

REPUBLIKA NG PILIPINAS
TANGGAPAN NG SANGGUNANG PANLUNGSOD
Lungsod ng Bacolod

CITY ORDINANCE NO. 47 ✓
May 31, 1988

AN ORDINANCE ALLOWING AND REGULATING THE OPERATION OF THE TRICYCLE OTHERWISE KNOWN AS "TRISIKAD", PRESCRIBING THE FEES, RULES AND REGULATIONS FOR ITS OPERATION.

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

ARTICLE I- DEFINITION OF TERMS AND CLASSIFICATION:

Section 1 - For purposes of this ordinance, the following terms are defined:

1.0) Trisikad - is an unmotorized bicycle with a sidecar attached to the right beside it operated manually for the transport of passengers, cargoes and other purposes;

1.1) Secondary or subdivision roads or streets - the roads or streets not yet assigned to public utility vehicles are regular or authorized routes;

1.2) Downtown area - is a portion of the City of Bacolod bounded on the East by Lacson Street, South by San Sebastian Street, West by San Juan Street and North by Rizal Street;

1.3) Trisikad owner/operator - is the person who owns the Trisikad registered and/or licensed under this ordinance;

1.4) Trisikad Driver - is the person issued a license to drive the Trisikad;

1.5) License to operate public utility Trisikad - is the license or permit issued by the Office of the City Mayor to operate Trisikad units in the City of Bacolod for public use and to charge fees therefor;

1.6) Registration of Trisikad unit - is the registration of the Trisikad unit with the Office of the City Mayor either for personal use or for public use;

1.7) Authorized route - is the street/area in the City of Bacolod where the owner or operator of public utility Trisikad is licensed to operate;

1.8) Authorized Trisikad fare - is the authorized fee that the Trisikad owner or driver may charge the passengers or cargoes;

1.9) Prohibited route/street/area - refers to the routes, streets or area in the City of Bacolod declared by the Sanggunian as prohibited area, street or route for public utility Trisikad operation for reasons of public convenience and safety.

Section 2 - The Trisikad is hereby authorized to ply or operate in the secondary or subdivision roads or streets in the City of Bacolod.

Section 3 - Classification of Trisikad - Trisikad units are herein classified according to their use, as follows:

3.0) Public Utility Trisikad - is a Trisikad unit used for transporting passengers or cargoes for a fee;

3.1) Private Trisikad - is a Trisikad unit used by the owner exclusively for his personal use or that of the members of his family or for his private business;

ARTICLE 2 - REGISTRATION REQUIREMENTS AND FEES:

Section 1 - The Trisikad owner/operator shall first register and obtain a business permit from the Office of the City Mayor before operating the same.

Section 2 - Only Filipino citizens and actual residents of Bacolod City for at least six (6) months prior to the date of application as shown by a certification of the Barangay Captain or in his absence, by any Barangay official of his place of residence in the City of Bacolod.

Section 3 - A registration fee of FIFTY PESOS (P50.00) each unit annually is required to be paid for a Trisikad operated as private utility or for personal service, PROVIDED, a bold marking "NOT FOR PASSENGERS" shall be printed in front of the Trisikad.

Section 4 - A registration fee of EIGHTY PESOS (P80.00) each unit annually is required to be paid for a Trisikad used for conducting passengers and/or for transport of goods.

Section 5 - In addition to the registration fees mentioned in Section 4, the Trisikad operator shall also obtain the regular business permit from the Office of the City Mayor required by the Local Tax Code. The business permit and other fees are as follows:

P40.00 as business permit from one to five units
P50.00 as business permit from six to ten units
P10.00 garbage fee
P 5.00 zoning fee
P 5.00 sanitation fee
P 5.00 sticker fee
P 5.00 certification fee for new business permit
P12.50 plate

Section 6 - Only a maximum of Ten (10) units shall be allowed to be registered to any natural/juridical person.

Section 7 - Before registering the Trisikad and while being operated, the Trisikad must have; front and rear lights; horn; front and rear reflectors with a dimension of 2 x 3 inches; rear view mirror; flaglets at least 5 feet in height and a compulsory insurance coverage for two (2) passengers and the driver.

ARTICLE 3 - TRISIKAD DRIVER'S LICENSE:

Section 1 - The Trisikad driver shall first obtain a Trisikad Driver's License Before driving the same;

Section 2 - The Traffic Division, Bacolod Police Station is empowered to qualify and grant Trisikad Driver's License which is valid for one (1) year, unless renewed;

Section 3 - The annual Trisikad Driver's License fee is FIFTY PESOS(₱50.00) which shall be paid with the City Treasurer's Office before a Trisikad Driver's License is issued. Regular DRIVER'S LICENSE issued by the Land Transportation Office Licensing Center is not valid;

Section 4 - The application to drive a Trisikad shall be in English or Ilonggo and signed by the applicant. It shall include a statement giving the name, age, address and citizenship or nationality of the applicant. The application should be under oath;

Section 5 - The applicant must be at least 16 years old, Filipino citizen, of sound mind and physically healthy, to be certified free of charge by the City Health Officer;

Section 6 - Before a Trisikad Driver's License is issued, the applicant shall first undergo a seminar or briefing on Traffic Rules and Safety Regulations, road discipline and courtesy to be conducted and certified free of charge by the Traffic Division, Bacolod Police Station.

Section 7 - The Trisikad driver shall carry at all times his Driver's License signed by him, while driving. Failure to comply with this provision a fine of ₱20.00 shall be imposed.

ARTICLE 4 - AUTHORIZED ROUTES/TERMINALS/WAITING STATIONS AND FARE:

Section 1 - The Sangguniang Panlungsod, City of Bacolod, by ordinance, shall declare certain streets or areas of the City of Bacolod as open or allowable street or area for operation of public utility trisikad. Once declared, said street/area shall be open/all trisikad operators duly licensed to operate as public utility Trisikad in said street or area, except when said street or area is already crowded or congested of public utility Trisikad units as certified by the Barangay Captain of the place and the Chief of the Traffic Division, Bacolod Police Station;

Section 2 - No public utility Trisikad unit/s shall be allowed to operate in regular routes approved for public utility jeepneys and motorized tricycle routes as well as in main thoroughfares of the City of Bacolod;

Section 3 - Public utility Trisikad unit/s shall bear in bold letter signs indicating its authorized route for the guidance of the riding public;

Section 4 - Applicability of traffic rules and regulations. Traffic rules and regulations provided for by National Laws and existing ordinances of the City Government applicable to public utility jeepneys shall also be applicable to public utility trisikad in the City of Bacolod in so far as they are consistent with this act;

Section 5 - No Trisikad operator or driver shall charge more than ₱1.00 per passenger regardless of the time of operation. Students shall not be charge more than ₱0.75 each, provided, he or she can show his or her ID and this privilege can be availed of only during school days;

Section 6 - The Trisikad routes are hereby establish, to wit:

A. BARANGAY BATA

From any point of the Barangay toward the junction of Lacson Street. The terminal/waiting station shall be beside Pepsi Cola Bottling Plant.

B. BARANGAY BANAGO

1.0) From Sitio Sibucan toward Puno Banago only. The terminal/waiting station shall be at Northside of Puno Banago.

1.1) From Sta. Clara Subdivision toward the junction of Cordova Boulevard. The terminal/waiting station shall be near the guardhouse at the entrance of the road leading to the Domingo Lacson National High School.

1.2) From San Mateo Subdivision and nearby places toward the junction of Cordova Boulevard, Purok Langis. The terminal/waiting station shall be the junction of the road leading to Purok Langis.

C. BARANGAY MANDALAGAN

1.0) From Capitolville using C.L. Montelibano toward the junction of Lacson Street. The terminal/waiting station shall be beside Aces Aluminum Display Center, junction of C.L. Montelibano Avenue and Lacson Street;

1.1) From ERORECO VILLAGE toward the junction of La Salle Avenue Extension. The terminal/waiting station shall be beside the guardhouse in front of the St. Scholastica's Academy;

1.2) From ABKASA, Our Lady of Mercy Hospital, Mountainview Subdivision, Puroks Santol and Trece Y Media toward Lopue's Mandalagan Department Store. The terminal/waiting station shall be near the Gasoline Station in front of Lopue's Department Store.

D. BARANGAY I

1.0) From any point of Barangay I, Gatuslao Extension and Bat-us Calamba Roads toward the junction of Aquino Drive and Lacson Street, using the outer lane of Aquino Drive, Northern side. The terminal/waiting station is beside T & U SQUARE Building in front of Bernardo Antique Shop.

1.1) From the junction of San Juan Street toward Lacson Street using the outer lane, Northern side of Aquino Drive. The terminal/waiting station is also beside T & U SQUARE Building in front of Recuerdo Antique Shop.

E. BARANGAYS 2, 3 and 4

From any point of these barangays using Gatuslao and Aquinaldo Streets from the junction of Aquino Drive toward the Provincial Capitol. The terminal/waiting station is beside the New Provincial Capitol Building.

F. BARANGAYS 6, 8 and 9

From the Food Terminal using San Juan Street, toward corner of Rizal Street. The terminal/waiting station is in front of the house of Dr. Montelibano.

G. BARANGAY 10

Toward the Reclamation Area and Manokan Country using Burgos Extension. The terminal/waiting station is near the junction of Burgos Extension and San Juan Street.

H. BARANGAY 12

Toward the Reclamation Area and People's Market using Rizal Extension. The terminal/waiting station is beside Reming's & Sons (formerly Jumbo's).

I. BARANGAYS 14, 16, 34 and 35

1.0) Any point of these barangays toward the downtown area using the outer lane, Westside of San Juan Street. The terminal/waiting station is in front of ARMI'S Refreshment near Republic Planter's Bank.

1.1) Toward Awing Building using Libertad Street. The terminal/waiting station is at the back of the stage of Rizal Elementary School;

1.2) Toward the junction of Alunan and Araneta Streets using Alunan Street only;

1.3) Other Streets leading to Araneta Street such as Quezon, Rodriguez and Lizares are off-limits to Trisikad.

J. BARANGAY VILLAMONTE

1.0) From any point of Barangay Villamonte toward the Shopping Center without, however, using Lopez Jaena, Aquino Drive, 6th and Hilado Streets;

1.1) From Hervias National High School and nearby places toward Shopping Center. The terminal/waiting station shall be the corner of Narra and Aquino Drive.

1.2) From Capitol Heights/Sto. Niño Village, Miragon Subdivision and nearby areas towards C.L. Montelibano Avenue and Shopping Center. The terminal/waiting stations are beside ELMA'S Apartment and Corner Narra and Aquino Drive;

1.3) Villa Angela/Helvetia Heights, Hda. Helvetia and Rio Vista Subdivision, toward Burgos Street only. The terminal/waiting station is the junction of the circumferential road and Burgos Street.

1.4) From Gonzaga Subdivision to Burgos-Granada road.

K. BARANGAY TACULING

1.0) St. Francis Village and Puentevella Subdivision toward Ramos Elementary School and Bacolod INP using Leroville Subdivision roads only and vice-versa;

1.1) City Heights Subdivision toward the junction of the main entrance. The terminal/waiting station is near the main entrance;

1.2) Doña Juliana Heights-Las Palmas Subdivision and Villa Socorro toward the main entrance. The terminal/waiting station is beside the road in the main entrance.

L. BARANGAY SINGCANG

Any point of Barangay Singcang-Airport toward the intersection of Calong-Calong-Magsungay Roads only. The terminal/waiting station is beside Philphos Bodega.

M. BARANGAY ALIJIS

Any point of the Barangay toward the National Road only. The terminal/waiting station is the main entrance leading to the subdivision.

N. BARANGAY TANGUB

Any point of the barangay toward the junction of Araneta Street only. The terminal/waiting station is the main entrance toward the subdivision.

O. BARANGAY CABUG AND PAHANOCOY

Any point from said Barangays toward the junction of Araneta Street. The terminal/waiting station shall be the junction of Araneta Highway and the subdivision roads.

P. BARANGAY SUM-AG

Any point inside the Barangay toward the National Highway. The terminal/waiting station shall be the junction of the National Highway and the subdivision roads.

Q. BARANGAY PUNTA-TAYTAY

Any point from said barangay toward the National Highway using the UNIMOLCO Road. The terminal/waiting station is beside Allied Superette. The road leading to Punta Taytay passing RPN road is off-limit to Trisikad.

R. BARANGAY CABUG, FELISA AND HANDUMANAN

From any point of these Barangays toward the National Highway only. The terminal/waiting station is beside the junction of the barangay roads and the National Highway.

S. BARANGAY MANSILINGAN

From any point of this Barangay toward the Bacolod City-Murcia National Highway only. The terminal/waiting station is beside the junction of the road and the National Highway.

T. BARANGAY VISTA ALEGRE

From any point of this Barangay toward the junction of Libertad Street Extension only. The terminal/waiting station is in front of the Bodega at the junction of the Vista Alegre Road and Libertad Extension.

U. BARANGAY ESTEFANIA, GRANADA AND ALANGILAN

From any point of these Barangays toward Burgos Street Extension only. The terminal/waiting station is beside the junction of the road and Burgos Extension. Crossing of Burgos Street Extension is prohibited.

V. BARANGAY MONTEVISTA

From any point of this Barangay toward Burgos Street, Villamonte and Shopping Center only. The terminal/waiting station is the junction of the road and the Highway.

W. BARANGAY 41

From any point of the Barangay toward Burgos Street, The terminal waiting station is beside the junction of BNMC Road and Burgos Street.

ARTICLE 5 - RESTRICTIONS AND LIMITATIONS:

Section 1 - 1.0) Trisikad is absolutely prohibited from operating in the downtown area, except the west outer lane of San Juan Street, from ARMI'S Refreshment to San Sebastian Street;

1.1) Trisikad is also prohibited from plying or operating in the National Highways and main thoroughfares.

For purposes of this ordinance, the National Highways, and/or main thoroughfares are identified as follows:

1.0) Araneta Street from the Bacolod Public Plaza to the municipal boundary of Bago City;

1.1) Lacson Street from the junction of Magsaysay Avenue toward the municipal boundary of Talisay;

1.2) Pedro Hernandez Street (Libertad) from the junction of Araneta Street until the municipal boundary of Murcia;

1.3) Burgos Street from the junction of Gatuslao Street until Barangay Granada;

1.4) San Juan Street, from Mandalagan Bridge until the junction of North Capitol road;

1.5) Lopez Jaena Street from Shopping Center until the junction of Libertad Street;

1.6) Magsaysay Avenue from the junction of Calong-Calong-Magsungay Roads, until the junction of Libertad Extension;

1.7) Alijis Highway from the junction of Araneta Street until Barangay Mansilingan;

1.8) La Salle Avenue from the junction of Aquino Drive until the junction of ERORECO road.

Section 8 - Crossing or passing the National Highways/Streets mentioned in preceding Section is absolutely prohibited.

Section 9 - Additional routes may be designated or existing routes, changed, modified or altered by filing a written application under oath with the Sangguniang Panlungsod.

Section 10 - The use of earphone by the driver while driving attached to stereo/radio cassette is strictly prohibited.

ARTICLE 6 - PROHIBITED ACTS AND PENALTIES THEREFOR:

Section 1 - Failure to secure a business permit to operate a public utility Trisikad. No person shall be allowed to operate public utility Trisikad unit/s in the City of Bacolod without

having been issued a business permit to operate public utility unit/s. In case of violation of this prohibition, the unit/s shall immediately be impounded at the nearest police station or sub-station and shall be returned only to the owner upon registration and payment of corresponding fees and surcharges.

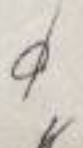

Section 2 - Failure to register a Trisikad unit. No Trisikad unit, whether for private or public use, shall be allowed to operate in the City of Bacolod without prior registration. For violation of this provision, the same sanction prescribed in Section 1 hereof shall be imposed.

Section 3 - Operating outside of authorized route. No driver shall be allowed to operate a public utility Trisikad outside the route for which it was authorized as indicated in this certificate of registration. For violation of this provision, the driver shall pay a fine of P100.00 and/or imprisonment of ten days for the first offense; P200.00 fine and/or 20 days imprisonment for the second offense; and P300.00 fine and/or imprisonment of 30 days for the third offense at the discretion of the court and the unit he is driving shall immediately be impounded at the nearest police station or substation to be released only upon payment of said fine. If the offenses stated in the preceding Section are committed by said driver within a period of only one (1) calendar month, his license be deemed automatically revoked and he can only be issued another license to drive a Trisikad only after a period of six (6) months from the date of revocation.

Section 4 - Overloading. No public utility Trisikad driver shall carry more than two (2) passengers inside the sidecar and there shall be no back rider in his Trisikad. A child more than seven (7) years old shall be considered a 'passenger'; in no case, more than two (2) children below 7 years old shall be allowed. For violation of this prohibition, the driver shall pay a fine of P20.00 per excess passenger for the first offense or an imprisonment of five (5) days; P30.00 per excess passenger for the second offense or an imprisonment of ten (10) days and P40.00 per excess passenger for the third offense or an imprisonment of fifteen (15) days at the discretion of the court.

Section 5 - Dilapidated public utility Trisikad. No dilapidated public utility Trisikad unit as determined by the City Mayor shall be allowed registration. The owner shall maintain his public utility Trisikad unit in roadworthy condition at all times. Any public utility Trisikad unit which is now dilapidated as determined by the City Mayor shall immediately be impounded at the nearest police sub-station and the registration thereof shall be deemed cancelled. The unit shall only be released upon payment of storage fee of P50.00 and can only be allowed registration after restoring it to road-worthy condition.

Section 6 - Trisikad operator operating his Trisikad without complying with Section 7, Article 2, shall be fined P100.00 and/or imprisonment of ten (10) days for the first offense; P200.00 fine and/or imprisonment of twenty (20) days for the second offense and P300.00 fine and/or imprisonment of thirty (30) days for the third offense at the discretion of the Court and the cancellation of the registration of Trisikad.



Section 7 - Driving without license or with expired license shall suffer penalty similar to Section 6.

Section 8 - Violation of Section 5, Article 4, Section 1 and Section 10, Article 5, First offense P100.00 fine and/or imprisonment of ten (10) days; second offense P200.00 fine and/or imprisonment of twenty (20) days; third offense P300.00 fine and/or imprisonment of thirty (30) days at the discretion of the Court and cancellation of License of the driver.

ARTICLE 7 - REPEALING CLAUSE:

Section 1 - Any ordinance or provision thereof inconsistent with any provisions of this ordinance shall be deemed accordingly modified and/or repealed.

ARTICLE 8 - SEPARABILITY CLAUSE:

Section 1 - If any section of this ordinance is declared null and void, the other part not so declared shall remain valid and enforceable.

ARTICLE 9 - EFFECTIVITY:

Section 1 - This ordinance shall take effect fifteen (15) days from date of publication.

CARRIED BY THE VOTE OF:

Affirmative:

Kagawad : Evelio R. Leonardia, Monico O. Puentevella, Inocencio Y. Lucasan, Napoleon A. Cordova, Constancio G. Legaspi, Renecito S. Novero, Wilmar L. Drilon, Josquin L. Torre, Mariano V. Villarosa, Rolando V. Villamor, Patrick A. Villamor and Arturo V. Parreño.

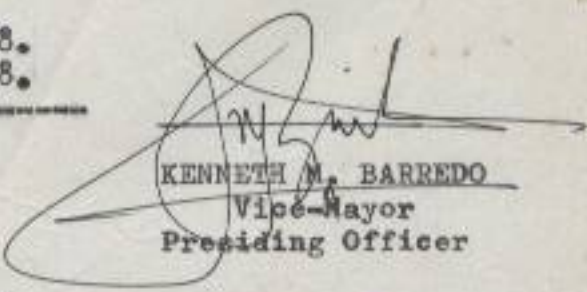
Negative : N o n e .

Absent : Kagawad Alfredo G. Jalbuena, Jr.


Comments : Passed.

Passed : May 31, 1988.

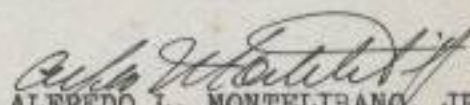
Enacted : May 31, 1988.


KENNETH M. BARREDO
Vice-Mayor
Presiding Officer

ATTESTED:


ATTY. EDWIN C. CHAVEZ
Secretary, Sangguniang Panlungsod

APPROVED: June 10, 1988


ALFREDO L. MONTELIBANO, JR.
City Mayor