

REPUBLIKA NG PILIPINAS
TANGGAPAN NG SANGGUNIANG PANLUNGSOD
LUNGSOD NG BAKOLOD

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CITY ORDINANCE NO. 251

March 23, 2000

AN ORDINANCE REQUIRING OWNERS/DRIVERS OF PUBLIC UTILITY VEHICLES PLYING IN BACOLOD CITY TO INSTALL A TRASH/LITTER RECEPTACLE WITH LID IN A CONSPICUOUS AREA INSIDE THE VEHICLE AND IMPOSING PENALTIES FOR VIOLATIONS THEREOF.

WHEREAS, cleanliness in public vehicles must be encouraged and maintained;

WHEREAS, providing garbage receptacles inside public utility vehicles would allow passengers to throw their litter in said receptacle and discourage indiscriminate throwing of litter around their vehicle;

WHEREAS, papers, candy wrappers, plastic bags, fruit peelings and other related litter/trash must be thrown inside available garbage receptacles to educate passengers and convince them not to indiscriminately throw garbage/litter outside the public utility vehicles;

WHEREAS, the cooperation of passengers in public utility vehicles is an important element in the success of the cleanliness campaign of the City of Bacolod.

Be it ordained by the Sangguniang Panlungsod of Bacolod, that:

Section I . **TITLE.**

This Ordinance shall be known as an Ordinance requiring owners/ drivers of public utility vehicles plying in Bacolod City to install a trash/litter receptacle with lid in a conspicuous area inside the vehicle and imposing penalties for violations thereof.

Section II. **DEFINITIONS OF TERMS.**

a) **Public Utility Vehicles (PUVs)** - refers to all vehicles propelled by either gasoline, diesel or electric engines including human powered vehicles authorized to operate as public utility by virtue of Certificate of Public Convenience.

b) **Owner** - refers to any person who possess the right and enjoy the vehicle, including the right to transmit it to others.

c) **Driver** - refers to any person who is paid to manipulate a vehicle to conduct passengers to their destination.

d) **Operator** - a person or group of persons who is instrumental in governing, overseeing an agreement or transaction intended to be completed by the lease.

e) **Passenger-** refers to any person riding in a vehicle other than the driver and his conductor.

f) **Trash/Litter Receptacle with Lid -** refers to any plastic or metal container with cover wherein papers, candy wrappers, plastic bags, fruit peelings, cigarette butts and other related debris may be temporarily placed prior to proper waste disposal.

Section III. **IMPLEMENTATION MECHANISM.**

1. Owners of public utility vehicles shall install a trash/litter receptacle with cover in a conspicuous space inside their vehicles. The said receptacle with lid shall bear the following information: City Ordinance Number, a reminder to passengers to throw their litter/garbage in the provided receptacles, and penalties enumerated in this Ordinance.

2. A standard garbage/litter receptacle shall measure 7" x 5" x 10" for jeepney and buses. As for taxi, tricycle and trisikad they shall provide a litter receptacle with lid which is convenient and proportionate to the size of their vehicle.

3. The Bacolod PNP-Traffic Enforcement Division shall include in its inspection report the compliance of installing a garbage/litter receptacle with lid within the PUB plying in the City of Bicolod before the City Sticker is signed.

4. Composite Enforcement Unit shall be deputized to conduct random inspection for an installed garbage/litter receptacle with lid to all public utility vehicles plying in the city including public utility vehicles entering the jurisdiction of Bacolod City and shall cause the apprehension of the same by reporting it to the Bacolod Traffic Authority (BTA).

5. The Bacolod City Traffic Enforcement Unit through the supervision of the Bacolod Traffic Authority in coordination with the Traffic Enforcement Division of the Bacolod City Police Office shall cause the apprehension of drivers or passengers or both violating this city ordinance.

Section IV. **IMPLEMENTING AGENCY.**

The agencies/offices/entities that shall implement and coordinate this Ordinance shall include the following:

1) **Bacolod Traffic Authority (BTA) -** shall monitor the effective implementation of this City Ordinance. And shall cause the apprehension of those who violate this Ordinance. The BTA shall submit regular reports to the Office of the City Mayor for its reference and guidance.

2) **Bacolod City Police Office - Traffic Enforcement Division (TED) -** shall include in the inspection checkist and conduct an inspection before the issuance of a city sticker.

3) **Composite Enforcement Unit-** shall be deputized to conduct random inspection for an installed garbage/litter receptacle with lid to all public utility vehicles plying in the city including public utility vehicles entering the jurisdiction of Bacolod City

and shall cause the apprehension of the same by reporting it to the Bacolod Traffic Authority (BTA).

Section V. IMPOSITION OF PENALTIES.

1) Administrative fines shall be imposed to owners/drivers who directly violate the provisions of this Ordinance. Said violation shall be included among the list of violations in the Citation Ticket being issued by the City of Bacolod. The said fine shall be paid to the City Treasurer's Office within five (5) working days upon apprehension by any representative authorized by law. Fines to be imposed shall be FIVE HUNDRED PESOS only (P500.00).

2) A driver who fails to call the attention of a passenger who disposes litters outside the trash/litter receptacle provided by PUV owners while on board the said public utility vehicles shall be imposed a fine of ONE HUNDRED FIFTY PESOS (P150.00) for first offense and the additional sum of FIFTY PESOS (P50.00) for the succeeding offenses and/or imprisonment of ONE DAY at the discretion of the court.

3) A passenger who is found guilty of disposing litters outside of the trash/litter receptacle provided by the PUV owners while on board the said utility vehicles shall be imposed a fine of ONE HUNDRED FIFTY PESOS (P150.00) for the first offense and the additional sum of FIFTY PESOS (P50.00) for the succeeding offenses and/or an imprisonment of ONE DAY at the discretion of the court.

The offender either operator, driver, passenger shall not be criminally prosecuted if he pays the corresponding administrative fine to the City Treasurer's Office of Bacolod City within a week from the date of apprehension by any person authorized by law.

However, in case of refusal or failure to pay such administrative fine within the stipulated seven days, the offender shall be criminally prosecuted before the court.

Section VI. INFORMATION DISSEMINATION.

The Bacolod Traffic Authority, as part of its mandated responsibility, shall plan out effective and comprehensive information and education campaign relative to this Ordinance.

Section VII. REPEALING CLAUSE.

Provisions of any ordinance or parts thereof which are inconsistent with this ordinance are hereby repealed or modified accordingly.

Section VIII. SEPARABILITY CLAUSE.

In the event that any section, paragraph, sentence, clause or word of this ordinance is declared invalid for any reason the other provisions thereof shall not be affected thereby.

Section IX. EFFECTIVITY CLAUSE.

This Ordinance shall take effect thirty days (30) after its publication for three (3) consecutive days in a newspaper of general circulation in the City of Bacolod.

CARRIED BY THE VOTE OF:

Affirmative:

Councilors: Alex A. Paglumotan, Archie S. Baribar, Juanito S. Amihan, Jr., Lorendo K. Dilag, Ricardo L. Tan, Ramiro L. Garcia, Jr., Ana Marie V. Palermo, Jose Max S. Ortiz, Celia Matea R. Flor, Roberto M. Rojas, Al Victor A. Espino, Elmer T. Sy, Pepito T. Malapitan, Christine Angelie M. Espinosa.

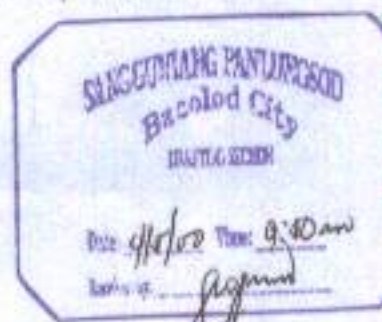
Negative : None .

Absent : None .

Author: Councilors Christine Angelie M. Espinosa, Al Victor A. Espino and Roberto M. Rojas.

Passed: March 23, 2000.

Comments: Passed. _____




LUZVIMINDA S. VALDEZ
Vice Mayor
Presiding Officer

ATTESTED:

ATTY. NILO T. ALEJANDRINO
Secretary to the Sanggunian

APPROVED: April 4 2000


OSCAR R. VERDEFLO
City Mayor