

REPUBLIKA NG PILIPINAS
TANGGAPAN NG SANGGUNIANG PANLUNGSOD
LUNGSOD NG BAKOLOD

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CITY ORDINANCE NO. 465

June 30, 2008

AN ORDINANCE PROHIBITING MOTORCYCLE RIDERS IN ALLOWING A CHILD BELOW SEVEN (7) YEARS OLD TO RIDE AS RIDER PLYING WITHIN THE TERRITORIAL LIMIT OF THE CITY, PROVIDING PENALTIES FOR ITS VIOLATION AND FOR OTHER PURPOSES.

WHEREAS, the growing popularity of motorcycle as an alternative mode of transportation is in fact becoming a HAZARD rather than a mode of convenience;

WHEREAS, the child is one of the most important assets of the family and the City should exert effort to protect his safety, promote his welfare and enhance his opportunities for a useful and successful life;

WHEREAS, some parents who allow or permit their child as rider of the motorcycle without regard to the safety and welfare of the child shall be liable under the Child and Youth Welfare Code, P.D. No. 603 as amended;

WHEREAS, Section 458, (5) (VI) of Local Government Code of 1991, states that the Sangguniang Panlungsod can enact ordinance regulating traffic on all City streets and bridges, within the limit of the City roads;

WHEREAS, Republic Act No. 7610 dated June 17, 1991 provides for special protection of child against any abuse, exploitation and discrimination.

NOW THEREFORE, BE IT ORDAINED by the Sangguniang Panlungsod of Bacolod City, in session assemble that:

Section 1 – The ordinance shall be known as the "Child Safety Motorcycle Ordinance.

Section 2 – The Bacolod Traffic Authority of the City including the Philippine National Police (PNP) and Land Transportation Office (LTO) and its agents are hereby authorized to apprehend all motorcycle riders violating this Ordinance.

Section 3 – Penalties in case of violation:

First Offense – citation, issuance of traffic ticket and warning.

Second Offense – payment of ONE HUNDRED PESOS (P100.00)
Penalty and citation traffic ticket

Third Offense – revocation of driver's license and payment of
FIVE HUNDRED PESOS (P500.00)

Section 4 – Separability Clause

If, for any reason or reasons, any part or provision of this ordinance shall be held to be unconstitutional or invalid, other parts or provisions hereof which are not affected thereby shall continue to be in full force and effect.

Section 5 – Effectivity Clause

This ordinance shall take effect upon its approval in accordance with law.

CARRIED BY THE VOTE OF:

Affirmative:

Councilors : Jocelle Batapa-Sigue, Wilson C. Gamboa, Jr., Dindo C. Ramos, Al Victor A. Espino, Napoleon A. Cordova, Catalino T. Alisbo, Roberto M. Rojas, Alex A. Paglumotan, Reynold I. Iledan, Diosdado A. Valenzuela.

Negative : None.

Absent : None.

Official Leave: Councilors Celia Matea R. Flor and Kevin Daniel L. Ramos.

Author : Councilor Catalino T. Alisbo.

Co-Authors : Councilors Celia Matea R. Flor, Wilson C. Gamboa, Jr. and Al Victor A. Espino.

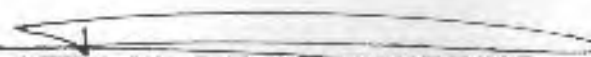
Passed : June 30, 2008 (53rd Regular/Special Session)

Comments: Passed.


Vice Mayor Jude Thaddeus A. Sayson was designated as Acting City Mayor.
Councilor Homer Q. Bais was not yet around when this ordinance was passed.


GREG G. GASATAYA
Acting Vice Mayor
Presiding Officer

ATTESTED:


ATTY. NILO T. ALEJANDRINO
Secretary to the Sanggunian

APPROVED: July 4, 2008


JUDE THADDEUS A. SAYSON
Acting City Mayor

NTA/HPLjhz

