

**REPUBLIKA NG PILIPINAS
TANGGAPAN NG SANGGUNIANG PANLUNGSOD
LUNGSOD NG BAKOLOD
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**CITY ORDINANCE NO. 08-15-746
June 17, 2015**

**AN ORDINANCE LAYING DOWN THE GUIDELINES FOR THE ESTABLISHMENT OF
THE NEW SOUTHBOUND TRANSPORT TERMINAL OF BACOLOD CITY.**

WHEREAS, Section 16 of RA 7160 provides, (GENERAL WELFARE) "Every local government unit shall exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental for its sufficient and effective governance, and those which are essential to the promotion of the general welfare. Within their respective territorial jurisdictions, local government units shall ensure and support, among other things, the preservation and enrichment of culture, promote health and safety, enhance the right of the people to a balance ecology, encourage and support the development of appropriate and self-reliant scientific and technological capabilities, improve public morals, enhance economic prosperity and social justice, promote full employment among residents, maintain peace and order, and the preserve the comfort and convenience of their inhabitants;

WHEREAS, Section 17, RA 7160, (Basic Services and Facilities) a.) "Local government units shall endeavor to be self-reliant and shall continue exercising the powers and discharging the duties and functions currently vested upon them. They shall also discharge the functions and responsibilities of national agencies and offices devolved to them pursuant to this Code. Local Government units shall exercise such other powers and discharge such other functions and responsibilities as are necessary, appropriate, or incidental to efficient and effective provision of the basic services and facilities enumerated herein: (4) For a City. (i) adequate communication and transportation facilities;"

WHEREAS, it is now one of the major thrusts of the incumbent city administration, pursuant to the national mandate to establish a New Public Transport Terminal to be located in the southern portion of Bacolod City, in order to properly and effectively address the ever-growing traffic congestion, subscribe to the required standards in operating the same, maintain traffic order and safety, and to promote and enhance the economic activity in the area;

WHEREAS, the Local Government Unit of Bacolod City, through the able and dynamic leadership of the incumbent administration, with the sense of a strong political will, will USE ITS REASONABLE RESOURCES AND EXHAUST ALL POSSIBLE LAWFUL MEANS, in order to realize its vision not only to promote economic development and provide balance of opportunity in the southern part of the city, but serve via its utmost best to deliver the basic essential need for the common interest of its constituency;

WHEREAS, Memorandum Circular Number 2008-013 series of 2008 issued by the Land Transportation Franchising and Regulatory Board (LTFRB) mandates the, "STANDARD CLASSIFICATION AND GUIDELINES IN THE ESTABLISHMENT, MAINTENANCE AND OPERATIONS OF PUBLIC TRANSPORT TERMINALS", thus, strict compliance on the part of our city must be properly observed;



WHEREAS, the Metro Bacolod Chamber of Commerce and Industry (MBCCI), in their March 12, 2015 official communication to the Sangguniang Panlungsod states, "We salute the City Council for doing a lot during the last 21 months. But, we feel we (City Council and the Business Community) could still do a lot together in the next fifteen months. We could still work together on some important legislation that will put our City in a much better posture for economic take-off in the coming years"; thus, one of the things the MBCCI in the form of a study and recommendations submitted before the SP is that, ROAD AND TRANSPORT EFFICIENCY AND THE ESTABLISHMENT OF SOUTH BUS AND JEEPNEY TERMINAL.

NOW THEREFORE BE IT ORDAINED AS IT IS HEREBY ORDAINED BY THE SANGGUNIANG PANLUNGSOD OF BACOLOD CITY, IN SESSION ASSEMBLED THAT:

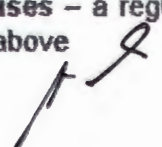
Section 1. SHORT TITLE – This Ordinance shall be known as the Guidelines for the New Southbound Transport Terminal of Bacolod City.

Section 2. DECLARATION OF POLICY:

For an effective, efficient, systematic and orderly public transportation and traffic management, it is hereby declared by the City of Bacolod, a matter of its policy the establishment of the New Southbound Transport Terminal. In the interest of the general public, the city aims to establish a well-regulated, convenient, safe and secured standardized public transportation terminal which will eventually regulate the entry of all provincial buses/and all other forms of public transport into the major streets of the city, set up road and safety conditions, reduction of noise and air pollution and to pave the way for another growth area for economic prosperity.

Section 3. DEFINITION OF TERMS: For the purpose of this ordinance, the terms hereunder shall be defined as follows:

- a. **Terminal** – an area or a place wherein public utility vehicles, subject to regulations and conduct are stationed, parked and orderly situated
- b. **Southbound Terminal** – this refers to the transport terminal going or heading south to be established by virtue of this ordinance.
- c. **Passenger Vehicle** – minimum of four wheels, a vehicle carrying many passengers; used for public transport.
- d. **Traffic** – the amount of people who pass through a certain place or travel in a certain way the aggregation of vehicles coming and going in a particular locality.
- e. **Public Utility Vehicles** – mobile machines that transport people or cargo; shall include but not limited to PUBs, PMBs and PUJs.
- f. **Public Utility Buses** – a regular bus that is designed to carry many passengers, 46 passengers and above



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- g. **Public Utility Mini-Buses** – is a passenger carrying motor vehicle that is designed to carry more people than a multi-purpose vehicle or a minivan, but fewer people than a full-size bus
 - h. **Public Utility Jeepneys** – ply the routes from the central business district to the suburbs passing along the major thoroughfares; with seating capacity of 17 to 21 passengers
 - i. **Garage to Terminal** – GT or V-Hire, vehicles plying the north and south bound areas or vice-versa
 - j. **Inbound Vehicles** – vehicles from their point of origin to the terminal
 - k. **Outbound Vehicles** – vehicles plying from the terminal of origin to the point of destination

Section 4. SCOPE: In effect and shall subject to a systematic management, this ordinance encompasses all vehicles and shall include all those players in the business of public transportation, such as among others, public transportation carrying passengers including Public Utility Buses (PUBs), Public Utility Vehicles (PUVs), Public Mini-Buses (PMBs), Public Utility Jeepneys (PUJs), the legitimate Garage to Terminal (GTs) including Vehicles for Hire (V-Hires) and all duly registered public transport of inbound and outbound passengers destination, occupying the area of the New Southbound Terminal of Bacolod City.

Section 4.A – That all public transport plying the route from Libertad to Murcia, Mambucal and via-route Salvador Benedicto to San Carlos City shall not be covered by this ordinance. (Colatilla)

Section 5. LOCATION OF THE NEW SOUTHBOUND TERMINAL OF BACOLOD CITY:

The New Southbound Terminal of Bacolod City shall be established in the southern or south eastern part of the city covering the areas within the territorial jurisdiction only of either Barangays Alijis, Tangub, Pahanocoy, Sum-ag and Punta Taytay.

Section 6: TECHNICAL WORKING GROUP OR COMMITTEE:

6.1 The City Mayor shall create a Technical Working or Committee to be composed of the city's appropriate line agencies head, commission experts and may hire consultant/s.

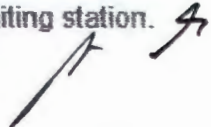
6.2 **COMPOSITION OF THE TECHNICAL WORKING GROUP (TWG)**

- CITY PLANNING AND DEVELOPMENT OFFICE (CPDO)
- CITY ENGINEER'S OFFICE (CEO)
- OFFICE OF THE BUILDING OFFICIAL (OBO)

- CITY LEGAL OFFICE (CLO)
- BACOLOD TRAFFIC AUTHORITY OFFICE (BTAO)
- REPRESENTATIVE FROM LTFRB
- REPRESENTATIVE FROM LTO
- REPRESENTATIVE FROM THE BUSINESS SECTOR
- REPRESENTATIVE FROM THE TRANSPORTATION SECTOR
- URBAN PLANNER/CONSULTANT

6.3 The Technical Working Group (TWG) shall have the following functions:

- a. Upon comprehensive study and technical evaluation, identify the most viable, reasible and potential site for the new southbound terminal.
- b. Recommend to the Local Chief Executive the MODE OF CONSTRUCTION AND ESTABLISHMENT OF THE NEW SOUTHBOUND TERMINAL, including the TIME FRAME, not to exceed twelve (12) months or one (1) year from the passage of this ordinance.
- c. Submit a design in terms of operational system, such as parking, loading and unloading, and other innovative and systematic application of traffic rules and regulations
- d. To come up with an effective scheme re: Southbound Terminal management and its viability as an income-generating/revenue gaining, employment opportunity and economic avenue in the south.
- e. It shall be the responsibility of the Technical Working Group or Committee created by this ordinance, to draw a comprehensive and strategic planning in matters of gradual and effective manner of transferring/relocating all the stakeholders involved in the existing south terminal/s to the New Southbound Terminal of Bacolod City
- f. To submit all their evaluation, recommendation in all matters tasked of them for review and approval of the Sangguniang Panlungsod.
- g. Shall include in their comprehensive study the viability of allowing all public transportations as a matter of route to still pass through the area of Libertad South Public Market as its waiting station.



Section 7: PERIOD OF CONSTRUCTION AND ESTABLISHMENT OF THE NEW SOUTHBOUND TERMINAL:

- 7.1 The establishment, construction and actual operation of the New Southbound Terminal shall have the period covering effective one (1) month from the approval of the appropriate ordinance, up to twelve (12) months and not to exceed one (1) year, to be undertaken by the City Government.
- 7.2 The existing south terminal/s and any other forms of parking lot temporarily operated shall remain in status quo, subject to the city's regulation and strict enforcement pending completion of the New Southbound Terminal.

Section 8. REPEALING CLAUSE: All ordinances, rules and regulations which are inconsistent with any provision of this ordinance are hereby deemed repealed and modified accordingly.

Section 9. SEPARABILITY CLAUSE: If any part or provision of this ordinance shall be held to be unconstitutional or declared invalid, other parts or provision hereof which are not affected thereby shall continue to be in full force and effect.

Section 10. This ordinance shall take effect immediately upon its approval, in accordance with law.

CARRIED BY THE VOTE OF:

Affirmative :

Councilors : El Cid M. Familiaran, Jocelle Batapa-Sigue, Roberto M. Rojas, Claudio Jesus Raymundo A. Puentevella, Caesar Z. Distrito, Archie S. Baribar, Wilson C. Gamboa, Jr., Alex A. Paglumotan, Sonya M. Verdeflor, Ana Marie V. Palermo, Noli B. Villarosa.

Negative : N o n e .

Official Leave : Councilor Em L. Ang.

Absent : N o n e .

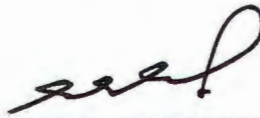
Main Author : Councilor Alex A. Paglumotan.

Co-Author : Councilor Wilson C. Gamboa, Jr.

Passed : June 17, 2015 (102nd Regular Session of the 8th Council).

Comments : P a s s e d .


Councilor Carlos Jose V. Lopez was not around when this ordinance was passed.


GREG G. GASATAYA
Vice Mayor
Presiding Officer

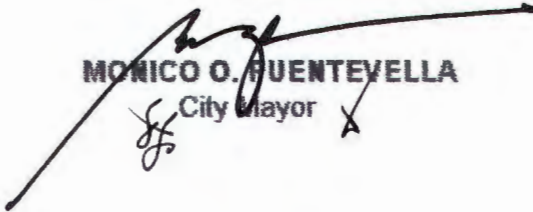
ATTESTED:

ATTY. VICENTE C. PETIERRE III
Secretary to the Sanggunian

By:


HELEN P. LEGASPI
Board Secretary IV

APPROVED: July 6, 2015.


MONICO O. FUENTEVELLA
City Mayor

VCP/HPL/jbz

SP
LEGISLATIVE SERVICES SECTION
DATE 7/9/15 TIME 3:25PM
BY: gawon