section 4. Monitoring and Evaluation of Response Time. The Command Center and DRRMO shall monitor and evaluate the efficiency of the City's post-crash response through the monitoring and recording of response times from the time the call was received to the time that relief is rendered.

The DRRMO shall identify and recognize the barangay emergency rescue team with the fastest and most frequent response times and the barangay emergency rescue team that consistently fails to respond to emergencies, and shall make recommendations on incentives to improve response times.

Section 5. Annual Report on Post-Crash Response. The Command Center shall submit an annual report to the POSO and the Road Safety Working Group on the number of road safety emergency calls received, response times of DRRMO, and the response time and frequency of response of barangay emergency rescue teams.

ARTICLE VII. FINES AND PENALTIES

Section 1. Penalties for violations under Article III.

Violations under Article III shall warrant the following fines and penalties:

Section No.	Violation	First Offense	Second Offense	Third and Succeeding Offenses
Section 4.1.1.	Defacement, alteration, obstruction or unauthorized installation of road signs	Fine of P2,000.00	Fine of P3,500.00 or 1 hour Community Service	Fine of P5,000.00 with 3 months imprisonment at the court's discretion
Section 8.1.3.	Prohibition on using, straddling or blocking pedestrian lanes	Fine of P500.00	Fine of P1,000.00 or 1 hour Community Service	Fine of P2,000.00 with 30 days imprisonment at the court's discretion
Section 8.2.4.	Prohibition on using, straddling or blocking bicycle lanes	Fine of P500.00	Fine of P1,000.00 or 1 hour Community Service	Fine of P2,000.00 with 30 days imprisonment at the court's discretion
Section 8.3.1.	Prohibition against parking on designated parking slots for persons with disability and other groups with special needs	Fine of P500.00	Fine of P1,000.00 or 1 hour Community Service	Fine of P2,000.00 with 30 days imprisonment at the court's discretion
Section 8.4.1	Prohibition against use of sidewalks by motor vehicles	Fine of P2,000.00	Fine of P3,500.00 or 1 hour Community Service	Fine of P5,000.00 with 3 months imprisonment at the court's discretion
Section 8.4.2	Prohibition against blocking of sidewalk for parking or other	Fine of P500.00	Fine of P1,000.00 or 1 hour Community	Fine of P2,000.00 with 30 days imprisonment at

	purposes		Service	the court's discretion
Section 9.1	Prohibition against the use of roads for post-harvest activities	Fine of P500.00	Fine of P1,000.00 or 1 hour Community Service	Fine of P2,000.00 with 30 days imprisonment at the court's discretion
Section 10.1	Defacement, alteration, obstruction or unauthorized installation of road signs	Fine of P2,000.00	Fine of P3,500.00 or 1 hour Community Service	Fine of P5,000.00 with 3 months imprisonment at the court's discretion

Section 2. Penalties for violations under Article IV.

Violations under Article IV shall warrant the following fines and penalties:

Section No.	Violation	First Offense	Second Offense	Third and Succeeding Offenses
Section 1.1	Failure to maintain the vehicle design standards for tricycles during the duration of the franchise	Fine of P2,000.00	Fine of P3,500.00 with recommendation to LTFRB for suspension of franchise	Fine of P5,000.00 with 3 months imprisonment at the court's discretion and recommendation to LTFRB of revocation of franchise and recommendation for revocation of license
Section 1.2.	Prohibition on use of tricycles without a franchise and/or mayor's permit	Fine of P2,000.00 or 1 hour Community Service	Fine of P3,500.00 or 2 hours Community Service	Fine of P5,000.00 with 3 months imprisonment at the court's discretion
Section 1.3.	Limit on number of passengers of tricycles	Fine of P500.00 or 1 hour Community Service	Fine of P1,000.00 or 2 hours Community Service	Fine of P2,000.00 with 30 days imprisonment at the court's discretion and recommendation for revocation of license
Section 1.4.	Limitation on route of tricycles	Fine of P2,000.00	Fine of P3,500.00 with recommendation for suspension of franchise	Fine of P5,000.00 with 3 months imprisonment at the court's discretion and recommendation for revocation of license
Section 2.	Failure to maintain the minimum safety standards for private vehicles passing through Tuguegarao city	Fine of P500.00 or 1 hour Community Service	Fine of P1,000.00 or 2 hours Community Service	Fine of P2,000.00 with 30 days imprisonment at the court's discretion
Section 3.	Failure to maintain the vehicle safety standards for vehicles transporting goods	Fine of P500.00 or 1 hour Community Service	Fine of P1,000.00 or 2 hours Community Service	Fine of P2,000.00 with 30 days imprisonment at the court's discretion
Section 4.1.	Failure to maintain the minimum design standards for animal-drawn carriages and traditional motor vehicles	Fine of P500.00 or 1 hour Community Service	Fine of P1,000.00 or 2 hours Community Service	Fine of P2,000.00 with 30 days imprisonment at the court's discretion
Section 4.2	Limitation on route of animal-drawn carriages and traditional motor vehicles and passengers	Fine of P2,000.00	Fine of P3,500.00 with recommendation for suspension of franchise Seminar	Fine of P5,000.00 with 3 months imprisonment at the court's discretion and recommendation for revocation of license

Other items required to be procured for the implementation of this Ordinance or the Tuguegarao Road Safety Action Plan shall be submitted by the Public Order and Safety Office or responsible office or agency as part of their budget plan for the succeeding years.

Section 2. Procurement. The Office of the Mayor is hereby authorized to cause the procurement of the items enumerated in the preceding section in accordance with the above budget program and in compliance with Republic Act No. 9184, otherwise known as the "Government Procurement Reform Act."

Section 3. Information, Education and Communication Campaign. The POSO, in coordination with the City Information Office, shall conduct a continuing information, education and communication (IEC) campaign on the implementation of this Ordinance and other enforcement activities. The IEC campaign shall be launched six (6) months prior to the implementation of this Ordinance.

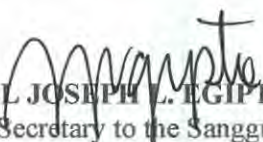
Section 4. Repealing Clause. All ordinances, resolutions, executive orders, memorandum circulars and administrative orders or parts thereof which are inconsistent with any provisions of this Ordinance are hereby repealed or modified accordingly.

Section 5. Separability Clause. If any provision of this Ordinance is declared void or unconstitutional, the remaining portions shall not be affected and shall remain in full force and effect.


Section 6. Effectivity. This Ordinance shall take effect fifteen (15) days after its publication in a newspaper of general circulation and after the posting of copies of this Ordinance in a bulletin board at the City Hall and in at least two (2) conspicuous locations within the City for a period of fifteen (15) days. The Secretary to the Sanggunian shall cause the posting of the ordinance not later than five (5) days after its approval.

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I HEREBY CERTIFY TO THE CORRECTNESS OF THE FOREGOING:


JOEL JOSEPH L. IGIPTO, Ph.D.
Secretary to the Sanggunian

ATTESTED:


HON. BIENVENIDO C. DE GUZMAN II
City Vice Mayor
Presiding Officer
Date: _____

APPROVED:


HON. ATTY. JEFFERSON P. SORIANO
City Mayor
Date: 11/21/19

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