



Republic of the Philippines
Province of Bohol
MUNICIPALITY OF LOON

OFFICE OF THE SANGGUNIANG BAYAN

EXCERPTS FROM THE MINUTES OF THE 145TH REGULAR SESSION OF THE 14TH SANGGUNIANG BAYAN OF LOON, PROVINCE OF BOHOL HELD ON THE 20TH DAY OF JUNE 2022 AT JUAN M. RELAMPAGOS SESSION HALL, LOON, BOHOL -

PRESENT:

Hon. Lloyd Peter M. Lopez, M.D.	Vice Mayor, Presiding Officer
Hon. Pedro M. Literatus, Jr.	SB Member
Hon. Ana Lisa O. Go	SB Member
Hon. Lydia L. Almasa	SB Member
Hon. Kristel P. Tecson	SB Member
Hon. Zaide Y. Coritico	SB Member
Hon. Timoteo L. Legitimas	SB Member
Hon. Priscila C. Branzuela	SB Member
Hon. Emalinda A. Veloso	LnB President, Ex-Officio Member
Hon. April Joseph L. Corciega	SKMF President, Ex-Officio Member

SICK LEAVE:

Hon. Judy Marie H. Veloso	SB Member
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MUNICIPAL ORDINANCE NO. 22-008
Series of 2022

THE TRANSPORTATION AND TRAFFIC MANAGEMENT CODE OF THE MUNICIPALITY OF LOON, PROVINCE OF BOHOL, AS AMENDED

RATIONALE

In view of the necessity for the updating of the provisions of the Municipal Ordinance No. 18-005, Series of 2018 which incorporates the latest circulars and laws affecting the regulations on the land transport sector including pumpboat operations, especially those within the jurisdiction of the Sangguniang Bayan to impose, per cross referral with the other LGUs, this amendatory provisions of the Code is hereby enacted.

ARTICLE I
SHORT TITLE, POLICY, SCOPE AND PURPOSE

Section 1. Title of Code. This Code shall be known as The Transportation and Traffic Management Code of the Municipality of Loon, Province of Bohol.

Section 2. Declaration of Policy. It is the policy of the Municipality of Loon, Bohol to make the flow of traffic smooth, orderly and efficient to maintain peace and order, to promote the public

safety, and to encourage investments as a means of achieving socio-economic development and progress of this municipality.

Section 3. Scope of Code. The provisions of this Code shall administer and control, as far as they apply the operation of all motor vehicles in the Municipality of Loon.

Section 4. Purpose. This ordinance is enacted for the following purposes:

- a) To maintain smooth flow of traffic within the municipality of Loon;
- b) To guide all drivers on the proper way of managing their respective vehicles within the specific areas of Loon to include the tricycles as per MTOP franchise authority;
- c) To encourage all drivers to observe traffic rules and regulation within the municipality;
- d) To avoid traffic accidents and congestions caused by illegal parking, loading and unloading of cargoes and passengers; and
- e) To maintain peace and order.

Section 5. Application. This Code shall apply to all kinds of vehicles for public or private use, which avails any of the roads, public or private, within the territorial jurisdiction of Loon.

ARTICLE II DEFINITION OF TERMS

Section 1. Words and Phrases Defined. As used in this Code, the following terms are defined:

- a. Active Transport – refers to physical activity undertaken as a means of transport.
- b. Alleys – refer to a narrow street, passageway or by way.
- c. Automobiles – a usually four-wheeled automotive vehicle designed for passenger transportation or private services.
- d. Center Line – shall mean continuous or broken line marked upon the surface of roadway by point or by other traffic control devices to indicate such portions of the roadway allocated to traffic proceeding in the two opposite directions.
- e. Citation Ticket - a ticket issued to those who committed violation of any provision of this Code.
- f. Cycling Lane – refers to a road, street, or pathway where motorized transport is not allowed to ensure the safety of bicycle users or those using light mobility transport vehicles.
- g. Delivery Truck/Van/Hauler - a vehicle engaged in the delivery and transporting of goods.
- h. Driver – shall mean any person duly licensed to mechanically operate a motor vehicle.
- i. Franchise - a special privilege conferred by the municipal government in favor of the MTOP applicant which serves as a contract between the municipal government and the MTOP holder.
- j. Garage – shall mean any building in which two or more motor vehicles, either with or without drivers, are kept ready for hire to the public, but shall not include street stands, public services stations, or other public places designated by proper authority as parking spaces for motor vehicles for hire while awaiting or soliciting business. It includes the shelter for any private vehicle.
- k. Habal-habal/ moto taxi – motor service carrying passenger/s.
- l. Highways – shall mean every public thoroughfare, public boulevard, driveway, avenue, park alley and callejon, but shall not include roadway upon grounds owned by private persons, colleges, or other similar institutions.
- m. Hitching - passenger who rides on the outside of any vehicle.
- n. Lanes – refer to a narrow pathway or by way.

- o. Light Mobility – refers to travel using electronic or non-motorized vehicles weighing not more than 100 kg.
- p. Local Roads – refer to provincial, municipal, and barangay roads.
 - i. Provincial Roads – refer to roads owned and maintained by provincial government.
 - ii. Municipal Roads – refer to roads owned and managed by municipal LGU, and declared by virtue of municipal ordinance, which covers among others the roads within Metro Loon, roads that connect to provincial and national roads, roads that provide inter-barangay connections.
 - iii. Barangay Roads – refer to other public roads owned and managed by barangay local government unit.
- q. Loading – to take on or put on a load or passenger.
- r. Marked Crosswalk – shall mean any portion of a roadway at an intersection or elsewhere distinctly indicated for the pedestrians crossing by lines or other art marking on the surface.
- s. Motorcycle - any motor vehicle with two wheels or without side car.
- t. Motorcycle for rent – shall mean a motorcycle offered for rent or for use in consideration of a sum of money, commonly known as “habal-habal”. However, in all instances, the motorcycle shall be driven by a duly licensed driver.
- u. Motorized Tricycle/Motorela – is a kind of a transport vehicle composed of a motorcycle fitted with a single-wheel side car or a motorcycle with a two-wheel cab operated to render transport service to the general public for a fee.
- v. Motorized Tricycle Operator’s Permit (MTO) – is the document issued by the Sangguniang Bayan granting franchise or license to operate issued to a person, natural or juridical, allowing him/it to operate motorized tricycle over zones specified therein pursuant to Section 447, 3vi, RA 7160.
- w. Motor Vehicle – shall mean any vehicle propelled by any power other than muscular power using the public highways.
- x. Motor Scooter – shall mean any motorcycle propelled by a motor which produces not more than (five) 5 horse power.
- y. National Roads – refer to roads owned and maintained by the National Government.
- z. Overloading – an excessive load of passengers or the number of passengers on any vehicle which is more than its maximum capacity.
- aa. Over speeding – too much speed or rapidity on moving upon travelling, in violation of the speed-limit rules, or reckless driving.
- bb. Overtake - to go faster than another vehicle that is moving more slowly in the same direction.
- cc. Owner – shall mean the actual legal owner of a motor vehicle, in whose name such vehicle is duly registered with the Land Transportation Office. The “owner” of a government-owned motor vehicle is the LGU, the responsibility of which is assigned to the head of the office/agency to which the said motor vehicle belongs.
- dd. Parking Area – refers to a designated area reserved for parking of classified vehicles for public or private use, without limit as to its specific time of parking, unless otherwise agreed upon by the Association to which the vehicle-operators are associated, or by virtue of an Executive Order, or any provision of an ordinance appurtenant thereto.
- ee. Parking or parked – for purposes of this Ordinance, shall mean to include a motor vehicle which is brought to a stop on any side of a street, not prohibited by any rule or regulation, with blinking or hazard lights on but without a driver or left unattended, provided it does not exceed 5 minutes.
- ff. Passenger Vehicle – shall mean the buses, jeepneys, multi-cabs, V-hire or four to eight (4-8) wheeler vehicles intended to transport passengers with or without cargoes.

- gg. Trisikad/ Pedicab – a non-motorized vehicle composed of a bicycle fitted with a single-wheel side car or bicycle with a two-wheel sidecar operated to render transport services to the general public for a fee.
- hh. Pedestrian – means any person who is required to use the marked crosswalk when crossing the highway, avenue and city street or walking on the sidewalk on the side by the Highway.
- ii. Pedestrian Lane – a strip of roadway for pedestrian.
- jj. Private Road – refers to privately constructed roads at the expense of private funds.
- kk. Professional Driver – shall mean any driver paid for driving or operating a motor vehicle, whether for private or public use, or an owner of his own private vehicle, who has an updated professional driver's license.
- ll. Public Road – includes national, provincial, municipal or barangay roads, maintained at the expense of government funds.
- mm. Public Utility Bus (PUB) - a passenger type bus or that provides transportation for a fee, with duly approved franchise from LTFRB.
- nn. Public Utility Jeepney (PUJ) – refers to a passenger type jeepney that provides transportation for a fee, with duly approved franchise from LTFRB.
- oo. Public Transport Vehicles – refers to any vehicles like tricycles, motorcycles-for-hire (habal-habal), jeepneys, buses, multicabs, vans, taxis, and related vehicles with respective franchise or authority to operate for public transport services.
- pp. Sidewalk – refer to a narrow pathway at a side of a road intended for the use of pedestrian.
- qq. Signalized Intersection – shall mean an intersection where traffic is controlled by official traffic control signal.
- rr. Stop Line – shall mean a clearly visible/white or extending across a roadway or any portion thereof to indicate the point at which all vehicles of whatever class are required to stop in compliance with the requirements of this Code.
- ss. Terminal - refers to a particular waiting / parking area used for loading and unloading of the passengers and cargoes.
- tt. Top Loads – passenger who rides on to the top area of the vehicle because seats and spaces inside vehicle are fully occupied by passengers /or cargoes.
- uu. Traffic – refers to any use of a street for purposes of travel, enjoyed by pedestrians, or passengers of any public or private vehicles, streets cars and other conveyances, or any ridden or herded animals, that affect public safety and convenience.
- vv. Traffic Control Devices – shall mean all signs, signals, pavement markings, traffic cones placed or erected by authority of the Municipal Traffic and Management Office (MTMO) or officials having jurisdiction for the purpose of regulating warning or guiding traffic.
- ww. Traffic Control Signals – shall mean any device manually or electronically operated by which traffic is alternatively directed to stop and to proceed or is otherwise controlled.
- xx. Traffic Office – refers to the office of the Municipal Traffic & Management Office (MTMO) and Municipal Traffic Enforcers (MUTRE).
- yy. Traffic Violator – shall mean any person who violates any of the provisions of this Transportation and Traffic Code, or any traffic and transportation ordinances, rules, regulations, Executive Orders, circulars, or laws.
- zz. Trailers – shall mean a thing having any number of wheels when propelled or intended to be propelled by attachment to a motor vehicle, classified as separate motor vehicle with no power rating.
- aaa. Tricycle Operators and Drivers Association (TODA) – refers to the organization of tricycle operators and drivers recognized by the municipal government.
- bbb. Unloading – to drop passenger or cargo.
- ccc. Vehicle – a machine, usually with wheels and an engine, used for transporting persons or goods; something used on land or roads for public transport or private services.
- ddd. Walking Paths – refer to pathways which can be used by pedestrians.

eee. Zone – a contiguous land area or block, such as subdivision or a barangay, where a tricycle-for-hire, trisikad, or motorized pedicab, habal-habal, multicabs, and other public transports may operate with a defined destination.

ARTICLE III ADMINISTRATIVE

Section 1. Municipal Traffic Management Office (MTMO)

- a) Creation. There is hereby created a Municipal Traffic Management Office directly under the office of the Mayor whose head of office shall be designated by the Municipal Chief Executive.
- b) Composition. The Municipal Traffic Management Office (MTMO) shall be composed of three (3) branches or sections, namely: Administrative Branch; Operation Branch; and the Engineering Branch, with their corresponding duties and functions, to wit:
 1. Administrative Branch – composed of MTMO Chairman appointed by the Mayor, the SB Secretary, Municipal Treasurer, Chief of Loon-PNP, Business Licensing & Permit Officer (BPLO), and MUTRE Head as members.
 - i. To conduct research and survey on land traffic management for the promotion of fast, safe and efficient movements of traffic flow, specially vehicular and pedestrian flow;
 - ii. To conduct periodic review of existing ordinances, rules and regulations on land transportation and traffic and recommend amendments, revisions, repeal of ordinances;
 - iii. To keep record of all vehicles operating in the Municipality of Loon which shall include the name of the registered owners, users and their addresses and other information relating to the physical identification of motor vehicle;
 - iv. To prescribe the specific violation subject to administrative fine or penalty at the Treasurer's Office or any authorized representative of the Treasurer to be imposed to the violators who admit such violation and willing to settle the same with the Office without having the case filed in the court;
 - v. To issue summons, hear and decide violations of the Municipal Traffic Code and other traffic rules and regulations;
 - vi. To coordinate and cooperate with other government agencies and entities concerned in any aspect involving public land transportation service with the end in view of affecting continuing improvement of such services;
 - vii. To perform such other functions as may be directed by the Chief, MTMO;
 - viii. To determine the Franchising Rate, tricycle/ habal-habal fare rates, to include the fare rates, parking fees of Loon-based vehicles, toll fees, towing fees, impounding/ storage fees and other transport-related fees, subject to the approval of the Sangguniang Bayan;
 - ix. To issue MTOP franchise numbers and habal-habal stickers subject to the approval of the Sangguniang Bayan and for indorsement to the BPLO for the issuance of a Mayor's Permit; and
 - x. To recommend the cancellation, revocation, dropping of franchises or permits.

2. Operation Branch – thru the PNP Traffic Division & MUTRE.

- i. To enforce the provisions of the Municipal Traffic Code and other traffic rules and regulations and supervise traffic enforcers;
- ii. To conduct preliminary investigation and hearing of complaints for violations of rules and regulations on land transportation and traffic and to recommend appropriate penalties or other sanctions deemed necessary;
- iii. To conduct investigation on all traffic or vehicular accidents that occurs within the Municipality of Loon;
- iv. To cause the filing of a complaint or information and secure the issuance of warrant of arrest against violators, who fail or refuse to obey the Citation Tickets;
- v. To conduct seminars, workshop, forum assemblies, lakbay-aral for the acceptability and sustainability of policies, rules and regulations on transportation and traffic management; and
- vi. To perform such duties and function as may be directed by the MTMO Chief.

3. Engineering Branch

- i. To construct, fabricate, improve, maintain, install, repair traffic facilities, signages, traffic lights and other equipment, intersections, island and other channelization;
- ii. To coordinate with national and provincial agencies and private agencies and private groups in the maintenance of traffic during road construction, digging and excavation for physical projects;
- iii. To provide, construct, improve, rehabilitate the Loon Road Network System and Public Terminals/ Parking Areas; and
- iv. To performs such other functions as may be directed by the Chief, MTMO.

c) Duties and Functions of the Municipal Traffic Management Office.

1. To plan and prepare a comprehensive traffic management scheme for the Municipality of Loon and recommend to the Sangguniang Bayan for enactment and approval by the Mayor on the designation of routes for common carrier buses, jeepneys, multicabs, motorelas, tricycles, habal-habal and other types of vehicles operating/passing in the Municipality of Loon to include Loon-based public transports;
2. To implement and enforce the Municipal Traffic Code, ordinances, and other municipal traffic rules and regulations;
3. To maintain, improve, fabricate, repair construct and install traffic facilities and equipment, intersection, island and other channelization;
4. To recommend to the Municipal Mayor the designation of what vehicles of government, department and public service corporations shall be authorized for emergency vehicles, other than vehicles of the fire department, police vehicles, ambulances and ALAGAD vehicles;
5. To establish, place and maintain traffic signs, signals, pavement marking and other traffic control devices as it may deem necessary when special occasions or emergencies warrant such action, but when there is in its opinion and apparent need for such traffic control devices to remain in use for a period of time exceeding one month; application must be made to the Municipal Council for approval of said traffic control devices;

6. To conduct and carry out continuous information, education and communication activities in support to a dynamic, acceptable and sustainable land transportation program;
 7. To implement and enforce parking fees, fines, towing fees, impounding fees, storage fees, public auctions of unclaimed vehicles, toll fees, other charges or service fees;
 8. To conduct seminars and workshops, forum and public hearings for effective implementation of the Traffic Laws, rules and regulations; and
 9. To submit to the Honorable Municipal Mayor and the Sangguniang Bayan periodic and special reports relative to land transportation.
- d) Funding. Subject to budget rules and regulations, there shall be appropriation in the annual budget for the personal services and operating expenses of the Municipal Traffic Management Office (MTMO) and Municipal Traffic Enforcers (MUTRE), provided, that all fines and penalties shall accrue to the general fund.

Section 2. The Municipal PNP Traffic Enforcers of the PNP Traffic Division and other Members of the Police Department

- a) The Municipal PNP traffic enforcers of the PNP Traffic Division are hereby given the authority and the primary responsibility and duty to enforce the provisions of this Code and all the national vehicle laws applicable to street traffic in the Municipality of Loon;
- b) Officers and members of the police department or such officers as are assigned by the Chief of Police are hereby authorized to direct all traffic by voice, hand or signal in conformance with the provisions of this Code; Provided, however, in the event of fire or other emergency or to expedite traffic or to safeguard pedestrians, officers of the police department may direct traffic as conditions may require notwithstanding the provisions herein;
- c) Officers and members of the police department are hereby authorized to display portable signs within certain intersection forbidding vehicle drivers to perform specific maneuvers. Said portable signs shall only be displayed at a specified intersection during times of traffic congestion when in the opinion of the Chief of Police such restrictions are necessary to expedite the movement of the traffic through the intersection;
- d) Officers and members of the fire department when at the fire scene may direct or assist the police in directing traffic thereat or in the immediate vicinity; and
- e) There shall be collaborative efforts between the Municipal Traffic Enforcers (MUTRE) and the PNP Traffic Enforcers in the strict enforcement of this Code and related traffic laws, rules and regulations.

Section 3. Municipal Traffic Enforcers (MUTRE).

- a) Creation. – There is hereby created the team of Municipal Traffic Enforcers (MUTRE) under the supervision of the Municipal Traffic Management Office to assist specifically in the implementation of all traffic rules and regulations.
- b) MUTRE Head. – There shall be a Chief Traffic Enforcer who shall be under the direct supervision and control of the Office of the Municipal Mayor through the Municipal Traffic and Management Office and whose duties and responsibilities are to implement this code, manage traffic concerns of the municipality and those which may be determined as necessary in relation thereto by the Municipal Mayor. He shall supervise the other members of the Traffic Enforcers Team. He shall be appointed and deputized from among the regular/casual employees of the municipal government and duly designated by the Municipal Mayor for the position.
- c) Traffic Enforcers. Upon favorable recommendation of the Municipal Traffic Management Office, the Municipal Mayor shall appoint and deputize traffic enforcers

and other personnel primarily responsible for the enforcement of traffic laws, rules and regulations, and such other responsibilities which the Municipal Mayor may assign.

- d) *Functions of Traffic Enforcers.* The traffic enforcers shall have the following functions:
1. The Traffic Enforcers shall be dispersed according to the Franchise Zones to strictly monitor the compliance of this Code and other traffic rules and regulations.
 2. Enforce the provision of this Code and assist the regular members of PNP in the enforcement of all the national laws, provincial ordinances and related local ordinances on traffic regulation applicable to the national highway, provincial roads and local roads/streets within this municipality.
 3. Keep records of the names, address, driver's license number, registration and plate number of vehicles of all violators of this code.
 4. Apprehend any person violating any provision of this code, and issue Citation Ticket thereof upon demand of the driver's license/official receipt after informing the violators of the violation committed. Any penalty or fines shall be paid to the Municipal Treasurer's Office.
 5. Perform such other functions as may be directed by the Municipal Mayor thru the MTMO on matters pertaining to traffic enforcement and management and the implementation of related local and provincial ordinances, national laws and regulations.
- e) *Qualifications.* – Traffic enforcers shall be physically, psychologically fit and well-trained on traffic enforcement, with good moral character, at least 20 years old, at least a High School graduate, able-bodied citizen, a natural born Filipino, and a bona fide resident of Loon, Bohol for at least six (6) months at the time of his application as traffic enforcer.
- f) *Screening Committee.* – The applicant for traffic enforcers must present himself personally to the Honorable Municipal Mayor thru the Municipal Traffic Management Office.
- g) *Uniforms.* – The traffic enforcers shall be provided with appropriate uniforms, equipment, and other devices to ensure efficiency in the fulfillment of their duties and responsibilities in the service.
- h) *Authority to Issue Citation Tickets.* – In the enforcement of traffic rules and regulations, the Municipal Traffic Enforcer (MUTRE) shall be authorized to issue citation tickets for traffic violators. In addition, thereto, they will assist in the implementation of anti-littering, anti-car washing and repair and other existing ordinances and laws whose violations take place in the streets and other public places.
- i) *Special Daily Rate* – Considering the risk factor of the traffic enforcers, they shall be preliminarily entitled to a daily wage of Three Hundred Pesos (P300.00), subject to the adjustment of wages on the number of years in service, or on contractual basis.

Section 4. Creation of Integrated Traffic Office. There shall be created separate Integrated Traffic Office of the Municipal Traffic Management Office and Municipal Traffic Enforcers for purposes of smooth enforcement of traffic laws, ordinances, rules and regulations to be located at the back of Loon Town Square Compound, Moto Norte, Loon, Bohol.

Section 5. Transport Fare Rates Regulatory and Monitoring Board.

- a) *Creation* – There shall be created a Transport Fare Rates Regulatory and Monitoring Board to regulate and monitor the tricycle, habal-habal and pumpboat fare rates within the municipality duly appointed by the Municipal Mayor by virtue of an executive order.
- b) *Composition.* The Board shall be composed of the following:

- Chairman: Chair, Municipal Traffic Management Office (MTMO)
- Vice Chairman: 1 - LnB President
- Members: 1 - MUTRE Head
- 8 - 8 District Presidents
- 1 - Senior Citizens President
- 1 - SKMF President
- 1 - Loon South Tricycle Association President
- 1 - Loon North Tricycle Association President
- 1 - Loon Habal-Habal Association President
- 1 - Cabilao-Sandingan Pumpboat Association President
- 1 - NGO Federation President
- 1 - Business Sector Association President

c) Functions:

- i. To act and resolve any petition from the tricycle, habal-habal and pumpboat sectors for an increase or decrease of fare after due public hearing;
- ii. To recommend the proposed fare rate adjustment formulated by the board to the Sangguniang Bayan for approval by virtue of a resolution; and
- iii. To act as an authorized body that will monitor the implementation of official standard fare rates of the municipality.

ARTICLE IV
OPERATION OF MOTOR VEHICLES AND TRAFFIC RULES

Section 1. Driver’s License.

- a) No person shall operate any motor vehicle without having in his possession a valid license to drive a motor vehicle.

The license shall be carried by the driver at all times when operating a motor vehicle, and shall be shown and/or surrendered for cause and upon demand to any person with authority to confiscate the same.

- b) No driver shall be allowed to drive with expired driver’s license.
- c) No driver on “Student Permit (SP)” privilege shall drive without being accompanied by a professional driver.
- d) No driver shall be allowed to carry or use any fake driver’s license.
- e) No foreigner driver shall be allowed to drive without carrying his “international driver’s license” which is valid for 100 days.

Section 2. Failure to carry Certificate of Registration and Official Receipt.

No driver is allowed to drive without carrying the Certificate of Registration and Official Receipt.

Section 3. Wearing of Helmet.

No motorcycle driver or any motorcycle back-rider shall ride on a motorcycle on a national, provincial, municipal, or barangay road, regardless of distance, without wearing of a standard protective motorcycle helmet.

Section 4. Use of Improvised Muffler.

No vehicle with improvised muffler that produces loud and disturbing sound is allowed to pass in any street of this municipality.

Section 5. Accessories of Motor Vehicles.

- a) *Headlights.* - Every motor vehicle of more than one meter of projected width "except tricycle", while in use on any public highway shall bear two headlights, one on each side, with white or yellowish light visible from the front, which, not later than one-half hour after sunset and until at least one-half hour before sunrise and whenever weather conditions so require, shall both be lighted.

Additional lamps and light may be carried, but no red lights shall be installed in front part of any public or private vehicle.

All motor vehicles shall be equipped with devices for varying the intensity of light, and the driver must dim the headlights or tilt the beams downward whenever the vehicle is being operated on well lighted streets within the city and thickly populated districts, or whenever such vehicle meets another vehicle on any public highway.

- b) *Tires of Motor Vehicles.* - Motor vehicle with defective tires shall not be allowed on any public highway.
- c) *Brakes.* - Motor vehicle with defective brakes shall not be allowed on any public highway.
- d) *Horns.* - Every motor vehicle shall be equipped with a horn or signaling device in good working condition. Horn or signaling device emitting an exceptionally loud, startling, or disagreeable sound is not allowed.

All authorized emergency vehicles, such as ambulance and police cars and fire wagons used for emergency calls shall be equipped with a bell, siren, or exhaust whistle of a type approved by the Commissioner, and no such device shall be installed or used in any other vehicle.

- e) *Tail lights.* - Every motor vehicle and trailer shall, during the above-mentioned hours, also bear on each side in the rear a lamp showing a red light visible at least one hundred meters from the rear of the vehicle and a lamp throwing a white light upon the number plate issued for such vehicle.
- f) *Stop/Brake lights.* - Every motor vehicle shall be with equipped at the rear with a required stop/brake lights as follows:
- (1) Motorcycle - 1
 - (2) Tricycle - 2
 - (3) 4 wheels - 2
- g) *Lights when parked or disabled.* - Appropriate parking lights or flares visible one hundred meters away shall be displayed at a corner of the vehicle whenever such vehicle is parked on highways or in places that are not well-lighted or is placed in such manner as to endanger passing traffic.
- h) *Side Mirror.* - All motor vehicles with or without side car must be equipped with a side mirror that is capable of viewing the left and right side and to the rear portion of every vehicle.

i) *Defective Lighting Accessories.*

For safety reason, all motor vehicles must have a complete and functional lighting accessory. A penalty shall be imposed to drivers/owner of vehicles with defective lighting accessories.

Section 6. Right-Side Driving.

Unless a different course of action is required in the interest of the safety and security of life, person or property, or because of unreasonable difficulty of operation in compliance herewith, every person operating a motor vehicle or an animal-drawn vehicle on a highway shall pass to the right when meeting persons or vehicles coming toward him, and to left when overtaking persons or vehicles going the same direction, and when turning to the left in going from the highway to another, every vehicle shall be conducted to the right of the center of the intersection of the highway. No right-side driving vehicles shall be allowed to operate within this territorial jurisdiction.

Section 7. Safety and Awareness.

- a) To ensure safety of any pedestrian and awareness of the drivers, it is mandatory that there shall be installed speed limit signage in coordination with the Municipal Traffic Enforcers (MUTRE) at the restricted areas specifically school zones, hospitals, markets, churches and in the blind curve roads in the Municipality of Loon.
- b) There shall be regulation on the minimum and maximum seating capacity of any vehicles specifically public transportations passing within the municipality.
- c) To ensure safety of passengers, no driver of Public Utility Vehicles (PUVs), jeepneys (PUJs), multicabs, (PUBs) buses, (PUTs) tricycles and habal-habal shall allow or permit the transport of passengers in excess of the comfortable seating capacity of his vehicle or letting them ride on the exterior portion of the vehicle regardless if the inside portion is occupied or not.
- d) Pedestrians shall have the right of way and all vehicles shall slow down and stop if necessary, especially where there is a pedestrian lane or crosswalk.
- e) Vehicles must stop either on a total or partially blind curves when pedestrian crosses the road, and shall proceed with precautions.

Section 8. Speed Restrictions.

- a) Subject to the provisions of RA 4136 otherwise known as the Land Transportation and Traffic Code, any person driving a motor vehicle on a highway shall drive the same at a careful and prudent speed, not greater nor less than is reasonable and proper, having due regard for the traffic, the width of the highway, and of any condition then and there existing.
- b) No person shall drive any motor vehicle upon a highway at such a speed as to endanger the life, limb and property of any person.
- c) In no case shall the public roads be used as a venue for vehicular speed competitions, except those bicycle competitions with necessary permits.
- d) Subject to the provisions of the preceding paragraph, the rate of speed of any motor vehicle shall not exceed the following:

MAXIMUM ALLOWABLE SPEED

	<u>ALL VEHICLES</u>	<u>BOUNDARY</u>
On open highways or country roads, with no “blind corners”, and not closely bordered by habitations	60 km. per hour	Song-on boundary to Pondol boundary, except on designated areas, such as:
a) Through crowded streets, b) approaching intersections at “blind corners” c) passing school zones, d) passing other parked vehicle or for similar dangerous circumstances	30 km per hour	Moto Sur to Basac, Ubayon-Catagbacan Handig
e) Provincial roads	40 km. per hour	
f) Municipal streets and roads with light traffic	20 km. per hour	Sandingan Island, etc.

There shall be installed signages in the following areas:

- a) before RHU – from Tagbilaran direction,
 - b) before Emergency Hospital – from Tubigon direction,
 - c) before Loon North Elementary School – from Tagbilaran direction
 - d) before Loon Port Road – from Tubigon direction
 - e) Sandingan island:
 - From Calayugan Norte crossing – 30km/h
 - From Tajang bridge to Sandingan
- e) *Exemptions.* – The rates of speed here-in-above prescribed shall not apply to the following:
- 1) A physician with his driver when the former responds to emergency calls;
 - 2) The driver of a hospital and LGU ambulance on the way to and from the place of accident or other emergency;
 - 3) Any driver bringing a wounded or sick person for emergency treatment to a hospital, clinic or any other similar place;
 - 4) The driver of a motor vehicle belonging to the Armed Forces, PNP, Fire, BJMP while in use for official purposes;
 - 5) The driver of a vehicle, when he or his passenger are in pursuit of a criminal;
 - 6) A law-enforcement officer who is trying to overtake a violators of traffic laws;
 - 7) The driver of any fire department vehicle to respond to fire conflagration; and
 - 8) The driver of any vehicle carrying or escorting a high-ranking government official on official trip for purposes of security and safety.

Section 9. Operating Conditions.

- a) The maximum allowable speed limit of any vehicle should strictly be followed by drivers.
- b) Over speeding is prohibited but not applicable for the following exemptions as stated in Section 8 “e”.
- c) Drivers must slow down and follow the speed limit signages when passing through the school zones, municipal hall, churches, hospitals, markets and in the blind curve roads.

- d) Overloaded vehicles are prohibited to transport passengers. Its seating capacity should strictly be followed.
- e) No person shall drive a motor vehicle while under the influence of liquor or narcotic drug.
- f) No minor is allowed to drive a motor vehicle, except if he has a Student Permit, provided, he is accompanied with a professional driver.
- g) Health certificate of a public utility/ passenger-vehicle driver is required to ensure that they are in good condition to drive and to prevent any possible accident.
- h) No registered tricycles shall operate outside of its transport zones otherwise known as “franchise- route-of-service” within the Municipality of Loon, except for special trips.

Section 10. Use of Plate Numbers.

- a) No vehicle shall be allowed to pass to any street of the Municipality of Loon without bearing a plate number, except new ones pending process at the LTO, or non-availability of the plate number in which case the operator shall be issued temporary plate number.
- b) For the “Four-wheel vehicles”, there shall be displayed plate numbers in both front and rear thereof.
- c) Plate numbers for tricycles shall be placed at the designated back area of the motorcycle which is transparent to the public.
- d) The number plates shall be kept clean, legible, visible and firmly affixed to the motor vehicle.
- e) No vehicle shall make or use the “fake plate number”.
- f) No vehicle shall use the plate number of another vehicle.

Section 11. Overtaking a Vehicle.

The driver of any motor vehicle overtaking another vehicle proceeding in the same direction shall pass at a safe distance to the left thereof and shall not again drive to the right side of the highway until safety clear of such overtaken vehicle, except that, on the highway, within a business or residential district, having two or more lanes for the movement of traffic in one direction, the driver of a vehicle may overtake and pass another vehicle on the right. Nothing in this Article shall be construed to prohibit a driver overtaking and passing upon the right of other vehicle which is taking or about to make a left turn. In no case shall the overtaking of vehicles be done in the wrong side.

Section 12. Giving Way of Overtaking Vehicle/ Emergency Vehicle.

The driver of a vehicle about to be overtaken by another vehicle approaching from the rear shall give way to the overtaking vehicle on suitable and audible signal being given by the driver of the overtaking vehicle, and shall not increase the speed of his vehicle until completely passed by the overtaking vehicle. In no case shall the use of the public road be monopolized so as to hinder the free use of the public roads in favor of those with faster vehicles.

Section 13. Restrictions on Overtaking and Passing.

- a) The driver of a vehicle shall not drive to the left side of the center line of a highway in overtaking or passing another vehicle proceeding in the same direction, unless such left side is clearly visible, and is free of traffic for a sufficient distance ahead.
- b) The driver of a vehicle shall not overtake or pass another vehicle proceeding in the same direction, when approaching the crest of a grade, nor upon a curve in the highway, where the driver's view along the highway is obstructed within a distance of five hundred (500) feet ahead, except on a highway having two or more lanes for movement of traffic in one direction where the driver of a vehicle may overtake or pass another vehicle; Provided, that on a highway, within a business or residential district, having two or more lanes for movement of traffic in one direction, the driver of a vehicle may overtake or pass another vehicle on the right.

- c) The driver of a vehicle shall not overtake or pass any other vehicle proceeding in the same direction, at any railway grade crossing, nor at any intersection of highways, unless such intersection or crossing is controlled by a watchman or a peace officer, except on a highway two or more lanes for movement of traffic in one direction where the driver of a vehicle may overtake or pass another vehicle on the right. Nothing in this section shall be construed to prohibit a driver overtaking or passing, upon the right, another vehicle which is making or about to make a left turn.
- d) The driver of a vehicle shall not overtake or pass, or attempt to overtake or pass, any other vehicle proceeding in the same direction in any "no-passing or over-taking zone".
- e) In no case shall there be overtaking without the use of side mirrors, nor shall any private or public transport vehicles be allowed to operate or use any public road without any side mirrors.

Section 14. Right of Way.

The following rules shall be observed in yielding the right of way:

- a) When two vehicles approach or enter an intersection at the same time, the driver of the vehicle on the left shall yield the right of way to the vehicle on the right, except as otherwise provided herein. The driver of any vehicle traveling at any unlawful speed forfeit any right of way which he might otherwise have hereunder.
- b) The driver of a vehicle approaching but not having entered an intersection, shall yield the right of way to a vehicle within such intersection of turning therein to the left across the line of travel of such first mentioned vehicle, provided the driver of the vehicle turning left has given a plainly visible signal of intention to turn as required therein.
- c) The driver of any vehicle upon a highway within a business or residential district shall yield the right of way to a pedestrian crossing such highway within a crosswalk, except an intersection where the movement of traffic is being regulated by a peace officer or by traffic signal. Every pedestrian crossing a highway within a business or residential district, at any point other than crosswalk, shall yield the right of way to vehicles upon the highway.
- d) The driver of a vehicle upon a highway shall bring full stop such vehicle before traversing any "through street" or railroad crossing; *Provided*, hazard exists, the vehicle may be slowed down to ten (10) kilometers per hour instead of bringing it to a full stop.
- e) Priority Vehicles. – Fire trucks, military, police, rescue and ambulance vehicles shall have the right of way during emergency calls with the sound of the siren or display of red or any emergency color lights, of which all other vehicles shall give way for this purpose.
- f) Funeral Procession. - Funeral processions shall have a special road right of way and be allowed to occupy one lane and shall not be disturbed or interrupted in any way by other vehicles.
- g) Religious Procession, Civic and Military/PNP Parade. - Religious processions, civic and military parades shall have special road right of way and be allowed to occupy one lane and shall not be disturbed and interrupted by all other vehicles.

Section 15. Exemption to Right of Way Rule.

- a) The driver of a vehicle entering a highway from a private road or drive shall yield the right of way to all vehicles approaching on such highway.
- b) The driver of a vehicle upon a highway shall yield the right of way to a police or fire department vehicle or ambulance when such vehicles is being operated on official business and the driver thereof sounds audible signal of his approach.
- c) The driver of a vehicle entering a "through street" or "stop intersection" shall yield the right of way to all vehicles approaching in either direction on such "through street". *Provided*, that nothing in this Section shall be construed as relieving the driver of any vehicle being operated on a "through street or highway" from the duty of driving with due

regard to the safety of vehicles entering such highway or street nor as protecting the said driver from the consequence of an arbitrary exercise of such right of way.

Section 16. Signal on Starting, Stopping or Turning.

The following rules shall be observed before starting, stopping or turning a vehicle:

- a) The driver of any vehicle upon a highway, before starting, stopping or turning from a direct line, shall, first see that such movement can be made in safety, and if any pedestrian may be affected by such sounding the horn, and whenever the operation of any other vehicle approaching or following may be affected by such movement, shall give a signal plainly visible to the driver of such other vehicles of the intention to make such movement.
- b) The signal herein required shall be given by means of extending the hand and arm beyond the left side of the vehicle with any approved mechanical or electrical signal device.
- c) No driver of any vehicle shall make a turn either right or left and U- turn in prohibited areas.

Section 17. Turning at Intersections.

The following shall be observed when turning at intersections:

- a) The driver of a vehicle intending to run to the right at an intersection shall approach such intersection in the lane for traffic nearest to the right-hand side of the highway and, in turning, shall keep as close as possible to the right-hand curb or edge of the highway.
- b) The driver of a vehicle intending to turn to the left shall approach such intersection in the lane for the traffic to the right of and nearest to the center of line of the highway, and in turning, shall pass to the left of the center of the intersection, except that, upon highways lane for traffic and upon one-way streets, a left turn shall be made from the left lane of traffic in the direction in which the vehicle is proceeding.
- d) For the purpose of this Section, the center of the intersection shall mean the meeting of the medial lines of the highways intersecting one another, except when it is occupied by a monument, grass plot or any permanent structure, other than a traffic device.
- e) A vehicle which enters the intersection first has the preferential road right of way. However, traffic personnel may regulate the flow of traffic and determine who shall have the preferential right.
- f) A vehicle on the right side in minor road has the right of way in cases both arrive at the same time.
- g) A vehicle shall make full stop at intersections where stop sign is posted.

Section 18. Illegal Stopping, Standing or Parking in Specified Places.

No driver shall stop, stand or park a vehicle or motorcycle except when necessary to avoid conflict with other traffic or in compliance with law or directions of a police officer or traffic control device in any of the following places:

- a) On a sidewalk, path or alley not intended for parking except as otherwise provided herein;
- b) Within four feet of either of a public or private driveway;
- c) Within an intersection;
- d) Within six meters of the intersection of curb lines;
- e) Within four meters of the driveway entrance to any fire station;
- f) Within four meters of a fire hydrant;
- g) On a crosswalk/pedestrian lane;
- h) Within thirty meters upon the approach of any control device;
- i) Infront of a private driveway;
- j) On the roadway side of any vehicle parked at the curb or edge of the highway; and
- k) At any place where official signs have been erected prohibiting parking.

Section 19. Traffic Control Signals.

- 1) *Traffic Signs.* - There shall be installed traffic signs at strategic locations, corners or areas, for "Speed Limit", "No Entry", "One Way", "Do Not Enter", "No Parking", "No Stopping", "Loading/Unloading", "No U-Turn", "No Left Turn", or "No Right Turn". Notices on traffic rules and regulations shall be displayed on billboards or signboards or any device to inform the public.
- 2) *Posting of Traffic Signs.* The Municipal Traffic Enforcers (MUTRE) shall have the authority to determine where traffic signs be placed. Existing traffic signs shall be maintained, unless recommended for removal or transfer. Placement of traffic signs along the national and provincial roads shall be coordinated with the respective agency.
- 3) *Removal of Traffic Signs.* - It is hereby prohibited to obliterate, vandalize, destroy, deface or make any unauthorized removal of any traffic signs or notice. There shall be a fine and penalty for any violation.
- 4) *Obedience to Official Traffic Control Devices.* – The driver of any vehicle shall obey the instructions of any official traffic control device applicable thereto, unless otherwise directed by a Police Officer or any other person authorized to direct, control or regulate traffic.
- 5) *Disregarding Traffic Sign/Signal.* - Drivers shall always obey traffic rules and regulations. There shall be penalty for disregarding traffic signs.
- 6) *Traffic Conditions.* – A driver of a vehicle shall always be alert in securing the safety of the pedestrians and all other vehicles especially on narrow alley, school zones, hospital zones, crowded area and one way streets.
- 7) *At Intersections.*
 - a. Stay on the proper lane.
 - b. Slow down your speed if you want to turn.
 - c. Use your signal light before you turn.
 - d. Stay on the proper lane after your lane.
- 8) *No Passing or Overtaking Lane Markings.*
 - a) Lane marking refers to center line which divides in the middle highway for two lanes which serve as a guide of moving vehicles in opposite directions.
 - b) A white and broken lines allows overtaking.
 - c) A solid white prohibits overtaking
 - d) A yellow and broken lines allows overtaking but with extreme care, especially in the curve areas.
 - e) A solid yellow and solid white at the blind curves and crowded areas are absolutely prohibited areas for overtaking.
 - f) A road wake-up area lane is intended for drivers to be always vigilant against any tired driving.
 - g) Drivers should never cross the center line except when overtaking a vehicle proceeding in the same direction, or making a left turn.
- 9) *Ambulance, Fire Trucks, Police and Military Vehicles.* – A driver of a vehicle shall yield the right-of-way to all fire trucks, ambulance, police, military, rescue vehicles which are on emergency or official mission with their corresponding sirens.
- 10) *Interference with Official Traffic Control, Devices, Signs or Signal.* – No person shall, without lawful authority, attempt to or in fact alter, deface, injure, knock down or remove

any official traffic control device, sign or signal or any inscription, shield or insignia thereon, or any other part thereof.

11) *Unauthorized transfer of Traffic Signs*

- a) No person is allowed to transfer or remove any traffic sign/ paraphernalia to any area, unless authorized by the Traffic Enforcer or the MTMO.
- b) Any person who caused the damage of any traffic sign/ paraphernalia shall bear the cost thereof, in addition to its penalties.

12) *Speed Limit Sign.* – Speed limit sign shall be installed especially along town parks, Church, school zones, roads along the market and on the highway leading to the town proper or crowded areas.

13) *Traffic Centerlines.* – Traffic centerlines shall be painted in the national highway of the municipality of Loon.

14) *One Way Traffic Sign.* – One way traffic sign as the case may be, shall be installed on places designated by the MTMO.

15) *“Do Not Enter” Traffic Signs.* – “Do Not Enter” traffic signs shall be installed on places designated by the MTMO.

16) *No Left/Right/U-Turn Signs.* – No left/right/U-turn signs as the case may be, shall be installed on places designated by the MTMO.

17) *Traffic Stop, No Loading & Unloading and No Parking Signs.* – Shall be installed in places designated by the MTMO.

Section 20. Reckless Driving.

No person shall operate a motor vehicle on any highway recklessly or without reasonable caution considering the width, traffic, grades, crossing, curvatures, visibility and other conditions of the highway and the conditions of the atmosphere and weather, which endangers the property or the safety or rights of any person or to cause the excessive or unreasonable damage to the highway. Reckless driving includes transporting passengers who are not secured within the vehicle. Drivers must bear in mind that “Prevention is Better than Cure”.

Section 21. Arrogant Driver.

Drivers of motor vehicles should be courteous. An act of arrogant manner is punishable by law/hereby penalized.

Section 22. Smoking Driver/ Passenger in Public Utility Vehicle.

In compliance to RA 8749 or the Philippine Clean Air Act of 1999, smoking inside enclosed public places including public vehicles or other means of transportation is prohibited.

Section 23. Right of Way for Police and Other Emergency Vehicles.

Upon the approach of any police or fire vehicles, or of an ambulance/rescue vehicles with audible signal, the driver of every vehicle shall immediately drive the same to a position parallel to the right-hand edge of a highway, clear of any intersection of highways, and shall stop and remain in such position until such vehicle shall have passed. Except if their respective mission has been accomplished and that their speed turns normal, in no case shall any driver compete with the speed of any police or other emergency vehicles, nor shall impede its free passage.

Section 24. Hitching to a Vehicle.

- a) No person shall hang on to, or ride on, the outside or the rear and of any vehicle.
- b) No person on a bicycle, roller skate or other similar device, shall hold fast to or hitch on to any moving vehicle.
- c) No driver shall allow any person to hang or to ride on the outside or rear end of his vehicle or allow any person on a bicycle, roller skate or other similar device to hold fast or hitch to his vehicle.

Section 25. Driving or Parking on Sidewalk.

No person shall drive or park a motor vehicle upon or along any sidewalk, path or alley not intended for vehicle traffic or parking.

Section 26. Driving while under the Influence of Liquor or Narcotic Drugs.

No person shall drive a motor vehicle while under the influence of liquor or narcotic drug.

Section 27. Obstruction of Traffic.

No person shall drive a motor vehicle in such a manner as to obstruct or impede the passage of any vehicle, nor while discharging or taking passengers or loading and unloading cargoes, obstruct the free passage of other vehicles on the highway. In no case shall any person convert the public road into a private road.

Section 28. Regulating the Use of Any Portion of Any Public Roads, Sidewalks, Alleys, or Lanes.

No person shall use any portion of any public roads, sidewalks, alleys, or lanes as private/ personal areas, for the following purposes:

- 1) Drying of apparels, whatever kind of cereals, buri palms or other agricultural products;
- 2) Repairing and washing of vehicles and other home appliances;
- 3) Bathing or laundering or other similar purposes;
- 4) Hawking or peddling of any goods, merchandise, wares or any articles of commerce;
- 5) Placing of construction materials or waste materials or demolished/renovated buildings;
- 6) Installation of business stalls, advertisement or other similar objects;
- 7) Placing junk or unused vehicles; and
- 8) Parking areas for motorcycles and tricycles, including big vehicles except in designated parking area.

Section 29. Abandoned/Unattended Motor Vehicles/Trailers On Public Highway and/or Municipal Streets.

- a) *Abandoned Vehicles on Public Highway.* – No person shall abandon any vehicle on the public highway. The MUTRE are hereby authorized to issue citation ticket or remove or cause to be removed any such abandoned vehicles from the highway and/or municipal streets, and the registered owner of such vehicle shall be liable for all reasonable expenses incurred by such removal. Leaving vehicles unattended to for more than 48 hours shall constitute abandonment within the meaning of this section.
- b) *Unattended Motor Vehicle.* – No person operating or in-charge of a motor vehicle shall permit it to stand unattended without first stopping the engine, locking of ignition, removing the ignition key from the vehicle and effectively setting the brakes thereon, and when standing upon any grade, turning the front wheels to the curb or side of the highway.

Section 30. Authority to Remove and Store Vehicles.

Subject to the provisions of the preceding section, the MUTRE is hereby authorized to remove a vehicle from a municipal street or highway and store to the nearest garage or other place for safety under the circumstances herein after enumerated, viz:

- a) When a vehicle on a highway is so disabled as to constitute an obstruction to traffic and the person or persons in-charge of the vehicle are, by reason of physical injury, incapacitated to such an extent as to be unable to provide for its custody or removal.
- b) When a vehicle is left unattended upon a street and is parked illegally as to constitute a definite hazard or obstruction to the normal movement of traffic.
- c) When any vehicle is left unattended and parked-in at any entrance and exit area where such vehicle constitutes an obstruction to traffic.
- d) When any vehicle is left unattended upon any street within ten (10) feet of a fire hydrant, on a crosswalk/pedestrian lane and within the intersection.
- e) When the vehicle is parked/ placed at the public road which is illegally used as extension of the business of vehicle repair/ service shop.

Section 31. Impounding of Vehicles.

- 1) The following are the grounds for impounding the vehicles:
 - a) those affecting road accidents;
 - b) penalty for traffic violations;
 - c) carnapped vehicle;
 - d) unregistered vehicles;
 - e) those subject for court litigation;
 - f) vehicle with improvised muffler; and
 - g) other grounds as provided by law or ordinance.
- 2) There shall be created a secured Vehicle Depository Area for Impounded or Stored Vehicles under the control and custody of the PNP.
- 3) Impounding Rules:
 - a) The area shall be enclosed and secured with perimeter fence/wall with door padlocks.
 - b) The custody for the safety of the impounded/stored vehicles shall be under the responsibility of the PNP.
 - c) Any loss or damage shall be the liability of the PNP, subject to payment for whatever losses or damage.
 - d) The Chief of Police in coordination with the MTMO shall designate a custodian for this purpose.
 - e) No impounded vehicles shall be released without full payment of the impounding fees and other traffic violations.

Section 32. Authority to Dispose of Unclaimed Vehicles.

- 1) The PNP Traffic Division in coordination with the MTMO and Municipal Treasurer is hereby authorized and empowered to dispose unclaimed vehicles as certified by the PNP traffic division. Such disposition shall be at Public Auction under such procedures:
 - a) Written notice of such auction shall be sent to the last known registered owner by personal delivery or registered mail, addressed to the owner's last known address at least ten (10) days prior to the date of auction
 - b) The said auction shall be held not earlier than sixty (60) days after the date upon which such vehicle may claim the same at any time prior to such auction upon payment of all costs and expenses relating to the towing and storage of such vehicle by the police or his authorized subordinates.

- c) The funds derived from any auctions shall be used to defray the expenses of such auction and any other expenses incurred in taking into custody or keeping such vehicles, and the balance, if any, shall become part of the Traffic Fund.

Section 33. Metro Loon Flow of Traffic During Carnivals, Fairs or Fiesta/Parochial, Events sponsored by School and Private entities.

- 1. During the holding of any festival/carnival and fair held in Metro Loon, the designated route shall be followed:

Vehicle operators or drivers coming from the South should pass through Guillermo Perez Street (Moto Sur, Moto Norte, Cogon Norte) and thence through Del Pilar Street and on the National Highway, while vehicles coming from the North should pass through Sevilla Street towards Tubig-Loon to Lintuan Beach and to the National Highway.

- 2. If there is no carnival or fair held in the Metro Loon, this Municipality, the routes stated in the preceding paragraph (a) should be followed only during the occasion on the town fiesta for the period of two (2) days, particularly during the vesper day and the day of the fiesta. (Sec. 1, MO 1960-17)

However, when the above-mentioned route is not passable due to some circumstances, the Municipal Mayor is given the discretion to modify such route as the need arises.

Section 34. Closure and Opening of Roads.

- a) Pursuant to Section 21 of RA 7160, this LGU may, pursuant to an ordinance, permanently or temporarily close or open any local road, alley, park, or square falling within its jurisdiction: Provided, however, That in case of permanent closure, such ordinance must be approved by at least two-thirds (2/3) of all the members of the Sanggunian, and when necessary, an adequate substitute for the public facility that is subject to closure is provided.
- b) No such way or place or any part thereof shall be permanently closed without making provisions for the maintenance of public safety therein.
- c) Any national or local road, alley, park, or square may be temporarily closed during an actual emergency, or fiesta celebrations, public rallies, agricultural or industrial fairs, or an undertaking of public works and highways, telecommunications, and waterworks projects, the duration of which shall be specified by the local chief executive concerned in a written order: Provided, however, That no national or local road, alley, park, or square shall be temporarily closed for athletic, cultural, or civic activities not officially sponsored, recognized, or approved by the local government unit concerned.
- d) Pursuant to an ordinance duly enacted by the Sangguniang Bayan, this LGU may temporarily close and regulate the use of any local street, road, thoroughfare, or any other public place where shopping malls, Sunday, flea or night markets, or shopping areas may be established and where goods, merchandise, foodstuffs, commodities, or articles of commerce may be sold and dispensed to the general public.
- e) *Unauthorized use of local street, roads or thoroughfare.* Any local street, road or thoroughfare which will be used during wakes and emergency/ disaster-related purposes shall secure first a Mayor's Permit.
- f) PNP Coordination. Without necessarily securing Mayor's Permit, the following events affecting the use of public roads require PNP coordination, viz:
 - 1. Government initiated parades
 - 2. Celebration of local and national holidays

3. Cultural, civic and religious activities
 4. When public safety is at stake or at risk
- (g) The LGU may open a new road, street or thoroughfare by way of an approved ordinance pursuant to Section 21 of RA 7160.

Section 35. Passengers and Freight.

- A) *Carrying of Passengers and Freight on Top of Vehicles.* – No person operating a motor vehicle shall allow any passenger to ride on the cover or top of such vehicles: Provided, however, that, subject to such conditions as may be contained in permits that may be issued by the Director, baggage or freight may be carried on the top of a truck so long as the weight thereof does not exceed twenty kilos per square meter and is distributed in such a manner as not to endanger the passengers or stability of the truck.
- B) *Riding on Running/Step Boards of Vehicles.* – No driver shall allow any person to ride on the running board/step board of his motor vehicle for any purpose while the vehicle is in motion.
- C) No operator or driver and/or conductor of passenger vehicles shall load their respective public utility vehicles with passengers more than what has been authorized or more than the registered capacity of such passenger vehicles or trucks operating within the territorial jurisdiction of this municipality. (Sec. 1, MO 1960-20a)
- D) No tricycle or motorcycle for hire shall load passengers in excess of its loading/sitting capacity.
- E) Seating Capacity. The seating capacity of a public utility vehicle shall be as follows:
- 1) *Tricycles*
 - a) *Closed/ Cargo Types* – 3 passengers (2 front seat, 1 back ride)
 - b) *Open-back/ Dual Type* – 6 passengers (2 front seat, 2 back seat, 2 behind the driver)
 - c) *Jeepney Type* – 8 passengers (2 front seat, 4 back seat, 2 behind the driver)
 - 2) *Jeepneys* – the number of passengers is equal to the allocated seating capacity of the vehicle, including seat extensions, as approved by the Land Transportation Office, disallowing any hitching or top loads.
 - 3) *Buses* - the number of passengers is equal to the allocated seating capacity of the vehicle. Any passenger on standing position is considered overloading, and therefore, punishable. Any hitching and top loads is prohibited and punishable.
 - 4) *Multicab (PUV)* – number of passengers is equal to the allocated seating capacity of the vehicle with no seat extensions and strictly no hitching and top loads.
 - 5) *V-hire* – number of passengers is equal to the allocated seating capacity of the vehicle and front seat must be occupied by only one person so that seat belt can properly be used.
 - 6) *Automobiles/ taxi* – the number of passengers is equal to the allocated seating capacity depending on the types of the automobile and front seat must be occupied by only one person so that seat belt can properly be used.

Any excess of passengers in violation to what is allowed is considered overloading, hence, punishable.

Section 36. Prohibition of LED Lights.

No vehicle using “LED light/s” shall be allowed to pass to any of the streets within this municipality.

Section 37. Illegal Driving.

- 1) It is illegal for a minor below 18 years of age to drive a “passenger” or “cargo vehicle”, even with Student Permit, or even with the presence of a professional driver.
- 2) It is illegal for a minor below 18 years old to drive a “private motor vehicle” unless he is carrying with a Student Permit (SP) duly issued by the Land Transportation Office and with the presence of supervising professional driver.
- 3) In no case shall the owner for any vehicle allow any minor to drive his vehicle to avoid any subsidiary penal liability.

Section 38. Illegal Pick-up of tricycle Passengers.

- a) No vehicle is allowed to pick-up passengers in prohibited areas as defined pursuant to an Executive Order issued by the Municipal Mayor, in violation of the Parking and Loading Rules as embodied in the Transportation and Traffic ordinance.
- b) No South bound and North bound tricycle driver is allowed to pick-up passengers at any prohibited area, by “barok system”, in violation of the parking and “turno rule”.
- c) No tricycle on “pakyaw” basis of transporting passengers outside of its franchise route with “special trip” sign board shall take advantage of picking-up passengers thereat, except on emergency cases and when no other tricycle can serve.

Section 39. Refusal to Convey Passenger.

Public transport vehicles such as PUB, PUJ, and tricycle operating within the municipality has the obligation to safely convey passengers to its destination. Refusal to welcome the passenger for a ride or to transport him to a usual destination without valid reason is an offense of refusal to convey passenger.

Section 40. Drying of Copra, Cereals or other Articles in Any Public Road.

No person or persons shall use the national highway or any part or portion thereof, within this municipality for drying or re-drying copra, corn or any cereal or other articles at any time of the day. (Sec. 1, MO 1966-24, amended)

Section 41. Colorum Vehicles.

No passenger vehicle such as buses, multicabs, v-hires, taxis, jeepneys, tricycles, and habal-habal/ motorcycles for hire shall be allowed to operate within the territorial jurisdiction of this municipality without corresponding franchise, LTO registration, mayor’s permit. Such vehicles are considered colorum. Operating colorum vehicles shall bear corresponding penalties as follows: no LTO registration, no mayor’s permit, no franchise.

Section 42. Random Check.

Traffic Enforcers and PNP Personnel on traffic may stop any vehicle in any of the following circumstances:

- i. When there is a reasonable ground to believe or suspect that-
 - 1) the driver is without license;
 - 2) the driver is under the influence of intoxicating liquor or prohibited drugs;
 - 3) the driver is fugitive of the law;
 - 4) the unit is involved in the commission of a crime of hot pursuit; and
 - 5) the driver is committing traffic violation/s.
- ii. During check-points

Section 43. General Prohibited Acts. The following are the prohibited acts applicable to the general public:

- 1) *Speed Competition.* Illegal drag racing or speed competition in the barangay, municipal, provincial and national roads, and other public places within the jurisdiction of the Municipality of Loon, Bohol is hereby prohibited.
- 2) *Practice Driving.* No practice driving shall be allowed on national and provincial roads and all roads passing through school premises during school days.
- 3) *Muffler Noise.* It is hereby prohibited for any motor vehicle with engine exhaust muffler modified or replaced in such a manner as to cause it to emit or make unnecessary or disagreeable loud or unpleasant noise to ply within the territorial jurisdiction of the Municipality of Loon, Bohol.
- 4) *Car Washing.* Washing of any vehicle and similar activity along public roads, sidewalks, alleys, lanes or parts thereof with a distance of at least 3 meters from the edge of the road is prohibited.
- 5) *Humps on Roads.* No person shall construct or cause the construction of any kind of hump, or place any kind of protuberance on public road without first securing a permit from the governor on provincial roads, Mayor on municipal roads, and punong barangay on barangay roads, and upon favorable recommendation of the Municipal Traffic Management Office (MTMO) or Municipal Traffic Enforcers (MUTRE).
- 6) *Unauthorized Use of Sidewalks.* No person shall use and/or occupy any public sidewalk or alley or portion thereof in connection with any construction works or other allowable purposes without securing a permit from the Mayor.
- 7) *Roads as Playing Field.* It is unlawful for any person to install, or cause the installation of any kind of basketball board, or place any kind of gaming tables or nets and similar kinds of gaming equipment or device on any public road or use the public road as playing field for any kind of games.

Exemption: This provision shall not be applied during fiesta, wake or other similar occasions where a temporary permit to use a portion of a municipal or barangay road has been secured from the Municipal Mayor on municipal road, or punong barangay on barangay road.
- 8) *Pasturing Along Sides of Roads.* It is prohibited to pasture any animal, nor to station any fighting cocks on either part-side of the national, provincial, municipal or barangay road within the municipality.
- 9) *Roads Utilized as Garage.* No public roads in the municipality shall be utilized as a garage or storage of unserviceable or knocked down vehicle units and equipment. The owner shall be given (24) hours to remove the unit/s, unless, by necessity, the Mayor thru the MTMO, upon the request of the owner of the unit/s may give additional time of extension.
- 10) Parking, loading and unloading on areas not designated for the purpose.
- 11) Unsafe Overtaking within school zones.

- 12) Running a vehicle while the sign for flag ceremony/retreat is displayed.
- 13) Excessive blowing of horns, except on emergency cases.
- 14) Wrong parking of vehicles.
- 15) Double parking of vehicles.
- 16) Entering “No Entry” Areas.
- 17) Driving Motorcycle without helmet including backrider.
- 18) Driving without license.
- 19) Driving on unregistered vehicle.
- 20) Driving under the influence of liquor.
- 21) Driving vehicle without signal light.
- 22) Driving on vehicle without side mirrors.
- 23) Driving a vehicle without muffler or silencer.
- 24) Overloading.
- 25) Overspeeding.

ARTICLE V
LOON TRANSPORT TERMINALS

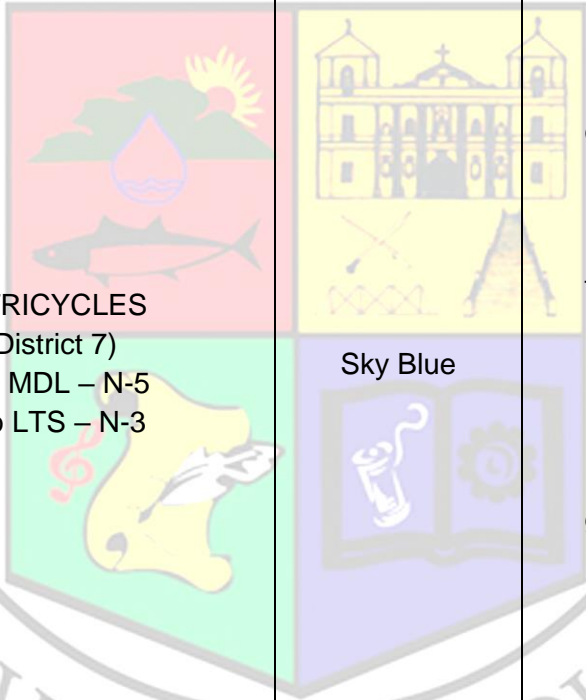
Section 1. Loon Transport Terminals.


- 1) *Terminal / Parking Areas.* The following are the designated Transport Terminals/ Parking Areas:

(1) For Tricycles

TRICYCLE FRANCHISE ROUTE	TRICYCLE COLOR	TERMINAL/PARKING AREA
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<p>1) METRO LOON ZONE TRICYCLES (Kasilak Church, Municipal Hall, Mercado de Loon (MDL), Loon Town Square (LTS), University of Bohol (UB)-Loon, Sacred Heart Academy (SHA), Loon South Central, Rural Health, Loon Library, Moto Sur covered court, Tubig-Loon, Napo, Moto Sur, Moto Norte, Cogon Norte, Cogon Sur, Basac; District 2)</p>	<p>Yellow or Sky Blue</p>	<p>a) Kasilak Church – vacated cultural center b) Mun Hall – LGU designated area c) Mercado de Loon – S-2 LGU designated area d) LTS- S-1 LGU designated area e) UB-Loon – outside school campus f) SHA- outside school campus g) LSCES – beside the gate, right side highway h) Rural Health Unit 1 – any back portion/MS Covered Court front i) Tubig-Loon Park – LGU designated area</p>
<p>2) LOON SOUTH ZONE TRICYCLES (Songon; District 1) a. Song-on to MDL – S-3 b. Song-on to LTS – S-4</p>	<p>Yellow</p>	<p>a) MDL - S-3 designated area b) LTS – S-4 designated area c) Song-on Chapel- LGU/Barangay designated area d) Nuestra Señora Dela Paz y Buen Viaje Church parking area e) LSNHS outside campus/LGU designated area f) Taytay Barangay Hall – LGU/Barangay designated area g) Tontonan Hall/ Barangay Road Junction (LGU/Barangay designated area) h) Tangnan Covered Court – LGU/Barangay designated area i) Pig-ot Junction – Barangay and LGU designated area j) Lintuan Chapel – LGU/Barangay designated area</p>
<p>3) LOON NORTH ZONE TRICYCLES (Catagbacan Market/LGU/Barangay Designated Area at highway junction)</p>	<p>Sky Blue</p>	<p>a) MDL - N-4 LGU designated area b) LTS – N-4 LGU</p>

<p>a. Catagbacan to MDL – N-4</p> <p>b. Catagbacan to LTS – N-4</p>		<p>designated area</p> <p>c) Catagbacan market - LGU designated area</p> <p>d)Catagbacan highway junction LGU/Barangay Designated area</p> <p>d) District Hospital/Tennis courts in Basac- LGU/Barangay designated area</p>
<p>4)SANDINGAN ZONE TRICYCLES (Sandingan; District 7)</p> <p>a. Sandingan to MDL – N-5</p> <p>b. Sandingan to LTS – N-3</p>	 <p>Sky Blue</p>	<p>a) MDL - N-5 parking area</p> <p>b) LTS – N-3 parking area</p> <p>c) Mocpoc Sur Port – LGU/Barangay designated area</p> <p>d) Mary Help of Christians Church plaza – LGU/Barangay designated area</p> <p>e) Calayugan Norte Junction - LGU/Barangay designated area</p> <p>f) Moalong Bridge Waiting Shed/highway Junction - LGU/Barangay designated area</p> <p>g) Ubojan-Canigaan Elementary School – outside campus/ LGU/Barangay designated area</p> <p>h) Sandingan National High School – outside campus/ LGU/Barangay designated area</p> <p>i) Basdio near Public Beach-outside basketball court/ LGU/Barangay designated area</p>

<p>5)CATAGBACAN ZONE TRICYCLES (Port / Market to Catagbacan areas, Cantomocad, Pondol, Ubayon, Canhangdon Occidental, Canhangdon Oriental, Biasong; Districts 3-4)</p>		<ul style="list-style-type: none">a) MDL– N-3 parking areab) LTS – N-4 parking areac) Loon Port Road Highway Junction – side entrance/LGU designated aread) Loon Port terminal – LGU/PPA designated areae) Catagbacan Public Market – LGU designated areaf) San Lorenzo Ruiz Church - LGU/Barangay designated areag) Catagbacan highway junction - LGU/Barangay designated areah) Loon North Elementary School - LGU/Barangay designated areai) Loon District Hospital (Canhangdon Occidental) – LGU/ Hospital designated areaj) Lopez-Dano-Simbajon HS – outside campus LGU/Barangay designated areak) Biasong highway junction - LGU/Barangay designated area
<p>6)CANTAONGON ZONE TRICYCLES (Cantaongon and neighboring barangays of Districts 6 & 4, Cantaongon to MDL / LTS or Catagbacan market)</p>	<p>Red</p>	<ul style="list-style-type: none">a) Cantaongon Public Market Barangay designated areab) Jacinto Borja National High School Barangay designated areac) Catagbacan market LGU/Barangay designated aread) Candaigan Junction Barangay designated

		area e) MDL– S4 parking area f) LTS – S3 parking area
7) NAGTUANG ZONE TRICYCLES (Nagtuang- MDL/ LTS; Nagtuang- Cansubayon; Nagtuang-Cantaongon; District 5)	White	a) Nagtuang Covered Court Barangay designated area b) Cansubayon Junction Barangay designated area c) Cantaongon Public Market Barangay designated area d) MDL– N2 parking area e) LTS – S2 parking area
8)CABILAO ZONE TRICYCLES (District 8)	Green	a) Talisay Port Barangay designated area b) Cabilao National High School LGU/Barangay designated area c) Holy Cross Church Barangay designated area d) Pantudlan Baluarte Barangay designated area f) Cambaquiz Port Barangay designated area

(2) For Habal-habal

HABAL-HABAL ZONING ROUTE	COLOR CODING Sticker	TERMINAL/ PARKING AREA (Barangay- or LGU- Designated Area)
1- Cabilao Habal-habal Zone	Green-white	a) Talisay Port b) Cambaquiz Port c) Pantudlan Baluarte
2- Sandingan Habal-Habal Zone	Blue-white	a) Mocpoc Sur Port b) Calayugan Junction c) Moalong Waiting Shed d) MDL- N6 e) LTS – N7
3- Loon North Habal-habal Zone	Blue	a) MDL- N6 b) LTS – N7 c) Basac-Ticugan junction d)Cantomocad-Bahi junction e) Pondol-Bagacay junction
4- Loon South Habal-habal Zone	Yellow	a) MDL- N6 b) LTS – N7

		c) Basdacu-Cabug junction d) Pig-ot brgy road junction e)Cuasi-LSNHS brgy road junction f) Moto Sur (RHU) junction
5- Loon Upland Habal-habal Zone	Red-white	a) Cantaongon Public Market b) Jacinto Borja National High School c) Catagbacan market d) Candaigan Junction e) MDL- N6 f) LTS – N7

(3) For Multi-cabs, Buses, Jeepneys, Taxis

TRANSPORT VEHICLES	LOON-BASED ROUTE	TERMINAL/PARKING AREA
Buses, Jeepneys, Multicabs, Taxis	Tagbilaran-Loon- to any point of Bohol	MDL and LTS Terminals

- 2) *Administration.* The MUTRE Head shall exercise direct and immediate supervision and administration over the Loon Transport Terminal System and the personnel in close coordination with the representative of the concerned transport association operating within the terminal; including those whose duties concern the maintenance, harmony, peace and order of the terminal premises. He shall be assisted by the MUTRE members/staff.
- 3) *Loading and Unloading.* Loading and unloading of passengers shall be at the designated Loon Transport Terminals.
- 4) *Compulsory Use/Parking.* All Loon-based public utility buses, mini-buses, tricycles, motorcycles for hire and other public transports with franchise within the territorial jurisdiction of Loon shall park at the designated Loon Transport Terminals for the purpose of loading and unloading of passengers, and cargoes.
- 5) *Blowing or Honking of Horns.* Blowing or honking of horns inside the Loon Transport Terminals is hereby prohibited.

Section 2. Parking Fees.

- A. Per Parking, Per Day Imposition. There shall be collected parking fees for the use of municipal owned parking area or designated streets “for pay parking” on per parking, per day basis, to include the loading and unloading at Loon Municipal Transport Terminal and other designated parking areas.
- 1) Passenger vehicles
 - a) Passenger Bus, Ford Fiera, Jeep, PUV, PUJ, Multicab, V-hire, other related passenger - P10.00 per day
 - b) Tricycles, Motorcycles for rent or habal-habal - P4.00 per day
 - 2) Private vehicles without market transactions
 - a) Private motorcycles, private tricycles - P3.00
 - b) Private Cars and Service Vehicles - P5.00
 - 3) Cargo trucks as follows:
 - a) 10 wheelers truck - P50.00

- | | | |
|----------------------|---|--------|
| b) 6 wheelers truck | - | P30.00 |
| c) Other cargo truck | - | P20.00 |

B. Overnight Parking Fee. Overnight parking for any passenger or cargo vehicle shall be charged double its amount.

Section 3. Penalty. For violating any of the provisions of this Article, the violator shall be administratively fined:

- a) Three Hundred Pesos (P300.00) - for the First Offense
- b) One Thousand Pesos (P1,000.00) -for the Second Offense
- c) One Thousand Five Hundred Pesos (P1,500.00) - for the Third and Succeeding offenses.

ARTICLE VI

FRANCHISING OF TRICYCLES AND ISSUANCE OF MAYOR'S PERMIT

Section 1. Tricycle Franchise and Mayor's Permit.

A. Regulated Acts.

No person shall engage in the operation of tricycle for hire without first securing a "franchise" from the Sangguniang Bayan upon payment of Franchise Fee amounting to Three Hundred Fifty Pesos (P350.00), and Mayor's Permit amounting to Three Hundred Fifty Pesos (P350.00).

1. Physical Requirements/Equipage

No tricycles, pedicabs, and motorized pedicabs shall be issued franchise unless the following applicable physical requirements/equipage are complied with and certified by the Municipal Traffic Enforcers (MUTRE) which issues a corresponding Inspection Slip, viz:

- a) Clean windshields;
- b) Functioning horn that does not exceptionally loud or standing sound;
- c) Two (2) signal lights, front and back for turning right or left or for emergency purposes;
- d) Tail light, registered license plate with light;
- e) Top chain extending to the rear wheel;
- f) White head lights in front and red tail light with functioning stop light in the rear, visible at least 50 meters from the front and rear of the tricycle or bicycle and functioning under all weather conditions and lighted starting 6:00 pm until 6:00 am;
- g) Light installed inside the sidecar and keep lighted while plying routes;
- h) Anti-noise equipment/silencer;
- i) Body number of the vehicle;
- j) Fully operating mufflers; and
- k) Roadworthiness of the tricycle/pedicab unit.
- l) Garbage receptacle;
- m) Biblical Passage (Section 5 par. 20 infra)

2. Administrative Provisions.

- 1) The applicant for a franchise shall file an application at the Sangguniang Bayan together with the following requirements to be filed in a folder.
 - a) Official Receipt (OR) and Certificate of Registration (CR) from the Land and Transportation Office (LTO)
 - b) Barangay Clearance
 - c) Police Clearance issued by the PNP
 - d) Inspection Slip issued by the MUTRE
 - e) Application for Business License and Permit
 - f) Sworn application for Certificate of Public Convenience to operate, duly verified
 - g) Certified true copy of professional driver's license
 - h) Driver's medical certificate
 - i) Operator's Residence Certificate or cedula
- 2) The Sangguniang Bayan in its session will consider or deliberate on the application for franchise. Approval of the applications for a certificate of Public Convenience shall be in form of a commission- type "Order" duly signed by the members of the Sangguniang Bayan concurring the same. The Sanggunian order shall contain the name or names of the person or persons whose application for franchise is approved or disapproved and specifying whether the franchise is for "Motorcab" or "Motorela", the coverage area of its operation and the date of effectivity and expiration of the franchise and all other conditions necessary.
- 3) If the Committee on Transportation, Public Works and Utilities feels the necessity of consulting the transport sector and the riding public as to the additional number of MTOP applications affecting the number of tricycles operating in the specific franchise route applied for, per coordination with the MTMO and MUTRE, the Sangguniang Bayan through the concerned committee, shall conduct a public hearing to this effect calling the affected operators in any of the specific routes: Metro-Loon tricycles, Loon South tricycles, Loon North tricycles, Sandingan tricycles, Catagbacan-based tricycles, Cantaongon-based tricycles, Nagtuang-based tricycles, and Cabilao tricycles, as the case may be.
- 4) Each applicant whose application had been approved shall be issued a "Motor Tricycle Operator's Permit" (MTOP) or Franchise Certificate which shall be completely filled-up and certified by the Secretary of the Sangguniang Bayan by authority of the Sangguniang Bayan. It shall be displayed in the tricycle unit together with the Mayor's Permit.
- 5) The mayor's permit may be issued to the applicant as a tricycle operator if he/she is a holder of a franchise issued by the Sangguniang Bayan subject to the following requirements:
 - a) Official Receipt (OR) and Certificate of Registration (CR) issued by the Land Transportation Office (LTO) in favor of the applicant
 - b) Police Clearance issued by the Chief of Police of this municipality
 - c) Inspection Slip issued by the MUTRE in coordination with the PNP traffic section
- 6) The franchise and mayor's permit granted, unless earlier revoked or otherwise provided for by the Sangguniang Bayan, shall be valid for a period of one (1) year and renewable thereafter.

- 7) A Mayor's permit is valid for one (1) Calendar Year only from January 1 to December 31 of the current year. Operators who fail to renew their permits on the first twenty (20) days of January shall pay an additional fee of 25% penalty.
- 8) The MTOP / franchise certificate shall be valid for one (1) fiscal year which expires on the date it was approved or renewed by the Sangguniang Bayan. Failure to renew one's franchise shall be subject to the "forfeiture of right" under Section 56 hereof.
 1. The Municipal Traffic Management Office (MTMO) through the Municipal Traffic Enforcers (MUTRE) shall cause the usual or daily checking or thorough inspection of duly parked motorized tricycles in order to determine their road worthiness to transport passengers or cargoes, and to verify if the physical requirements are still complied with.

Section 2. Franchise Non-Transferability & Dropping of MTOP Franchise.

1. The franchise duly issued by the Sangguniang Bayan shall be non-transferable.
2. Any tricycle operator who disposed ownership of his tricycle unit to another person is obliged to do the following:
 - a) Apply for Petition of Dropping of Franchise with the following requirements;
 - i) Barangay Certification for Business Closure
 - ii) Business Closure Certification issued by the Municipal Treasurer
 - b) Secure SB resolution with order of dropping of MTOP Franchise

Section 3. Substitution of motorcycle.

Before the expiration of the franchise and mayor's permit, a substitution of another motorcycle also owned by the same operator can be done after complying the following requisites:

- a) the new motorcycle is brand new or with road-worthiness better than the previous one, as certified by the MUTRE head, per Inspection Report;
- b) payment of P300.00 for change of motorcycle unit; and
- c) approval of the Sangguniang Bayan through a resolution with corresponding issuance of an Order/Certificate, reflecting therein the same franchise number, same owner, but with different motorcycle unit and data.

Section 4. Forfeiture of Right.

- a) Failure of the franchise holder to renew his franchise beyond one month shall bear 25% surcharge. Failure to renew his/her franchise on the third month shall cause automatic cancellation of his/her franchise with corresponding franchise/body number. It shall be forfeited in favor of any interested franchise applicant.
- b) Failure to secure Mayor's Permit beyond January 20 shall bear 25% quarterly surcharge with 2% interest on all fees, and a penalty as provided in this ordinance. However, failure to renew Mayor's permit at the end of March shall cause the impounding of the tricycle until Mayor's permit is secured.
- c) A forfeited MTOP franchise number which is already given to any new applicant can no longer be re-acquired by its previous holder.
- d) Should the previous holder of a forfeited MTOP franchise number wish to resume his business of transporting passengers, he/ she shall be considered as "new applicant for acquiring new franchise".

Section 5. Rules and Regulations in the Operation of Tricycles.

The following are the rules governing the operations of tricycles:

- 1) The operation of motorized tricycle within the Municipality of Loon, Bohol shall be for private, public or commercial purposes.
- 2) The measurement of the sidecar shall not exceed in length the motor vehicle to which it is attached, and not to exceed 1.60 meters in width from the tip of the left handlebar of the motorcycle to the extreme right edge of the sidecar. A permanent cover shall be constructed over the driver.
- 3) Tricycle operators shall provide their respective units with an extra tire and inner tube, both in good condition. The units must be equipped with complete lights (front and rear), strong brakes, horns and shock absorbers; and it must be fitted with a four stroke engine to have ample power to carry the sidecar and its passengers, and to minimize if not totally eradicate smoke belching of the units.
- 4) Tricycle operators are required to put a sign board at the roof above the driver's side with the mark "FOR HIRE" the lettering of which is red in color with white background and "SPECIAL TRIP" the "NOT FOR HIRE" lettering of which is white with red background, all in bold letters and measuring 51 times 17 centimeters and put one bulb over the signboard to be lighted during night time.
- 5) No tricycle-for-hire or pedicab-for-hire shall be allowed to carry more passengers and goods than what is designed for, or more than what is authorized in the franchise.
- 6) Tricycle operators are required to provide receptacle for trash in their vehicle with the use of plastic bags.
- 7) A number to be determined and recorded by the Chief of Police with a size of ten (10) inches square shall be printed conspicuously inside the car facing the passenger and the same number of the same size shall likewise be placed in front and at the back of the sidecar.
- 8) The rate of charges of motorized tricycles used for public purposes shall be in accordance with the rates fixed by the Sangguniang Bayan.
- 9) The tricycle operator shall have the rates inscribed clearly on a conspicuous place of the motorized tricycle as prescribed by the Sangguniang Bayan.
- 10) Tricycles shall be registered with the Mayor's Office for a capacity of three (3) or four (4) or six (6) passengers. However, the existing units regardless of the number of passengers shall be retained until its revocation, or change of another item. The uniform standard as to the built-in form of the tricycle shall be patterned with that prescribed by the municipal engineer in coordination with the traffic section, and subject to the issuance of an Executive Order.
- 11) Under no circumstances shall the operator employ in the operation of its motorized tricycle service discourteous or habitually negligent drivers.
- 12) Operators shall before registering with the Mayor's Office, secure insurance with a reputable insurance company to answer for third party liability arising from the operation of the service.
- 13) Any operator of tricycles applying for a license or renewal of license/Mayor's Permit must establish ownership of the motorcycle and of the sidecar.
- 14) The Municipal Traffic Enforcers (MUTRE) shall, from time to time, check the tricycles in order to determine their roadworthiness.
- 15) Every motorized tricycle should bear the markings (a) "Loon" symmetrically; (b) the assigned number; (c) the name of the driver actually driving; (d) schedule of fares; (e) the sign "FOR HIRE" if ready to transport passengers, or the sign "ON CALL" if it is to get particular passenger/s (f) the name of the franchise holder if it is for public use or the name of the owner, if private, or the name of the establishment if it is for commercial use. No other markings or signs shall be allowed except those required for pertinent laws, and advertisements allowed.
- 16) Every tricycle driver shall wear shoes, long pants, and decent clothes, and shall observe personal hygiene.

- 17) The franchise holder or duly licensed operator may waive his privilege in favor of any qualified person, subject however, to the compliance of Section 2 hereof on the dropping of MTOP franchise.
- 18) No tricycle shall be allowed to operate without corresponding plate number issued by the Land Transportation Office, nor shall it be allowed to operate without proof of full compliance to the requirements as evidenced by a “sticker” duly signed by the mayor and issued by the MUTRE.
- 19) No tricycle-for-hire shall be allowed to pick-up any passenger within the territorial jurisdiction of this municipality without having secured MTOP franchise, LTO Registration, and Mayor’s Permit, renewable annually.
- 20) Only religious passages are allowed to be inscribed in the tricycle.
- 21) For safety reasons, no tricycle or pedicab should operate on national highways, whether utilized by 4-wheel vehicles greater than 4 tons and where normal speed exceeds 40KPH. However, the Sangguniang Bayan may allow if there is no other alternative route taking into consideration of public safety.
- 22) Tricycle Zones shall be established within the boundary of the municipality as defined in Section 6 hereof, re: “Tricycle Zones Color Coding”. However, existing zones within the municipality shall be maintained, provided that operators serving said zone shall secure MTOP from the municipality having jurisdiction over the areas covered by the zone, viz:
 - (1) Metro Loon Zone – Yellow or Sky Blue tricycles
 - (2) Loon South Zone – Yellow tricycles
 - (3) Loon North Zone – Sky Blue tricycles
 - (4) Sandingan Zone – Sky Blue tricycles
 - (5) Catagbacan Zone – Sky Blue tricycles
 - (6) Cantaongon Zone – Red tricycles
 - (7) Nagtuang Zone – White tricycles
 - (8) Cabilao Zone – Green tricycles
- 23) A common color shall be imposed on tricycles or pedicabs-for-hire operating in the same zone. Each unit shall be assigned and bear an identification number, aside from the Land Transportation Office (LTO) registration plate, to avoid colorum vehicles plying within the locality.
- 24) An operator wishing to stop service completely, or to suspend service for more than one month, should report in writing such termination or suspension to the Municipal Traffic Management Office (MTMO) in coordination with the Sangguniang Bayan which originally granted the MTOP. Transfer to another zone may be permitted upon application and approval by the Sangguniang Bayan with the effect of changing its MTOP franchise number.
- 25) The MTOP shall be valid for one (1) year, renewable for the same period. Transfer to another zone, change of ownership of unit supported by notarized document or transfer of MTOP shall be construed as amendment to MTOP and shall require appropriate approval of the Sangguniang Bayan.
- 26) Operators shall only employ drivers who have been duly issued licensed by the LTO for tricycles-for-hire.
- 27) A tricycle-for-hire shall be allowed to operate within its fixed route based on their respective Tricycle Zones, except on “pakyaw basis”, without depriving the right of the zone tricycles to serve their own zone of service, and provided further, that it bears “special trip” on a case for case basis. However, they are not allowed to pick-up passengers outside of their route except on emergency cases.

Section 6. MTOP & Tricycle Zones Color Coding.

1. MTOP Franchise Zone. The MTOP Franchise Number shall bear the Body Number of the tricycles that are authorized to transport passengers in their respective franchise zones with corresponding color-coding of transport services:

AREA OF SERVICE/ FRANCHISE ROUTE	TRICYCLE COLOR	BODY AND MTOP NUMBER
1) METRO LOON ZONE TRICYCLES (Kasilak Church, Municipal Hall, Mercado de Loon (MDL), Loon Town Square (LTS), University of Bohol (UB)-Loon, Sacred Heart Academy (SHA), Loon South Central, Rural Health, Loon Library, Tubig-Loon, Napo, Moto Sur, Moto Norte, Cogon Norte, Cogon Sur, Basac; District 2)	Yellow or Sky Blue	001 to continuous
2) LOON SOUTH ZONE TRICYCLES (Mercado de Loon/LTS - Songon; District 1)	Yellow	
3) LOON NORTH ZONE TRICYCLES (Mercado de Loon/LTS - Catagbacan Market)	Sky Blue	
4) SANDINGAN BOUND TRICYCLES (Mercado de Loon/LTS - Sandingan; District 7)	Sky Blue	
5) CATAGBACAN ZONE TRICYCLES (Port / Market to Catagbacan areas, Cantomocad, Pondol, Ubayon, Canhangdon Occidental, Canhangdon Oriental, Biasong; Districts 3-4)	Sky Blue	
6) CANTAONGON ZONE TRICYCLES (Cantaongon and neighboring barangays of Districts 6 & 4, Cantaongon to MDL / LTS or Catagbacan Market)	Red	
7) CABILAO ZONE TRICYCLES (District 8)	Green	
8) NAGTUANG ZONE TRICYCLES (Nagtuang- MDL/ LTS; Nagtuang-Cansubayon; Nagtuang-Cantaongon; District 5)	White	

2. Provided, this color-coding shall take effect on new applicants. There shall be a 1-year grace period from the issuance of MTOP for existing tricycles to conform to color-coding,subject to compliance of this provision upon renewal of franchise applications.

Section 7. Procedures and Conditions for Issuance of Franchise.



- 1) Prospective operators of tricycles should first secure a Motorized Tricycle Operator's permit (MTOP) from the Sangguniang Bayan prior to the issuance of Mayor's permit to operate within the territorial jurisdiction of Loon.
- 2) The Sangguniang Bayan of this municipality shall issue, amend, revise, renew, suspend, or cancel MTOP and prescribe the appropriate terms and conditions therefor; determine, fix, prescribe or periodically adjust fares or rates for the service provided in a franchise tricycle zone after public hearing; prescribe and regulate zones / routes of service in coordination with the barangay; fix, impose and collect, and periodically review and adjust but not oftener than once every three (3) years, reasonable fees and other related charges in the regulation of tricycles-for-hire; and establish and prescribe the conditions and qualifications of service.
- 3) Only Filipino citizens and partnership or corporation with sixty percent (60%) Filipino equity shall be granted the MTOP. No MTOP shall be granted by the municipality

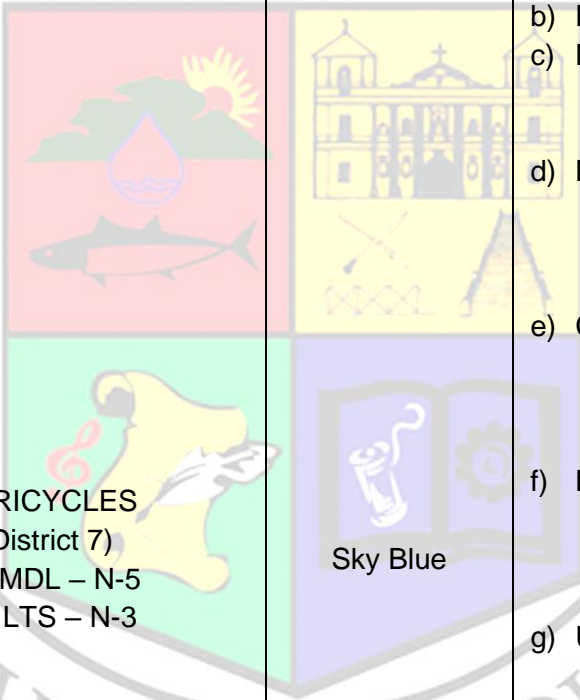
- unless the applicant is in possession of units with valid registration papers from the Land Transportation Office (LTO).
- 4) The grantee of the MTOP shall carry a common carriers insurance sufficient to answer for any liability it may incur to passengers and third parties in case of accidents.
 - 5) Operators of tricycles-for-hire shall employ drivers duly licensed by LTO for tricycles-for-hire.
 - 6) Operators who intend to stop service completely, or suspend service for more than one (1) month shall report in writing such termination or suspension to the Municipal Traffic Management Office.
 - 7) Operators of tricycle units with MTOP and Mayor's permit are presumed to engage in the business of transporting passengers within the year or upon the expiration of the franchise or mayor's permit, unless the operator manifests his intention in writing that he intends to stop its operation, or upon transfer of ownership of said unit to another operator, or upon the expiration or non-renewal of the franchise and mayor's permit, in which case, the same shall automatically be considered vacated and the MTOP Number shall be issued in favor of any new applicant.
 - 8) The numbering of the MTOP shall reflect the number of the Body of the Tricycle to be placed in front, back, right side, and inside of the tricycle unit.
 - 9) The application of MTOP numbers shall be on a "tricycle zone system" with "first come first served basis" and which shall be filed and processed in the office of the Mayor thru Municipal Traffic Management Office (MTMO) and indorsed to the Sangguniang Bayan for the granting and approval of number.
 - 10) Tricycles issued with MTOP to operate in the prescribed tricycle zone of Loon are free to transport passengers to their respective tricycle routes as defined in the tricycle zone pursuant to Section 6 hereof with their corresponding color-coding of transport services.
 - 11) The MUTRE in coordination with the PNP Traffic Division shall ensure the compliance of this color-coding including other requirements subject for physical inspection of the unit, prior to the issuance of clearance.
 - 12) The Sanggunian shall establish a fare structure that will provide the operator a reasonable return or profit, and still be affordable to the general public. The fare structure may either be flat (single fare regardless of distance) as a minimum amount plus a basic rate per kilometer.
 - 13) Operators of tricycles-for-hire are required to post in the conspicuous part of the tricycle the schedule of fare rates.
 - 14) The tricycle zones shall be within the boundaries of this municipality. Tricycles from other or adjoining municipalities are prohibited to engage in the business of transporting passengers to any area of Loon except on special trips or emergency cases, with due compliance of the Transportation Laws, rules and regulations.
 - 15) The Sangguniang Bayan, the Municipal Traffic Management Office and MUTRE shall keep a registry of all tricycle operators with their respective drivers which shall include among others, the name and address of the operator and the number and brand of tricycles owned and operated by said operator, with their corresponding contact numbers.
 - 16) The drop off point of the passengers shall be at the respective parking areas of the tricycle zones, except when cargoes are carried or transported into a specific area.
 - 17) The Sangguniang Bayan Committee on Transportation may conduct a public hearing to be participated in by the affected operators and the interested parties in the prescribed tricycle zones as to the necessity of increasing its units to serve the riding public so as not to defeat the livelihood of the operators, nor prejudice the interest of the riding public.
 - 18) For purposes of whether or not to increase the number of tricycles operating in a specific area of public service/ transport zone, the public hearing to be attended by

the tricycle transport sector and the riding public shall depend on the color coding, or the area to which the tricycles are bound to serve.

19) In the spirit of free enterprise, there shall be no limit on the number of franchises per operator.

Section 8. Parking Areas. The following shall serve as the Parking Areas of the Tricycles, per zone color-coding:

TRICYCLE FRANCHISE ROUTE	TRICYCLE COLOR	TERMINAL/PARKING AREA
1) METRO LOON ZONE TRICYCLES (Kasilak Church, Municipal Hall, Mercado de Loon (MDL), Loon Town Square (LTS), University of Bohol (UB)-Loon, Sacred Heart Academy (SHA), Loon South Central, Rural Health, Loon Library, Moto Sur covered court, Tubig-Loon, Napo, Moto Sur, Moto Norte, Cogon Norte, Cogon Sur, Basac; District 2)	Yellow or Sky Blue 	a) Kasilak Church – vacated cultural center b) Mun Hall – LGU designated area c) Mercado de Loon – S-2 LGU designated area d) LTS- S-1 LGU designated area e) UB-Loon – outside school campus f) SHA- outside school campus g) LSCES – beside the gate, right side highway h) Rural Health Unit 1 – any back portion/MS Covered Court front i) Tubig-Loon Park – LGU designated area
2) LOON SOUTH ZONE TRICYCLES (Song-on; District 1) a. Song-on to MDL – S-3 b. Song-on to LTS – S-4	Yellow 	a) MDL - S-3 designated area b) LTS – S-4 designated area c) Song-on Chapel- LGU/Barangay designated area d) Nuestra Señora Dela Paz y Buen Viaje Church parking area e) LSNHS outside campus/LGU designated area f) Taytay Barangay Hall – LGU/Barangay designated area g) Tontonan Hall/ Barangay Road Junction (LGU/Barangay designated area) h) Tangnan Covered Court – LGU/Barangay designated area i) Pig-ot Junction –

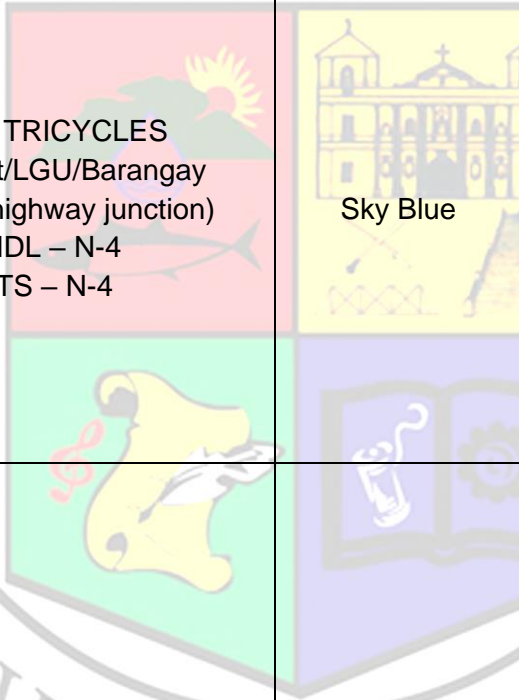
		Barangay and LGU designated area j) Lintuan Chapel – LGU/Barangay designated area
3) LOON NORTH ZONE TRICYCLES (Catagbacan Market/LGU/Barangay Designated Area at highway junction) a) Catagbacan to MDL – N-4 b) Catagbacan to LTS – N-4	Sky Blue	a) MDL - N-4 LGU designated area b) LTS – N-4 LGU designated area c) Catagbacan market - LGU designated area d)Catagbacan highway junction LGU/Barangay Designated area d) District Hospital/Tennis courts in Basac- LGU/Barangay designated area
4)SANDINGAN ZONE TRICYCLES ((Sandingan; District 7) a. Sandingan to MDL – N-5 b. Sandingan to LTS – N-3	 Sky Blue	a) MDL - N-5 parking area b) LTS – N-3 parking area c) Mocpoc Sur Port – LGU/Barangay designated area d) Mary Help of Christians Church plaza – LGU/Barangay designated area e) Calayugan Norte Junction - LGU/Barangay designated area f) Moalong Bridge Waiting Shed/highway Junction - LGU/Barangay designated area g) Ubojan-Canigaan Elementary School – outside campus/ LGU/Barangay designated area h) Sandingan National High School – outside campus/ LGU/Barangay designated area i) Basdio near Public Beach-outside basketball court/ LGU/Barangay designated area
5)CATAGBACAN ZONE TRICYCLES (Port / Market to Catagbacan areas, Cantomocad, Pondol, Ubayon, Canhangdon Occidental, Canhangdon Oriental, Biasong;	Sky Blue	a) MDL– N-3 parking area b) LTS – N-4 parking area c) Loon Port Road Highway Junction – side

Districts 3-4)		<div>entrance/LGU designated area</div> <div>d) Loon Port terminal – LGU/PPA designated area</div> <div>e) Catagbacan Public Market – LGU designated area</div> <div>f) San Lorenzo Ruiz Church - LGU/Barangay designated area</div> <div>g) Catagbacan highway junction - LGU/Barangay designated area</div> <div>h) Loon North Elementary School - LGU/Barangay designated area</div> <div>i) Loon District Hospital (Canhangdon Occidental) – LGU/ Hospital designated area</div> <div>j) Lopez-Dano-Simbajon HS – outside campus LGU/Barangay designated area</div> <div>k) Biasong highway junction - LGU/Barangay designated area</div>
<div>6)CANTAONGON ZONE TRICYCLES (Cantaongon and neighboring barangays of Districts 6 & 4, Cantaongon to MDL / LTS or Catagbacan market)</div>	<div>Red</div>	<div>a) Cantaongon Public Market Barangay designated area</div> <div>b) Jacinto Borja National High School Barangay designated area</div> <div>c) Catagbacan market LGU/Barangay designated area</div> <div>d) Candaigan Junction Barangay designated area</div> <div>e) MDL– S4 parking area</div> <div>f) LTS – S3 parking area</div>
<div>7) NAGTUANG ZONE TRICYCLES (Nagtuang- MDL/ LTS; Nagtuang- Cansubayon; Nagtuang-Cantaongon; District 5)</div>	<div>White</div>	<div>a) Nagtuang Covered Court Barangay designated area</div> <div>b) Cansubayon Junction Barangay designated area</div> <div>c) Cantaongon Public Market Barangay designated area</div>

		d) MDL– N2 parking area e) LTS – S2 parking area
8)CABILAO ZONE TRICYCLES (District 8)	Green	a) Talisay Port Barangay designated area b) Cabilao National High School LGU/Barangay designated area c) Holy Cross Church Barangay designated area d) Pantudlan Baluarte Barangay designated area e) Cambaquiz Port Barangay designated area

Section 8. Parking Areas. The following shall serve as the Parking Areas of the Tricycles, per zone color-coding:

TRICYCLE FRANCHISE ROUTE	TRICYCLE COLOR	TERMINAL/PARKING AREA
1) METRO LOON ZONE TRICYCLES (Kasilak Church, Municipal Hall, Mercado de Loon (MDL), Loon Town Square (LTS), University of Bohol (UB)-Loon, Sacred Heart Academy (SHA), Loon South Central, Rural Health, Loon Library, Moto Sur covered court, Tubig-Loon, Napo, Moto Sur, Moto Norte, Cogon Norte, Cogon Sur, Basac; District 2)	Yellow or Sky Blue	a) Kasilak Church – vacated cultural center b) Mun Hall – LGU designated area c) Mercado de Loon – S-2 LGU designated area d) LTS- S-1 LGU designated area e) UB-Loon – outside school campus f) SHA- outside school campus g) LSCES – beside the gate, right side highway h) Rural Health Unit 1 – any back portion/MS Covered Court front i) Tubig-Loon Park – LGU designated area
2) LOON SOUTH ZONE TRICYCLES (Songon; District 1) a) Song-on to MDL – S-3 b) Song-on to LTS – S-4	Yellow	a) MDL - S-3 designated area b) LTS – S-4 designated area c) Song-on Chapel- LGU/Barangay designated area d) Nuestra Señora Dela Paz y Buen Viaje Church parking area e) LSNHS outside

		<p>campus/LGU designated area</p> <p>f) Taytay Barangay Hall – LGU/Barangay designated area</p> <p>g) Tontonan Hall/ Barangay Road Junction (LGU/Barangay designated area)</p> <p>h) Tangnan Covered Court – LGU/Barangay designated area</p> <p>i) Pig-ot Junction – Barangay and LGU designated area</p> <p>j) Lintuan Chapel – LGU/Barangay designated area</p>
<p>3)LOON NORTH ZONE TRICYCLES (Catagbacan Market/LGU/Barangay Designated Area at highway junction)</p> <p>a) Catagbacan to MDL – N-4</p> <p>b) Catagbacan to LTS – N-4</p>	 <p>Sky Blue</p>	<p>a) MDL - N-4 LGU designated area</p> <p>b) LTS – N-4 LGU designated area</p> <p>c) Catagbacan market - LGU designated area</p> <p>d)Catagbacan highway junction LGU/Barangay Designated area</p> <p>d) District Hospital/Tennis courts in Basac- LGU/Barangay designated area</p>
<p>4)SANDINGAN ZONE TRICYCLES (Sandingan; District 7)</p> <p>a. Sandingan to MDL – N-5</p> <p>b. Sandingan to LTS – N-3</p>	<p>Sky Blue</p>	<p>a) MDL - N-5 parking area</p> <p>b) LTS – N-3 parking area</p> <p>c) Mocpoc Sur Port – LGU/Barangay designated area</p> <p>d) Mary Help of Christians Church plaza – LGU/Barangay designated area</p> <p>e) Calayugan Norte Junction - LGU/Barangay designated area</p> <p>f) Moalong Bridge Waiting Shed/highway Junction - LGU/Barangay designated area</p> <p>g) Ubojan-Canigaan Elementary School – outside campus/ LGU/Barangay designated area</p> <p>h) Sandingan National High</p>

		<div>School – outside campus/ LGU/Barangay designated area</div> <div>i) Basdio near Public Beach-outside basketball court/ LGU/Barangay designated area</div>
<div>5)CATAGBACAN ZONE TRICYCLES (Port / Market to Catagbacan areas, Cantomocad, Pondol, Ubayon, Canhangdon Occidental, Canhangdon Oriental, Biasong; Districts 3-4)</div>	<div>Sky Blue</div>	<div>a) MDL– N-3 parking area</div> <div>b) LTS – N-4 parking area</div> <div>c) Loon Port Road Highway Junction – side entrance/LGU designated area</div> <div>d) Loon Port terminal – LGU/PPA designated area</div> <div>e) Catagbacan Public Market – LGU designated area</div> <div>f) San Lorenzo Ruiz Church - LGU/Barangay designated area</div> <div>g) Catagbacan highway junction - LGU/Barangay designated area</div> <div>h) Loon North Elementary School - LGU/Barangay designated area</div> <div>i) Loon District Hospital (Canhangdon Occidental) – LGU/ Hospital designated area</div> <div>j) Lopez-Dano-Simbajon HS – outside campus LGU/Barangay designated area</div> <div>k) Biasong highway junction - LGU/Barangay designated area</div>
<div>6)CANTAONGON ZONE TRICYCLES (Cantaongon and neighboring barangays of Districts 6 & 4, Cantaongon to MDL / LTS or Catagbacan market)</div>	<div>Red</div>	<div>a) Cantaongon Public Market Barangay designated area</div> <div>b) Jacinto Borja National High School Barangay designated area</div> <div>c) Catagbacan market LGU/Barangay designated area</div> <div>d) Candaigan Junction Barangay designated area</div> <div>e) MDL– S4 parking area</div> <div>f) LTS – S3 parking area</div>

7) NAGTUANG ZONE TRICYCLES (Nagtuang- MDL/ LTS; Nagtuang- Cansubayon; Nagtuang-Cantaongon; District 5)	White	a) Nagtuang Covered Court Barangay designated area b) Cansubayon Junction Barangay designated area c) Cantaongon Public Market Barangay designated area d) MDL– N2 parking area e) LTS – S2 parking area
8)CABILAO ZONE TRICYCLES (District 8)	Green	a) Talisay Port Barangay designated area b) Cabilao National High School LGU/Barangay designated area c) Holy Cross Church Barangay designated area d) Pantudlan Baluarte Barangay designated area e) Cambaquiz Port Barangay designated area

Section 9. Tricycle Fare Rates.

A. Regular Rates. The regular fare rate of tricycles operating within the municipality of Loon shall be as follows:

BARANGAY/ DESTINATION	LOON TOWN SUARE	MERCADO DE LOON
	REGULAR FARE RATES	REGULAR FARE RATES
WITHIN POBLACION AND ADJOINING BARANGAYS		
(Moto Norte, Moto Sur, Cogon Norte, Cogon Sur, Basac Elementary School/ Sitio Tawog	10.00	10.00
Napo	12.00	17.00
SOUTH BOUND		
a) Lintuan highway	10.00	12.00
b) Lintuan upper	12.00	14.00
c) Basdacu	10.00	12.00
d) Pig-ot highway	11.00	13.00
e) Pig-ot inner	14.00	16.00
f) Tangnan	11.00	13.00
g) Cuasi	12.00	14.00

h) Taytay	17.00	19.00
f) Tontonan, Song-on	13.00	15.00
NORTH BOUND		
a) Moalong-Sandingan Junction	11.00	10.00
b) Biasong crossing	12.00	11.00
c) Canhangdon Occidental/ Oriental	12.00	11.00
d) Ubayon	13.00	12.00
e) Catagbacan Sur	14.00	13.00
f) Catagbacan Norte		
i. port	17.00	16.00
ii. Church	17.00	16.00
iii. highway	15.00	14.00
g) Catagbacan Handig	15.00	14.00
h) Cantomocad	16.00	15.00
i) Pondol	17.00	16.00
SANDINGAN ISLAND		
a) Calayugan Norte/ Sur, Basdio, Canigaan,	17.00	16.00
b) Ubojan	22.00	20.00
c) Mocpoc Sur/Norte, Sondol	22.00	21.00
CATAGBACAN AREAS		
BARANGAY/ DESTINATION	REGULAR FARE RATES	
1. Catagbacan Handig to port, Vise-versa	10.00	
2. Within Catagbacan barangays	10.00	
3. Catagbacan area to Cantomocad, Pondol	10.00	

A Matrix of Fare Rates shall be posted inside the Tricycle unit to be provided by the LGU through the Municipal Franchising and Regulatory Board pursuant to Section 5 hereof.

B. Special rates for senior citizens, students, and disabled persons (SSD) shall be discounted by 20% out of the regular rates.

BARANGAY/ DESTINATION	LOON TOWN SUARE	MERCADO DE LOON
	Students, Senior Citizens & Disabled SSD FARE RATES	Students, Senior Citizens & Disabled SSD FARE RATES
WITHIN POBLACION AND ADJOINING BARANGAYS		

(Moto Norte, Moto Sur, Cogon Norte, Cogon Sur, Basac Elementary School/ SitioTawog Napo	8.00	8.00
	10.00	14.00
SOUTH BOUND		
a) Lintuan highway	8.00	10.00
b) Lintuan upper	10.00	11.00
c) Basdacu	8.00	10.00
d) Pig-ot highway	9.00	10.00
e) Pig-ot inner	11.00	13.00
f) Tangnan	9.00	10.00
g) Cuasi	10.00	11.00
h) Taytay	14.00	15.00
i) Tontonan, Song-on	10.00	12.00
NORTH BOUND		
a) Moalong Bridge	9.00	8.00
b) Biasong crossing	10.00	9.00
c)Canhangdon Occidental/ Oriental	10.00	9.00
d) Ubayon	10.00	10.00
e) Catagbacan Sur	11.00	10.00
f) CatagbacanNorte		
i. port	14.00	13.00
ii. Church	14.00	13.00
iii. highway	12.00	11.00
g) CatagbacanHandig	12.00	11.00
h) Cantumucad	13.00	12.00
i) Pondol	14.00	13.00
SANDINGAN ISLAND		
a) Calayugan Norte/ Sur, Basdio, Canigaan	14.00	13.00
b) Ubojan	18.00	16.00
c) Mocpoc Sur/Norte, Sondol	18.00	16.00
CATAGBACAN AREAS		
BARANGAY/ DESTINATION	REGULAR FARE RATES	
1. Catagbacan Handig to port,	8.00	
Vice-versa	8.00	
2. Within Catagbacan barangays	8.00	
3. Catagbacan area to Cantomocad, Pondol	8.00	

Section 10. Wearing/Displaying of ID and Proper Attire.

a) No tricycle driver shall be allowed to transport passengers without wearing or displaying an ID with ID No. duly signed by the MTMO Chairman and issued by the MUTRE. Such drivers are required to wear long pants, shoes, and t-shirts. However, sleeveless shirt is not allowed.

- b) Drivers with ailments on their feet are exempted from wearing shoes.

Section 11. Cancellation / Dropping/ Revocation.

Franchise issued to a particular individual operator shall be cancelled/ dropped or revoked on the following grounds:

1. Change of ownership;
2. Dummy ownership;
3. Failure to renew franchise after the lapse of 3 months (Section 4a);
4. Failure to secure Mayor's permit to operate after the lapse of March (Section 4b);
5. Voluntary cancellation of MTOP franchise for personal reasons; and
6. Involuntary cancellation of MTOP franchise as a penalty for traffic violations.

Section 12. Tricycle Operations- Prohibited and Punishable Acts. The following are the punishable acts or omissions in the operation of tricycles, **per count of inspection** with corresponding fines:

- 1) Unauthorized sidecar body design
- 2) Incomplete lights
- 3) Defective breaks
- 4) Non-functional horn
- 5) Use of improvised muffler or downpipe muffler
- 6) Non-functional shock absorber
- 7) No side mirrors
- 8) No passenger mirror
- 9) No sign board
- 10) No trash can
- 11) Collection of unauthorized tricycle fare
- 12) Exceeding passenger capacity
- 13) Discourteous driving
- 14) Negligent driving
- 15) Uninsured motorcycle
- 16) Unregistered/improvised plate number
- 17) Dummy ownership
- 18) Unauthorized substitution of motorcycle
- 19) Failure to wear or display ID
- 20) Failure to wear proper attire
- 21) Illegal loading/ unloading at prohibited areas
- 22) Operating outside the specific franchise route / tricycle zone of service except on special trip or emergency cases
- 23) No MTOP Franchise
- 24) No LTO Registration
- 25) No Mayor's Permit
- 26) Expired MTOP Franchise
- 27) Expired LTO Registration
- 28) Expired Mayor's Permit
- 29) No plate number
- 30) No sticker issued by MUTRE
- 31) Inscribing of malicious and vulgar phrases, pictures, photographs on any part of the tricycle
- 32) Smoking while driving
- 33) Driving under the influence of liquor or illegal drugs
- 34) Driving while using cellphones, and other distracted devices
- 35) Loud and destructive sounds from vehicle stereo devices

- 36) Other violations defined by the LTO and applicable laws, rules, circulars, traffic ordinances.

Section 13. Revocation of MTOP Franchise. The MTOP franchise duly issued shall be revoked on the following instances:

- a) 3 violations of the same act within the year
- b) Substantially defective tricycle body parts
- c) Colorum operations (with MTOP franchise but without LTO-for-hire or mayor's permit)
- d) Failure to renew franchise on the third month from expiration date

ARTICLE VII OPERATIONS OF MOTORCYCLE-FOR-HIRE (HABAL-HABAL)

Section 1. Rationale. Pursuant to the General Welfare Clause as embodied in Section 16 of RA 7160 and Section 5, Article II of the 1987 Constitution, the Municipal Government, in the exercise of its corporate powers pursuant to Section 22 of RA 7160 assumes authority to regulate the inevitable and publicly used mode of transporting passengers in remote areas commonly known as "habal-habal".

Section 2. Definition. The following shall be defined and mean as follows:

- a) Motorcycle-for-lease or habal-habal – a motorcycle which offers transport service to passenger/s on remote areas with prescribed fare rates.
- b) Terminal Area – refers to parking area of habal-habal for loading and unloading of passengers for public convenience and safety.
- c) Municipal Sticker – a sticker which shall contain the seal and name of the municipality of Loon with color-coding of Habal-habal Sticker with corresponding Number, for easy supervision and inspection, which shall be placed in front of the motorcycle and visible to the eyes of Municipal Traffic Enforcers (MUTRE) or apprehending officers of this LGU.
- d) Duly registered motorcycle – only motorcycles possessing complete and valid registration documents and other documents issued by the Land Transportation Office (LTO) with Mayor's Permit and MTMO Sticker shall be allowed to operate as motorcycle-for-lease/hire within the municipality.

Section 3. Requirements.

Mayor's Permit – No Mayor's Permit shall be issued for new or renewal of application unless supported with the following requirements:

- a) Barangay Clearance
- b) Police Clearance
- c) MUTRA Inspection/Clearance
- d) Medical Certificate from Loon RHU Physician
- e) Driver's License
- f) Motor Registration from LTO (OR/CR)
- g) TPL Insurance

Mayor's Permit to operate shall be renewable within the first twenty days of January each year.

By the nature of its non-transferability, the Mayor's Permit shall specify the following: color, chassis and engine number, and current Registration Certificate number as motorcycle-for-lease/hire of each unit.

Section 4. Imposition of Fees. No motorcycle-for-lease /hire known as “habal-habal” shall be allowed to operate within the territorial jurisdiction of the Municipality of Loon without a Mayor’s Permit worth Three Hundred Pesos (P300.00) inclusive of sticker and ID.

Section 5. Mode and time of payment of fees.

1. Payment
- Motorcycle-for-lease/hire shall be paid at the Municipal Treasurer’s Office, upon compliance of other requirements as may be required by said office, not later than January 20 of every year.
2. Surcharge
- Late renewals after January 20, shall be assessed the full amount plus 25% quarterly charges with 2% interest on all fees.

Section 6. Habal-habal Color Coding Zones & Parking Areas. There shall be a color-coding of habal-habal operations in the municipality of Loon based on its zoning route of service evidenced by the prescribed sticker with their corresponding parking areas:

ZONING ROUTE	STICKER NO.	Color of Sticker	PARKING AREA
Cabilao Habal-habal Zone	C-001 to C____	Green-white	a) Talisay Port b) Cambaquiz Port c) Pantudlan Baluarte
Sandingan Habal-Habal Zone	S-001 to S____	Blue-white	a) Mocpoc Sur Port b) Calayugan Junction c) Moalong Waiting Shed d) MDL- N6 e) LTS – N7
Loon North Habal-habal Zone	LN-001 to ____	Blue	a) MDL- N6 b) LTS – N7 c) Basac-Ticugan junction d) Cantomocad-Bahi junction e) Pondol-Bagacay junction
Loon South Habal-habal Zone	LS-001-____	Yellow	a) MDL- N6 b) LTS – N7 c) Basdacu-Cabug junction d) Pig-ot brgy road junction e) Cuasi-LSNHS brgy road junction f) Moto Sur (RHU) junction
Loon Upland Habal-habal Zone	LU-001- ____	Red	a) Cantaongon Public Market b) Jacinto Borja National High School c) Catagbacan market d) Catagbacan vacated market e) Candaigan Junction f) MDL- N6 g) LTS – N7

Section 7. Habal-habal Fare Rates.

A. Regular Rates. The regular fare rate of habal-habal shall be fifty percent (50%) more than the regular fare rates of tricycles operating within the municipality of Loon, as follows:

BARANGAY/ DESTINATION	LOON TOWN SUARE	LOON TOWN SUARE	MERCADO DE LOON	MERCADO DE LOON
	TRICYCLE REGULAR FARE RATES	HABAL2 REGULAR FARE RATES	TRICYCLE REGULAR FARE RATES	HABAL2 REGULAR FARE RATES
WITHIN POBLACION AND ADJOINING BARANGAYS (Moto Norte, Moto Sur, Cogon Norte, Cogon Sur, Basac Elementary School/ Sitio Tawog Napo	10.00 12.00		10.00 17.00	
SOUTH BOUND a) Lintuan highway b) Lintuan upper c) Basdacu d) Pig-ot highway e) Pig-ot inner f) Tangnan g) Cuasi h) Taytay f) Tontonan, Song-on	10.00 12.00 10.00 11.00 14.00 11.00 12.00 17.00 13.00		12.00 14.00 12.00 13.00 16.00 13.00 14.00 19.00 15.00	
NORTH BOUND a) Moalong-Sandingan Junction b) Biasong crossing c)Canhangdon Occidental/ Oriental d) Ubayon e) Catagbacan Sur f) Catagbacan Norte (a) port (b) Church (c) highway g) Catagbacan Handig h) Cantomocad i) Pondol	11.00 12.00 12.00 13.00 14.00 17.00 17.00 15.00 15.00 16.00 17.00		10.00 11.00 11.00 12.00 13.00 16.00 16.00 14.00 14.00 15.00 16.00	
SANDINGAN ISLAND a) Calayugan Norte/ Sur, Basdio, Canigaan,	17.00		16.00	

b) Ubojan	22.00		20.00	
c) Mocpoc Sur/Norte, Sondol	22.00		21.00	
	CATAGBACAN AREAS			
BARANGAY/ DESTINATION		REGULAR FARE RATES		
1. Catagbacan Handig to port, Vise-versa		10.00		
2. Within Catagbacan barangays		10.00		
3. Catagbacan area to Cantomucad, Pondol		10.00		

B. The Special rates for senior citizens, students, and disabled persons (SSD) shall be discounted by 20% out of the regular rates.

BARANGAY/ DESTINATION	LOON TOWN SUARE	LOON TOWN SUARE	MERCADO DE LOON	MERCADO DE LOON
	Students, Senior Citizens & Disabled SSD FARE RATES	HABAL2 Special FARE RATES	Students, Senior Citizens & Disabled SSD FARE RATES	HABAL2 Special FARE RATES
WITHIN POBLACION AND ADJOINING BARANGAYS (Moto Norte, Moto Sur, Cogon Norte, Cogon Sur, Basac Elementary School/ SitioTawog Napo	8.00 10.00		8.00 14.00	
SOUTH BOUND a) Lintuan highway b) Lintuan upper c) Basdacu d) Pig-ot highway e) Pig-ot inner f) Tangnan g) Cuasi	8.00 10.00 8.00 9.00 11.00 9.00		10.00 11.00 10.00 10.00 13.00 10.00	

h) Taytay	10.00		11.00	
f) Tontonan, Song-on	14.00		15.00	
	10.00		12.00	
NORTH BOUND				
a) Moalong Bridge	9.00		8.00	
b) Biasong crossing	10.00		9.00	
c)Canhangdon Occidental/ Oriental	10.00		9.00	
			10.00	
d) Ubayon	10.00			
e) Catagbacan Sur	11.00		10.00	
f) CatagbacanNorte				
(a) port	14.00		13.00	
(b) Church	14.00		13.00	
(c) highway	12.00		11.00	
g) CatagbacanHandig	12.00		11.00	
h) Cantumucad	13.00		12.00	
i) Pondol	14.00		13.00	
SANDINGAN ISLAND				
a) Calayugan Norte/ Sur, Basdio,Canigaan	14.00		13.00	
b) Ubojan	18.00		16.00	
c) Mocpoc Sur/Norte, Sondol	18.00		16.00	
CATAGBACAN AREAS				
BARANGAY/ DESTINATION		REGULAR FARE RATES		
1. Catagbacan Handig to port, Vise-versa		8.00		
2. Within Catagbacan barangays		8.00		
3. Catagbacan area to Cantomocad, Pondol		8.00		

- Section 8. Operating Conditions.** There shall be operating conditions as follows:
- a) No motorcycle-for-hire (habal-habal) shall be allowed to operate within the territorial jurisdiction of Loon without having a sticker attached to the motorcycle as evidence of a mayor’s permit issued by the Mayor with a corresponding color-coding based on its route destination of public service.
 - b) Each unit shall be assigned a number and a corresponding sticker.
 - c) No habal-habal driver shall engage in the business of transporting passenger without wearing an ID with ID No. duly prescribed by Municipal Traffic Management Office and issued by MUTRE with corresponding inspection report.
 - d) Motorcycle-for-lease/hire shall be driven and operated in accordance with the provisions of the Motor Vehicle Law.

- e) The Office of the Mayor through the Municipal Traffic Management Office (MTMO) is given the right to suspend or cancel the authority given to owners to operate motorcycle-for-lease/hire for any violation of any provision of this ordinance.
- f) No habal-habal drivers shall be allowed to drive without wearing shoes, pants and short- or long-sleeved t-shirts except for valid reasons.
- g) An owner shall report and inform the Municipal Traffic Management Office in the event he/she ceases to operate a motorcycle-for-lease/hire for record purposes.

Section 9. Habal-habal Prohibited and Punishable Acts.

Subject to the enumeration of LTO-based traffic violations, the following are the punishable acts:

- a) Loading of passenger/s or cargo/s for a fee without Mayor's Permit or with expired Mayor's Permit.
- b) Loading of passenger/s or cargo/s for a fee without driver's license or with expired driver's license, or fake driver's license.
- c) Loading of passenger/s or cargo/s for a fee without LTO Registration.
- d) Loading of passenger/s or cargo/s for a fee without TPL Insurance.
- e) Loading of passenger/s or cargo/s for a fee with any of the motorcycle defects: defective brake, or stand, non-functional horn, non-functional shock absorber, incomplete side mirrors, defective light/s or signal light, and related unattended mechanical concerns.
For this purpose any habal-habal which is on loading or parking site looking for passenger/s shall be construed to have engaged in the usual business of loading/transporting passengers and / or cargoes.
- f) Failure to wear an ID while driving for the entire day or duration of service.
- g) Collection of disapproved or excessive habal-habal fare.
- h) Transporting passengers in excess of its loading capacity.
- i) Discourteous driving
- j) Negligent driving
- k) Arrogant drivers
- l) No registration plate
- m) Dummy ownership
- n) Driving a motorcycle without official MTMO sticker
- o) Failure to wear proper attire
- p) Failure to wear helmet
- q) Illegal loading of passenger
- r) Overloading
- s) Refusal to convey passengers
- t) Loading and unloading on prohibited zone
- u) Illegal turning
- v) Reckless driving
- w) Illegal parking
- x) Smoking while driving or while at the public places
- y) Using cellphones or any gadgets while driving
- z) Transporting passenger/s without helmet

Section 10. Penalty. For violating any of the provisions of this Article, the violator shall be administratively fined:

- a) Two Hundred Pesos (P200.00) - for the First Offense
- b) Three Hundred Pesos (P300.00) -for the Second Offense
- c) Five Hundred Pesos (P500.00) - for the Third and Succeeding offenses

ARTICLE VIII
TRAFFIC RULES AND SECURITY MEASURES AFFECTING PASSENGERS AT
INTERNATIONAL CRUISE SHIP PORT

Section 1. Security.

- 1) *Police Outposts.* There shall be installed 2 Police Outposts along the Loon International Cruise ship Port, the specific areas of which shall be determined by the Municipal Mayor and with the supervision of the PNP.
- 2) *Duty.* There shall be a 24-hour duty of the personnel to be assigned therein on a shifting basis, to be scheduled by the Chief of Police in coordination with the Committee on Peace and Order of the Sangguniang Bayan, the Municipal Peace and Order Council, the Punong Barangay and headed by the Honorable Mayor.
- 3) *Functions.* The personnel assigned in the Police Outposts shall perform the following functions:
 - a) Enforce traffic ordinances, rules and regulations.
 - b) Enforce the provisions of the Integrated Solid Waste Management Ordinance.
 - c) Enforce the provisions of the Revised Penal Code and other special laws and cause for its prosecution for violation thereof.

Section 2. Waiting Shed and Parking Areas.

- a) Highway Waiting Sheds. There shall be established a specific waiting shed and parking area for tricycles, “habal-habal, v-hires and buses at Loon Port road junction or any area approved by the Mayor. The specific dimension and assignments shall be determined by the LGU-Engineering Office.
- b) Parking Area. There shall be a parking area for tricycles, habal-habal, v-hires and buses at the waiting shed.

Section 3. Collection of Parking Fees.

- a) There shall be a parking fee for tricycles, habal-habal, v-hires and buses at the parking area of the waiting shed.
- b) The office of the municipal treasurer is authorized to collect said parking fee.

Section 4. Road Users.

- a) Private vehicles without business transaction at Loon International Cruise Ship Port shall pass through the Catagbacan-Lawis road.
- b) Public utility vehicles such as v-hires, multicabs, jeepneys or buses shall load or unload their passengers at the parking area of the Loon Port Road.

Section 5. Motor Vehicle Users Charge.

- 1) *Vehicle Users Charge.* There shall be imposed vehicle users charge for vehicles, and not for cargoes, coming in or coming out from Loon International Cruise ship Port, passing through the Loon Port Road, on per day basis, viz:
 - a) private motorcycle - P2.00
 - b) motorcycle for hire - P5.00
 - c) private tricycle - P3.00
 - d) tricycle for hire - P5.00
 - e) private four-wheel vehicles - P5.00
 - f) multi-cab for hire - P10.00
 - g) taxi, jeepney for hire - P10.00
 - h) 4-wheel delivery panel, 4-wheel cargo trucks, passenger bus, 6 wheeler - P50.00

- i) van for hire, coaster - P25.00
 - j) 8-wheeler cargo vehicles - P75.00
 - k) 10-wheeler and above cargo vehicle - P100.00
 - l) tourist buses - P50.00
 - m) more than 4-wheel private vehicles - P20.00
 - n) heavy equipment such as bulldozer, backhoe, grader, road roller, road hauler, pay loader, etc - P350.00
- 2) *Management and Collection of Fees.* The Municipal Treasurer’s Office shall deputize at least 2 personnel to manage the collection of fees.
- 3) *Environmental Fee.*
- a) *Environmental fee.* There shall be imposed an environmental fee amounting to Two Pesos (P2.00) per passenger in consideration of cleanliness, safety and convenience of availing the services of the LGU in transacting business with the Loon International Cruise Ship Port through the Loon Port Road and other access roads.
 - b) *Collection area.* The area for the imposition of passenger’s fee shall be the same with the imposition of vehicle user charge, to be managed by the Municipal Treasurer’s Office personnel.

Section 6. Penalty. Any violator of this article shall be fined One Hundred Pesos (P100.00) per violation.

ARTICLE IX
CHILD FRIENDLY LOCAL GOVERNANCE

Section 1. Security and Public Safety Measures for children or students.

- a) There shall be security and safety measures for children riding on any public or private vehicle in this municipality.
- b) No driver is allowed to transport by hitching or top loading children passengers.
- c) No driver is allowed to transport if children passengers are not seated properly inside the motor vehicle.

Section 2. Penalty. For violating any of the provisions of this Article, the violator shall be administratively fined:

- a) Three Hundred Pesos (P300.00) - First Offense
- b) Five Hundred Pesos (P500.00) - Second Offense
- c) One Thousand Pesos (P1,000.00) - Third and Succeeding Offenses

ARTICLE X
LOADING & UNLOADING AND PARKING RULES

Section 1. Stopping, Loading & Unloading and Parking.

On crowded areas as identified by the MUTRE, no vehicle shall be allowed to stop, park, load or unload passengers or merchandise or stand whether attended or unattended upon the specific highway or roadway places beyond five (5) minutes.

Section 2. Parking Rules. The following parking rules shall be observed:

1. No vehicle shall park within the curb portion of the road.
2. No vehicle shall park on the improper way.
3. No vehicle shall park on Jeepney/Bus Stop, loading & unloading zones and in areas specified by the MUTRE.
4. No vehicle shall double park.
5. No vehicle shall park on pedestrian lane.
6. Diagonal and parallel parking shall be strictly observed on streets or places as may be designated by the MUTRE.
7. One side parallel parking shall be allowed only in streets designated by the MUTRE.
8. Parking for PUJ, trucks, tricycles, etc. are only allowed on areas designated by the MUTRE.
9. The stopping, loading, unloading, parking in excess of the 5-minute rule as provided for in Section 1 hereof shall not be allowed, except in cases of emergency.
10. Overnight parking is only allowed on parking areas designated by the MUTRE as provided for in this ordinance.
11. Loading and unloading of merchandise beyond 5 minutes shall be done in the following parking areas:
 - a) Loon Town Square (LTS) N6 Parking Area – for delivery trucks serving different merchandizes at Loon Town Square and neighboring merchandizes with a distance and location specified by MUTRE.
 - b) Mercado de Loon (MDL) N12 Parking Area – for delivery trucks serving different merchandizes at Mercado de Loon and neighboring merchandizes with a distance and location specified by MUTRE.

Section 3. Issuance of Executive Order. The Municipal Mayor is hereby authorized to issue an Executive Order specifying the specific areas for loading and unloading of passengers, cargo and delivery trucks and its Parking Rules affecting the operations of public or private vehicles at Mercado de Loon, Loon Town Square, Catagbacan Public Market, Loon Port Road/ Loon International Cruise Ship Port.

Section 4. Special Treatments for Disabled Persons. Pursuant to Batas Pambansa Bilang 344 which mandates to enhance the mobility of disabled persons, the following special treatments shall be afforded to them:

- a) No public parking places, public or private buildings, work-places, public utilities shall be issued permit unless the owner or operator thereof shall install and incorporate in such building, establishment or institution or public utility, such architectural facilities or structural features as shall personally enhance the mobility of disabled persons such as sidewalks, ramps, railings and the like.
- b) In the case of parking place of any of the above institutions, buildings or establishments, or public utilities, the owner or operator shall reserve sufficient and suitable space for the use of disabled persons.
- c) Devices such as prominent display of posters or stickers shall be used to generate public awareness of the rights of disabled persons and to foster understanding of their needs.
- d) Special bus stops shall be designed for disabled persons.
- e) Discriminating against disabled persons in the carriage or transportation of passengers is hereby declared unlawful.

ARTICLE XI
TRAFFIC VIOLATIONS: ITS LOCAL-BASED PENALTIES

Section 1. Applicability of Penalties on Traffic Violations. The following rules shall be observed in the application of penalties on Traffic Violations:

- a) The specific penalty embodied in the specific provision of this Code, as reflected in a specific Section or Article shall first be applied. In case of conflict, the specific penalty shall prevail.
- b) In the absence of a specific penalty, the penalty as embodied in this Article shall be applied.
- c) The local penalty as embodied in the “Local Penalty” column shall be preferably imposed for traffic violators with corresponding LGU receipt/s, not to exceed Two Thousand Five Hundred Pesos (P2,500.00).

Section 2. List of Traffic Violations and Penalties

The following is the list of traffic violations within the territorial jurisdiction of this municipality, viz:

TRAFFIC VIOLATIONS	LOCAL BASED PENALTY		
	1 st Offense	2 nd Offense	3rd and Succeeding Offenses
A. Licensing Violations –those violations involving the necessity of driving with valid and binding driver’s license			
Driving: 1) without Driver's License 2) with an expired driver’s license 3) with revoked driver’s license 4) with suspended driver’s license 5) with delinquent, invalid, ineffectual driver’s license 6) with inappropriate/ improper driver's license 7) with fake driver's license 8) allowing other person to use his driver’s license 9) tourist driving a motor vehicle with a valid foreign driver's license beyond the 90-day maximum allowable period 10) student driver driving without being accompanied by a duly licensed driver	P500.00	P1,000.00	P1,500.00
11) Allowing unlicensed/ improper person to drive motor vehicle	P 200.00	P 300.00	P 500.00
12) Possession and use of fake/ spurious Driver's License	P 700.00	P 1,000.00	P 1,500.00
13) Allowing an unauthorized driver to drive PUV or allowing a driver to drive PUV without bringing his/her driver's license	P 500.00	P1,000.00	P2,000.00
14) Unlicensed conductor of a motor vehicle for hire	P 100.00	P 200.00	P 250.00

B. Franchise Violations - those violations involving the necessity of securing first a franchise prior to its operations			
1) Colorum vehicle operation 2) No franchise/Certificate of Public Convenience or evidence of franchise 3) Fake CPC, OR/CR, plates, stickers, and tags	Bus – P1,500.00	P2,000.00	P2,500.00
	Truck – P1,000.00	P 1,500.00	P2,000.00
	Jeepney -P700.00	P 1,200.00	P1,500.00
	Van – P700.00	P 1,200.00	P1,500.00
	Sedan/ taxi – P500.00	P 700.00	P 1,000.00
	Tricycle/Motorcyle – P200.00	P 300.00	P 500.00
C. Registration Violations – those violations involving the necessity of registering first the vehicle at the LTO prior to its operations			
1) Operating/ driving a motor vehicle which is unregistered/ improperly registered or with invalid registration -This includes driving with an improperly registered motor vehicle or a motor vehicle with expired, revoked, suspended or invalid registration, unregistered or fake substitute or replacement engine, engine block or chassis	P 200.00	P 500.00	P 1,000.00
2) Operating a motor vehicle with unregistered substitute or replacement engine, engine block or chassis	P 200.00	P 300.00	P 500.00
3) Failure to carry certificate of registration or official receipt of registration	P 50.00	P 50.00	P 50.00
4) Operating/ allowing the operation of MV with a suspended/ revoked Certificate/ Official Receipt of registration	P 100.00	P 300.00	P 500.00
5)Tourist operating or allowing the use of non-Philippine registered motor vehicle beyond the 90-day period of his sojourn in the country	P 500.00	P 500.00	P 500.00
6) Unauthorized Motor Vehicle Modification -This includes change in color and other unauthorized modifications of the standard manufacturer's specification not covered by the preceding section a.	P 500.00	P 1,000.00	P1,500.00
7) Fraud in Relation to the Registration of the Motor Vehicle and/or its Renewal	P 500.00	P1,000.00	P1,500.00
8) All Other Violation in Connection with Motor Vehicle Registration/Renewal/Operation	P 500.00	P1,000.00	P1,500.00
D. Plates & Stickers Violations – those violations concerning number plates and stickers (RA 4136)			

1) Motor vehicle plates not firmly attached and visible a) Dirty or uncared for plates b) Inconspicuously displayed plates in front and rear c) No current registration sticker	P 100.00	P 300.00	P 500.00
2) License plates different from body number on Public Utility Vehicle	P 100.00	P 300.00	P 500.00
3) Improper display of motor vehicle plates by owner to accommodate a better display of commemorative/other plates	P 100.00	P 300.00	P 500.00
4)Display of expired commemorative/other plates	P 100.00	P 300.00	P 500.00
5)Tampered/marked plates/stickers	P 100.00	P 300.00	P 500.00
6)Illegal transfer and use of motor vehicle plates/tags or stickers from one motor vehicle to another except security plates on authorized vehicle	P 100.00	P 300.00	P 500.00
7) Unauthorized Motor Vehicle Modification -This includes change in color and other unauthorized modifications of the standard manufacturer's specification not covered by the preceding section a.	P 500.00	1,000.00	P1,500.00
8) Failure to Attach or Improper Attachment/Tampering of Authorized Motor Vehicle License Plates and/or Third Plate Sticker	P 300.00	P 500.00	P 1,000.00
E. Equipment Parts Violations - those violations relative to the absence/ defective equipment parts, accessories, devices and marking of motor vehicle (RA 4136)			
1) Operating motor vehicle a) with metallic tires in any public highway b) Defective brakes c) Improper/defective horn or signaling device d) Unnecessary lights visible in front of vehicle e) Without/defective headlights/taillights f) Without red rear, lights at both/each side visible at least 100 meters from vehicle g) Without plate light h) Without opening brake lights i)Without/defective wiper on the windshield j) Without/disconnected muffler	P100.00	P300.00	P500.00
2) Dirty/unsightly dilapidated motor vehicle	P50.00	P100.00	P150.00
3) Failure to paint or improper painting of authorized route of plates	P50.00	P100.00	P150.00
4) Non-painting of business or trade name	P50.00	P100.00	P150.00
5) Use of authorized improvised plates. Use of improvised plates to make motor vehicle appear as for hire	P50.00	P100.00	P150.00
6) Business name and address not inscribed on both	P50.00	P100.00	P150.00


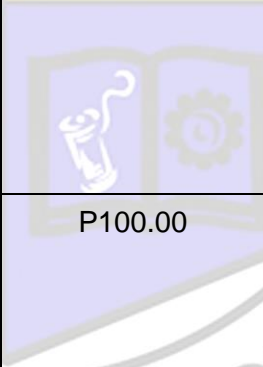
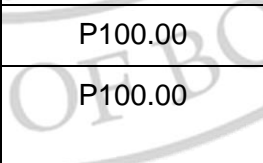
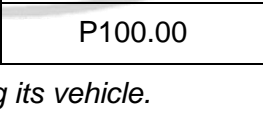
sides of motor vehicle used for public service			
7) No spare tire	P50.00	P100.00	P150.00
8) Use of unauthorized bell, siren or exhaust whistled on emergency	P50.00	P100.00	P150.00
9) No red flag or red lights on projecting end of load extending more than a meter beyond the bed or body	P50.00	P100.00	P150.00
10) Failure to paint appropriate body number on a motor vehicle for hire on both sides	P50.00	P100.00	P150.00
11) Failure to carry Early Warning Device (EWD). Failure to install EWD four meters away to the front and rear of stalled/disabled motor vehicle	P50.00	P100.00	P150.00
12) No capacity marking	P50.00	P100.00	P150.00
13) Installation of jalousies, curtains, dim colored lights, strobe lights, dancing lights or similar lights/tinted colored or painted windshield or window glass. Sun visor or front windshield is allowed	P50.00	P100.00	P150.00
14) No permanent tailgate or failure to put "NOT FOR HIRE" sign in a private jeepney / jitney	P50.00	P100.00	P150.00
F. Weights & Load Limits Violations- those violations concerning weights and load limits			
1) Load extending beyond projected width without permit	P200.00	P500.00	P1,000.00
2) Overloading <div> a) Operating motor vehicle with wheel axle or axle group loads in excess of the limits in Sec. 9 R.A. 4136 or any regulation without permit b) Operating motor vehicle with total weight of cargo carrying device on passenger truck including cargo exceeds 100 kilos c) Allowing more passengers and/or more freight or cargo in vehicle beyond the registered carrying capacity d) Baggage or freight carried on top of truck exceeds 20 kilos per square meter and distribution of such endangers in the passenger or stability of the truck e) Axle Overloading f) Operating a Passenger Bus/Truck with Cargo Exceeding 160 kg. </div>	P200.00	P500.00	P1,000.00
G. Driving Violations –those violations involving the driver’s personal responsibility of safely transporting passengers and goods without detriment or prejudice to the right of the third parties			
1) Use and involvement of motor vehicle by the driver in commission of a crime	P 200.00	P 500.00	P 1,000.00
2) Driving a Motor Vehicle While Under the Influence of Alcohol, Dangerous Drugs and/or Similar Substance	P 200.00	P 500.00	P 1,000.00

Upon Final Conviction by a Regular Court of Competent Jurisdiction (Section 12, R.A. 10586)			
3) Reckless Driving -This includes the following:	P200.00	P500.00	P1,000.00
a. Disregarding Traffic Signs	P200.00	P500.00	P1,000.00
b. Allowing passengers on top or cover of a motor vehicle except in a truck helper.	P 200.00	P500.00	P1,000.00
c. Failure to provide canvass cover to cargos or freight of trucks requiring the same.	P 200.00	P500.00	P1,000.00
d. Permitting passenger to ride on running board, step board or mudguard of MV while the same is in motion.	P 200.00	P 500.00	P 1,000.00
e. Failure to dim headlights when approaching another motor vehicle.	P 200.00	P 500.00	P 1,000.00
f. Driving in a place not intended for traffic or into place not allowed for parking.	P 100.00	P 300.00	P 500.00
g. Hitching or permitting a person or a bicycle, motorcycle, tricycle or skate roller to hitch to a motor vehicle	P 100.00	P 300.00	P 500.00
h. Driving against traffic – failure to pass to the right when meeting persons or vehicles coming towards him.	P 100.00	P 300.00	P 500.00
i. Illegal turn – failure to conduct the motor vehicle to the right of the intersection of the highway when turning to the left in going 5 from one highway to another.	P 100.00	P 300.00	P 500.00
j. Illegal overtaking – failure to pass to the left when overtaking persons or vehicles going the same direction except when there are two or more lanes for the movement of traffic in one direction.	P 100.00	P 300.00	P 500.00
k. Overtaking at an unsafe distance – failure to pass at a safe distance to the left of another motor vehicle when overtaking that vehicle.	P 100.00	P 300.00	P 500.00
l. Cutting an overtaken vehicle – driving to the right side of the highway after overtaking before his motor vehicle is safely clear of such overtaken vehicle.	P 100.00	P 300.00	P 500.00
m. Failure to give way to an overtaking vehicle – failure to give way to another vehicle approaching from the rear that wishes to overtake his vehicle when the former has given suitable and audible signal.	P 100.00	P 300.00	P 500.00

n. Increasing speed when being overtaken – increasing the speed of the motor vehicle before the overtaking vehicle has completely passed.	P 100.00	P 300.00	P 500.00
o. Overtaking when left side is not visible or clear of oncoming traffic – driving to the left side of the center line of a highway in overtaking or passing another vehicle proceeding in the same direction where the left side is not clearly visible and is not free of oncoming traffic for a sufficient distance to pass in safely.	P 100.00	P 300.00	P 500.00
p. Overtaking upon a crest of a grade – overtaking or passing another vehicle proceeding in the same direction when approaching the crest of a grade.	P 100.00	P 300.00	P 500.00
q. Overtaking upon a curve – overtaking or passing another vehicle proceeding in the same direction upon a curve in a highway where the driver's view along the highway is obstructed within a distance of 500 feet ahead.	P 100.00	P 300.00	P 500.00
r. Overtaking at any railway grade crossing – overtaking or passing another vehicle proceeding in the same direction at any railway grade crossing.	P 100.00	P 300.00	P 500.00
s. Overtaking at an intersection – overtaking or passing another vehicle proceeding in the same direction at any intersection of highways except on a highway having two or more lanes for movement of traffic in one direction where the driver of a vehicle may overtake another vehicle on the right.	P 100.00	P 300.00	P 500.00
t. Overtaking between 'men working" or "caution" signs – overtaking or passing or attempting to overtake or pass another vehicle proceeding in the same direction between warning or caution signs indicating that men are working on the highway.	P 100.00	P 300.00	P 500.00
u. Overtaking at no overtaking zone – overtaking or passing or attempting to overtake or pass another vehicle proceeding in the same direction in any "no passing or overtaking zone"	P 100.00	P 300.00	P 500.00
v. Right of Way Driving Violations: a) Failure to yield the right of way – failure of the vehicle on the left to yield the right of way to the vehicle on the right when these vehicles approach or enter an intersection at approximately the same time. b) Failure to yield the right of way – failure of a vehicle approaching but not having entered	P 100.00	P 300.00	P 500.00

<p>an intersection to yield the right of way to a vehicle within such intersection or turning therein to the left across the line of travel of the first mentioned vehicle when such vehicle has given a plainly visible signal of intention to turn.</p> <p>c) Failure to yield the right of way – failure of the driver of any vehicle upon a highway within a business or residential district to yield the right of way to a pedestrian crossing such highway within a crosswalk except at intersection where the movement of traffic is regulated by a peace officer or by traffic signal</p> <p>d) Failure to stop before traversing a “through highway” or railroad crossing – failure of the driver of a vehicle upon a highway to bring to a full stop such vehicle before traversing any “through highway” or railroad crossing</p> <p>e) Failure to yield right of way – failure of a vehicle entering a highway from a private road or drive to yield the right of way to all vehicles approaching on such highway.</p> <p>f) Failure to yield the right of way to ambulance, police or fire department or any rescue vehicles – failure of a driver upon a highway to yield the right of way to police or fire department vehicles and ambulances when such vehicles are operated on official business and the drivers thereof sound audible signal of their approach.</p> <p>g) Failure to yield right of way at a “through highway” or a “stop intersection” – failure of a vehicle entering a “through highway” or a “stop intersection” to yield the right of way to all vehicles approaching in either direction on such “through highway”</p>			
<p>w. Failure to give proper signal – failure to give the appropriate signal before starting, stopping or turning from a direct line.</p>	P 100.00	P 300.00	P 500.00
<p>x. Illegal turn</p> <p>a) failure of the driver of a motor vehicle intending to run to the right at an intersection to approach such intersection in the lane for traffic nearest to be right-hand side of the highway and, in turning, to keep as close as possible to the right-hand curve or edge of the highway.</p> <p>b) failure of the driver of a vehicle intending to turn to the left, to approach such intersection in the lane for traffic to the right of and</p>	P 100.00	P 300.00	P 500.00

nearest to the center line of the highway, and in turning, to pass, to the left of the center of the intersection except upon highway lane for traffic and upon one-way highway.			
y. Failure to stop motor and notch handbrake of motor vehicle when unattended failure to turn off the ignition switch and stop the motor and notch effectively the handbrake when parking a motor vehicle unattended on any highway.	P 100.00	P 300.00	P 500.00
z. Unsafe towing	P 100.00	P 300.00	P 500.00
aa. Obstruction – obstructing the free passage of other vehicles on the highway while discharging or taking passengers or loading and unloading freight, or driving a motor vehicle in such a manner as to obstruct or impede the passage of any vehicle.	P200.00	P500.00	P1,000.00
4) Driving Mismanagement includes-	P200.00	P500.00	P1,000.00
a) Failure to Wear the Prescribed Seat Belt Device			
b) Failure to Require His/Her Passenger/s to Wear the Prescribed Seat Belt Device -Includes Public Utility’s failure to post signages instructing front seat passenger to wear seatbelts when inside the vehicle.	P200.00	P500.00	P1,000.00
c) Failure to Wear the Standard Protective Motorcycle Helmet or Failure to Require the Back Rider to Wear the Standard Protective Motorcycle Helmet -Includes wearing helmet with fake Philippine Standard (PS) or Import Commodity Clearance (IIC) sticker.	P200.00	P200.00	P200.00
5) Refusal to render service to the public or convey passenger destination	P200.00	P500.00	P1,000.00
6) Pick and drop passenger outside the terminal	P200.00	P500.00	P1,000.00
7) Trip cutting	P200.00	P500.00	P1,000.00
8) Refusal to Convey Passenger or Selective driver	P200.00	P500.00	P1,000.00
9)Arrogant driver	P100.00	P300.00	P500.00
10) Overcharging/Undercharging of fare	P100.00	P300.00	P500.00
11)smoking while parking w/ passengers or transporting passengers	P200.00	P500.00	P1,000.00
12)any of the violations of the Anti-Distracted Driving Act, (RA 10913) – those prohibited acts made while	P200.00	P500.00	P1,000.00

driving which include but not limited to: a) making calls b) receiving call c) writing or texting d) sending text communication e) reading text-based communications f) playing games g) watching movies h) performing calculations i) reading e-books j) composing messages k) surfing or browsing the internet. -exceptions: (a) making emergency calls or texts to authorities in case of crimes, threats, calamities, etc. (b) using hands-free devices such as microphones or earphones only when making or receiving calls, not listening to music			
H. Traffic Violations- those violations which affect the transport sector, the riding public or any affected party.			
-This includes: 1)Illegal Parking: a) in an intersection b) within 5 meters of the intersection c) 4 meters from the driveway entrance d) within 4 meters from a fire hydrant e) in front of a private driveway f) on the roadway side of any unmoving or parked MV at the curb or edge of the highway g) at any place where signs of prohibitions have been installed	 P100.00	P300.00	P500.00
2) Failure of the vehicle on the left to yield the right of way to the vehicle on the right when these vehicles approach or enter an intersection at approximately the same time.	 P100.00	P300.00	P500.00
3) Failure to give proper signal	 P100.00	P300.00	P500.00
4)Failure to stop motor and notch handbrake of motor vehicle when unattended	 P100.00	P300.00	P500.00
5)Unsafe towing	 P100.00	P300.00	P500.00
I. Operation Violations – those violations while operating its vehicle.			
1). Operating a Right Hand Drive Motor Vehicle	P100.00	P300.00	P500.00
2) Smoke Belching	P100.00	P300.00	P500.00
3) Failure to provide discount to those entitled	P100.00	P300.00	P500.00
4) Fast, tampered, defective taximeter	P100.00	P300.00	P500.00
5) No sign board	P100.00	P300.00	P500.00

6) Carrying of illegal and/or prohibited cargoes	P100.00	P300.00	P500.00
7) Failure to provide fire extinguisher for four-wheel vehicle	P100.00	P300.00	P500.00
8) Failure to display fare matrix	P100.00	P300.00	P500.00
9) Breach of franchise conditions under 2011 Revised Terms and Conditions of CPC.	P100.00	P300.00	P500.00
10) Failure to provide proper body markings	P200.00	P500.00	P1,500.00
11) No franchise/Certificate of Public Convenience or evidence of franchise presented during apprehension or carried inside the Motor Vehicle	P200.00	P500.00	P1,500.00
12) Presentation of Fake CPC, OR/CR, plates, stickers, and tags	P200.00	P500.00	P1,500.00
13) Employing reckless, insolent, discourteous arrogant drivers	P200.00	P500.00	P1,500.00
14) Operating the unit/s with defective parts and accessories	P200.00	P500.00	P1,500.00
15) Failure to provide fare discount to those entitled under existing laws	P200.00	P500.00	P1,500.00
16) Failure to provide the Board with complete, correct, and updated operator's information (such as, but not limited to, address, contact numbers, list of drivers, etc.) and other forms of misrepresentation	P200.00	P500.00	P1,500.00
17) Failure to display "No Smoking" signage and/or allowing personnel or passenger to smoke inside the vehicle	P200.00	P500.00	P1,500.00
18) Fast, tampered, defective taximeter or operating without or with an old seal taximeter (TX only)	P200.00	P500.00	P1,500.00
19) Tampered, broken, joined, reconnected, fake or altered sealing wire (TX only)	P200.00	P500.00	P1,500.00
20) Violation of color scheme or design/Adoption of new color design without authority from the Board (PUB and Taxi only)	P200.00	P500.00	P1,500.00
21) Unregistered or unauthorized trade/business name (PUB and TX only)	P200.00	P500.00	P1,500.00
22) No Panel Route (PUJ, PUB, UV)	P200.00	P500.00	P1,500.00
23) No sign board (PUJ, PUB, UV)	P200.00	P500.00	P1,500.00
24) Pick and Drop of Passengers outside the Terminal (PUJ, PUB, UV)	P200.00	P500.00	P1,500.00
25) Carrying of illegal and/or prohibited cargoes	P200.00	P500.00	P1,500.00
26) Failure to provide fire extinguisher and required	P200.00	P500.00	P1,500.00

"STOP and GO" signage for use of each vehicle (STS only)			
27) Trip Cutting (PUJ, PUB, UV)	P200.00	P500.00	P1,500.00
28) Failure to display fare matrix (PUJ, PUB, UV)	P200.00	P500.00	P1,500.00
29) Failure to display the International Symbol of Accessibility inside the units and/or failure to designate seats specifically for the use of Person with Disabilities or Failure or refusal to transport PWDs (PUJ, PUB, TTS, UV)	P200.00	P500.00	P1,500.00
30) Breach of franchise conditions under 2011 Revised Terms and Conditions of CPC not otherwise herein provided.	P200.00	P500.00	P1,500.00
J. Traffic Discomforts to Disabled Persons (BP 344)			
1) Failure of the owner or operator of a building, establishment, institution or public utility to install and incorporate architectural facilities or structural features such as sidewalks, ramps, railings and the like which enhance the mobility of disabled persons	P200.00	P500.00	P1,500.00
2) Failure of the owner or operator of any of the institutions, buildings or establishments, or public utilities to reserve sufficient and suitable space for the use of disabled persons.	P200.00	P500.00	P1,500.00
3) Failure to designate "special bus stops for disabled persons".	P200.00	P500.00	P1,500.00
4) Discriminating against disabled persons in the carriage or transportation of passengers is hereby declared unlawful.	P200.00	P500.00	P1,500.00
5) Failure to comply any of the following Requirements for Public Transportation in Favor of Disabled Persons (IRR of BP 344): 1) Public transportation shall have designated seats for disabled persons. a. Regular buses shall have at least five (5) designated seats for disabled persons near exit/entrance doors. b. First class, premiere and air-conditioned buses shall have at least four (4) designated seats for disabled persons near the door. c. For provincial buses, regular and air-conditioned buses, the designated seats for disabled persons may be occupied by other passengers only if no disabled persons shall occupy these seats at the	P 200.00	P 500.00	P1,000.00

<p>start of the trip.</p> <p>d. Jeepneys shall have at least two (2) seats; preferably the front seats as designated seats for disabled persons.</p> <p>e. For jeepneys, other passengers may use these designated seats if not occupied and yield them to incoming disabled passengers only if the yielding passenger can still be accommodated at the back</p> <p>f. In domestic shipping, each vessel shall:</p> <p>a. Allocate on a per class-basis, areas for disabled passengers. These areas shall be nearest to the entrance and/or exit doorways of the vessels.</p> <p>b. Give priority to disabled passengers' embarkation and disembarkation through the assignment of time windows. Disabled passengers shall be given a twenty-(20) minute period to embark ahead of the three (3) hour embarkation time prior to the ship's departure; and shall be allocated a maximum of one (1) hour for disembarkation after the ship's arrival.</p> <p>2) The designated seats shall be identified by the International Symbol of Access.</p> <p>3) At least one deck in passenger ships shall be provided with accessible ramps, passageway, access to gangways, galleys, safety equipment and bunks/berths/cabins with dimensions conforming with the requirements.</p>			
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Section 3. General Local Penalty. Unless otherwise specifically provided in the specific provisions, Section or Article of this Code, all the LTO-list traffic violations shall be adopted with the following penalties:

- | | | |
|--------------------------------|---|-----------|
| a) First Offense | - | P 300.00 |
| b) Second Offense | - | P 500.00 |
| c) Third & succeeding offenses | - | P 1000.00 |

ARTICLE XII
ISSUANCE OF CITATION TICKETS, ARREST AND CLEARANCE

Section 1. Rules in the Issuance of Citation Tickets. The following are the rules in the issuance of Citation Tickets:

- a) Any person who violates any of the provisions of this Code, rules and regulations, Executive Order, or laws which are covered in this Code, shall be penalized according to its specific penal provision of this Code, or in its general sense as covered in the same Article.
- b) Traffic enforcers to include the MUTRE, PNP, Auxiliary Police and those authorized by the Mayor to assist in the enforcement of the traffic laws, rules and regulations, ordinances and Executive Order.
- c) Every law enforcer/peace officer designated shall be issued citation ticket booklet which once consumed, the stub shall be turned over to the chief of police for accounting purposes.
- d) In apprehending any traffic violator, law enforcement and peace officers designated by the chief of police shall issue citation ticket in duplicate. The original copy is for the offender, the duplicate is for the Municipal Treasurer's Office. The duplicate copy shall be turned over to Treasurer's Office.
- e) Proceeds of the fine shall go to the coffer of the Municipal Treasurer's Office.
- f) The violator who was issued a Citation Ticket is given 7 days or 168 hours within which to settle or pay his "administrative fine", failure of which shall cause for the filing of an appropriate case in court.
- g) For every traffic violation, the offender is issued a Citation Ticket by any member of the Municipal PNP Traffic Enforcement Division or any member of Municipal Traffic Enforcers (MUTRE) directing said offender to personally report and appear before the Office of the Chief of Police of the Municipal PNP within seven days (7) days from the date of issue of said citation ticket and directing said offender to pay a fine at the Municipal Treasurer's Office.
- h) However, if the traffic violator reports to the Office of the Chief of Police of the Municipal PNP within the reglamentary period of seven (7) days and pays the administrative fine/penalty at the Treasurer's Office where the local-based penalty shall be imposed.
- i) Canceled tickets must be reflected on the original and returned together with the stub. The apprehending officer who cancels the issuance of the ticket shall explain in writing- the case to the chief of police, the reason for cancellation of the same.

Section 2. Sharing Scheme of Fines.

The administrative fines imposed in violation of the Traffic Rules and Regulations and the provisions as embodied in the Traffic Code/ Ordinances shall be shared as follows:

- a) 75% - LGU Loon General Fund
- b) 25% - incentives to the apprehending MUTRE personnel or PNP personnel. Provided that in joint operation, the MUTRE and PNP shall receive 50% each as share of the 25% incentive.

Section 3. Procedure upon Apprehension.

- a) In every case when a citation is issued the original of the same shall be given to the violator or in the case of an unattended vehicle the original of the same shall be affixed to said vehicle.
- b) Any vehicles involved in any accidents or violations such as unregistered vehicles, no drivers license, driving minors, drunk driving, illegal muffler, no Mayor's Permit, no LTO for hire or MTOP franchise, stolen vehicles, and other illegal acts shall be deposited at the designated impounding area of the LGU.

Section 4. Clearance.

- a) No renewal of the Driver's license or registration of motor vehicle or motorcycle shall be allowed by the Land Transportation unless a clearance is first secured from the Municipal Police Traffic Law Enforcement Division. The purpose of the clearance is to

show whether the driver or owner of a vehicle or motorcycle has derogatory record with the Municipal Traffic Division and to prevent the violator from deliberately evading payment of delinquent fines.

- b) No franchise shall be approved or renewed without a MUTRE Clearance certifying that the tricycle operator or driver has no liability or has settled its fines and other traffic violations operator or driver has no liability or has settled its fines and other traffic violations.

ARTICLE XIII ACCIDENTS

Section 1. Duty of Driver in Case of Accident.

In the event that any accident should occur as a result of the operation of the motor vehicle upon a highway, the driver of that vehicle shall stop immediately, and, if required by any person present shall show his driver's license, give his true name and address and also the true name and address of the owner of the motor vehicle.

No driver of the motor vehicle concerned in a vehicular accident shall leave the scene of the accident without aiding the victim, except under any of the following circumstances:

- a) If he is in imminent danger of being seriously harmed by any person or persons by reason of the accident;
- b) If he reports the accidents to the nearest officer of the law; or
- c) If he has to summon the physician or nurse to aid the victim.

Section 2. Accidents Involving Death or Personal Injuries.

The driver of any vehicle in an accident resulting in injury or death of any person shall immediately stop such vehicle at the scene of accident or as close thereto as possible but shall then forthwith return to and in every event shall remain at the scene of the accident until he has fulfilled the requirements provided herein. Every such stop shall be made without obstructing traffic any more than is necessary.

Section 3. Accident Involving Damages to a Vehicle.

The driver of any vehicle involved in an accident resulting only in damage to a vehicle which is driven or attended by any person shall immediately stop such vehicle at the scene of the accident or as close thereto as possible but shall forthwith return to and in every event shall remain at the scene of such accident until he has fulfilled the requirements. Every such stop shall be made without obstructing traffic any more than is necessary.

Section 4. When Drivers Unable to Report.

Whenever the driver of the vehicle is physically incapable of giving an immediate notice of the accident as herein required and there was another occupant in the vehicle at the time of the accident capable of doing so, such occupant shall make or cause to be given the notice not given by the driver.

Section 5. Police Department to Tabulate and Analyze.

The police department shall tabulate and may analyze all traffic accident reports and shall publish annually or at more frequent intervals statistical information based thereon as to the number and circumstances or traffic accident.

ARTICLE XIV
FINAL PROVISIONS: ALLIED TRAFFIC RULES

Section 1. Incorporation of Provisions.

- a) Any law, rules or regulations, Executive Order or circulars, including the PUV Modernization Program of 2018 substantiated by Executive Order No. 125-A and Administrative Order No. 202, series of 1987 consistent with the national government policy which affect transportation within the territorial jurisdiction of this municipality duly issued by the authorities shall form part of this Code.
- b) All Tricycle Operators and Drivers Associations (TODAs) shall coordinate with the Sangguniang Bayan through the Municipal Traffic Management Office and Municipal Traffic Enforcers (MUTRE) regarding their operations particularly on the establishment of their terminal in relation to Road Clearing Operations pursuant to Memorandum Circular, DILG MC No. 2019-121 dated July 29, 2019 and other related laws and issuances.

Section 2. Cycling Lanes and Walking Paths. Pursuant to Memorandum Circular No. 2020-100, there shall be a network of cycling lanes and walking paths to be established at any applicable place within the municipality.

Section 3. Bicycle.

- a) Annual Registration. A bicycle owner is required to register his/her unit at the Office of the Sangguniang Bayan through the Municipal Traffic Management Office (MTMO). The registered bicycle shall be given a sticker with registration number issued by the MTMO upon payment of One Hundred Pesos (P100.00) as annual registration fee.
- b) The sticker shall be placed properly at the rear portion of the bicycle.
- c) Bicycle must be provided at all times with horn, light, reflector sticker or any other paraphernalia to give alarm to pedestrians of its approach.
- d) No bicycle driver shall be allowed to drive without wearing a bicycle helmet.

Section 4. Municipal Public Transportation Route Plan (MPTRP). The Municipal Traffic Management Office (MTMO) shall revisit existing transportation plans, such as, but not limited to the local public transport route plan, comprehensive development plan, to review provisions, and source-out data and information related to the subject, and prioritization on the establishment of cycling lanes and walking paths.

Section 5. Institutional Mechanism. There shall be reconstituted Municipal Public Transport Route Plan (MPTRP) Team through the Municipal Traffic Management Office (MTMO) and the Municipal Traffic Enforcers (MUTRE) in the fulfilment of the following functions:

- a) Develop a plan for the establishment of network of cycling lanes and walking paths;
- b) Implement programs, projects, and activities (PPAs) to support active transport;
- c) Oversee the implementation of the plan and/or proposed scheme;
- d) Develop a monitoring and evaluation mechanism to ensure proper implementation; and
- e) Ensure strict law enforcement in accordance to the local and national laws and policies.

Section 6. Identifying and Establishing Cycling Lanes and Walking Paths Network. The Sangguniang Bayan shall review all local road structures within their areas of jurisdiction, including provincial, municipal, and barangay roads, and determine sections that may be developed into a continuous cycling lanes network with walking paths, in consideration of the following objectives:

- a) To provide active transport access, favoring the shortest and most direct routes to the entire municipality, particularly vital establishments, or social services, such as but not

limited to: public hospitals, public markets and other authorized commercial spaces; public schools; public transport terminals; government centers and offices; and public open spaces; historical and heritage sites; and local tourist destinations;

- b) To prioritize moving the largest volume of people possible to maximize the use and value of street space to be measured by the flow of people, rather than the volume of vehicles;
- c) To prioritize the safety and welfare of people using active transport, ensuring that cyclists, other light mobility users, and pedestrians are not placed at risk due to motorized transport; and
- d) To ensure that people of all ages and abilities are able to safely use active transport to access services in the locality.

Natural and physical characteristics of the town's territorial jurisdiction (e.g. topography, topographic relief, elevation, and slope, climatological conditions) shall be thoroughly assessed and considered in the identification of local roads. There shall be established cycling lanes and walking paths in local roads which, based on the assessment and with consideration of the unique physical characteristics of the LGU, are suitable and safe active transport users.

Section 7. Clearing of Roads of Illegal Obstruction. The LGU shall strictly and effectively implement the Presidential directive to clear roads of illegal obstructions, including illegally parked cars on streets, pursuant to DILG MC No. 2020-027 dated February 7, 2020. Local roads clearance of illegal obstruction may be utilized as cycling lanes and walking paths. Pursuant thereto, the following are the implementing rules on Road Clearing Operations:

1. There shall be conducted an inventory of national, provincial, municipal, and barangay roads within the territorial jurisdiction of this municipality.
2. The MUTRE and the PNP shall conduct clearing operations on the aforementioned roads and shall remove whatever obstructions thereon, and impose appropriate penalties.
3. Ensure for the cleared roads to be rehabilitated and restored to its public use.
4. For this purpose, Road Clearing shall mean the removal of ILLEGAL AND UNAUTHORIZED road obstructions on the road right of way, to include among others:
 - a) Vehicles, running or busted, parked at prohibited places and during night time
 - b) roads illegally used by vendors as vending sites
 - c) Unauthorized installation of hump
 - d) House encroachments
 - e) Store encroachments
 - f) Obstructing barangay outposts, halls, markers, directories
 - g) Other forms of obstructions
5. Humps may be installed on the national, provincial, municipal, or barangay roads by the owner of such roads, not by any private person without government authority or mandate.

Section 8. Complementing Traffic Engineering and Infrastructure Solutions. The LGU through the MTMO shall plan, identify, and adopt the appropriate traffic engineering and infrastructure solutions that will ensure the safe access, functionality, and sustainability of identified local roads to be converted or redesigned for cycling lanes and walking paths.

The strategies and solutions that will be adopted shall: 1) clearly delineate cycling lanes and walking paths, 2) guarantee the safety of active transport users from motorized transport and other foreseen threats, 3) maintain clear and unobstructed lanes for smooth travel, 4) provide adequate space and lane width, and 5) consider user's level of comfort.

Section 9. Safe Intersections. The MTMO shall evaluate all intersections to ensure that people using active transport are able to safely cross and change directions without requiring the use of a footbridge or any other pedestrian crosswalks that divert away from street level. It shall consider the following guidelines:

- a) Provision of bike boxes on intersections whenever possible. Time duration of traffic signals must allow enough time for safe and reasonable crossing;
- b) Utilize appropriate traffic signal timing which prioritizes safety and mobility of pedestrians and cyclists; and
- c) Any pedestrian crosswalk that diverts active transport away from the street level (e.g. footbridge, underpass) must be compliant to existing accessibility laws and design standards. The pedestrian crosswalk shall enable independent use of a personal mobility aid (e.g. wheelchairs).

Section 10. Clamping of Vehicles.

- 1) Prohibitions. No vehicle shall be parked in any of the following instances:
 - a) where parking is prohibited in violation of the “no parking” signs installed by the Municipal Traffic Enforcers (MUTRE).
 - b) vehicles duly parked at any road which obstructs the flow of traffic.
 - c) vehicles duly parked in obstruction at any entrance or exit areas.
- 2) Clamping. Any subject vehicle which violates the above prohibitions shall be clamped, unless the driver takes notice on any of the emergency situations.
- 3) Penalty. The clamped vehicle shall be released after payment of the following applicable fines:
 - a) P300.00 – above 4-wheels vehicles
 - b) P150.00 – 4-wheel vehicles
 - c) P50.00 – tricycle

Section 11. Separability Clause. Any provision of this Code which is declared invalid or unconstitutional shall not affect the validity of the other provisions of this Code.

Section 12. Repealing Clause. Any provision to the previous ordinance which may be inconsistent herewith shall be deemed repealed.

Section 13. Effectivity. This ordinance shall take effect immediately upon its approval and due publication in a newspaper of general circulation in three consecutive weeks.

UNANIMOUSLY APPROVED.

I hereby certify to the correctness of the above-quoted ordinance.

FIDELINO P. CORITICO, LLB
Secretary to the Sanggunian

ATTESTED:

LLOYD PETER M. LOPEZ, M.D.
Vice Mayor
Presiding Officer

APPROVED:

ELVI PETER L. RELAMPAGOS
Municipal Mayor

Date Signed: _____

