

OFFICE OF THE SB SECRETARY

Excerpt FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIAN BAYAN OF DUMINGAG, ZAMBOANGA DEL SUR, HELD AT THE MUNICIPAL SESSION HALL ON SEPTEMBER 21, 1998.

<u>OFFICERS / MEMBERS:</u>	<u>POSITION:</u>	<u>PRESENT</u>	<u>ABSENT</u>	<u>O.B.</u>
Hon. Nacianceno M. Pacalloga, Jr.	Vice Mayor, Presiding Officer	X	---	---
Hon. Michael F. Morpes	SB Member	X	---	---
Hon. Juliet E. Rojas	SB Member	X	---	---
Hon. Zacarias P. Tangalin	SB Member	X	---	---
Hon. Daylinda R. Lambatan	SB Member	X	---	---
Hon. Wellie M. Geographida	SB Member	X	---	---
Hon. Phimalindo G. Deromal	SB Member	X	---	---
Hon. Inocencio T. Faunllan	SB Member	X	---	---
Hon. Domiciano E. Real	SB Member	X	---	---
Hon. Nita T. Dela Torre	Ex-Officio Member	X	---	---
Hon. Libertine D. Retes	Ex-Officio Member	X	---	---
Mr. Alejandro R. Estillero	SB Secretary	X	---	---

ORDINANCE NO. 5, s. 1998

" AN ORDINANCE FIXING THE FARE RATES OF TRI-SIKAD
AND PROVIDING PENALTY FOR VIOLATION THEREOF. "

Be it enacted by the Sangguniang Bayan of Dumingag, Zamboanga del Sur in session assembled, that :

WHEREAS, the present fare rates of tri-sikad has no basis due to the absence of a standard fare fixed through an ordinance ;

WHEREAS, upon fixing the fare of tri-sikad for straight computation and defining the boundaries properly, argumentation between commuters and drivers will cease; and

WHEREAS, by the power vested in the Sangguniang Bayan, as the legislative body of the municipality as specified in paragraph (a), Section 447 of RA No. 7160, proper ordinance be enacted for fare increase or adjustment basing upon the current fare, thereby fixing the same is indispensable.

NOW, THEREFORE, be it ordained by the Sangguniang Bayan in session assembled, that :

Section 1 - TITLE - This Ordinance shall be called as "DUMINGAG TRI-SIKAD FARE RATES CODE OF 1998."

Section 2 - SCOPE OF APPLICATION - This Ordinance shall apply to all tri-sikad for hire operating within the Municipality of Dumingag, Province of Zamboanga del Sur.

Section 3 - DEFINITION OF TERMS - As used in this Ordinance, the following terms are defined :

- (a) "Poblacion" refers to the areas, under this Ordinance, which covers within or until the points of Magsaysay Avenue fronting the Iglesia ni Cristo church building and residence of the late Vice Mayor Edubiguez Ylanan and corners of Jose Abad Santos and Copper Streets, Quezon Boulevard and Copper Street, and Quezon Boulevard and Manggo Avenue.
- (b) "End of Poblacion" refers to the area limits of Magsaysay Avenue and all corners of poblacion.
- (c) "Boundaries" refers to the area limits which is covered with TWO PESOS (P2.00) fare even outside the herein specified poblacion such as the Zamboanga del Sur Agricultural College (ZSAC) High School Extension, Kalubihan (until basketball court/Day Care Center), Kurbada (until Purok Bombil II waiting shed) and Western Mindanao

Academy (until administration building).

Section 4 - FIXED FARE RATES - There is hereby fixed fare rates per passenger of tri-sikad, to wit :

- (a) TWO PESOS (P2.00) - for trip within poblacion.
- (b) TWO PESOS (P2.00) - for trip from central part of poblacion bound for any boundary or vice versa.
- (c) FOUR PESOS (P4.00) - for trip from one boundary to another boundary or from one end of poblacion to one boundary (not adjacent) or vice versa which shall be treated as doubleride.
- (d) ONE PESO (P1.00) - additional amount of fare per kilometer for trip beyond the poblacion or boundary.

Section 5 - ENFORCEMENT AGENCY - The Philippine National Police through its Municipal Police Station shall enforce this Ordinance at all times. All Punong Barangay concerned are enjoined to enforce this Ordinance in their respective areas of responsibility.

Section 6 - PENAL PROVISIONS - Any person who will violate the Provision of this Ordinance shall be dealt with accordingly :

- (a) First Offense - a fixed fine of FIFTY PESOS (P50.00) or imprisonment of two (2) hours or both at the discretion of the court.
- (b) Second Offense - a fixed fine of ONE HUNDRED PESOS (P100.00) or imprisonment of four (4) hours or both at the discretion of the court.
- (c) Third Offense - a fixed fine of ONE HUNDRED FIFTY PESOS (P150.00) and revocation of license for the driver at the discretion of the court.

Section 7 - GENERAL PROVISIONS - There shall be no limited route for the operation of tri-sikad, nevertheless, within the municipality. Holder of revoked drivers's license may be issued again with drivers's license after two (2) years from the date of revocation upon recommendation by th traffic officer.

Section 8 - SEPARABILITY CLAUSE - If any part or provision of this Ordinance may be declared invalid or unconstitutional, the remaining portions not affected thereby shall remain in full force and effect.

Section 9 - REPEALING CLAUSE - Any previous resolution or ordinance inconsistent hereof is hereby modified, repealed or superseded accordingly.

Section 10 - EFFECTIVITY - This Ordinance shall take effect after the review by the Sangguniang Panlalawigan and three (3) consecutive weeks posting at the entrance of the municipal hall.

Enacted September 21, 1998

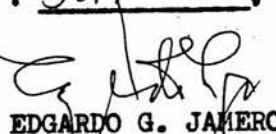
ATTESTED :


A. R. ESTILLORE
SB Secretary

CERTIFIED CORRECT :


NACIANCENO M. PACALIOGA, JR.
Municipal Vice Mayor
Presiding Officer

APPROVED : SEPT. 29, 1998


EDGARDO G. JAMERO
Municipal Mayor