



Republic of the Philippines
MUNICIPALITY OF IBA
Province of Zambales

OFFICE OF THE SANGGUNIANG BAYAN

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF IBA, ZAMBALES HELD ON **DECEMBER 10, 2014** AT THE MUNICIPAL SESSION HALL.

PRESENT:

HON. BENJAMIN R. FARIN, JR., Vice Mayor and Presiding Officer

SANGGUNIANG BAYAN MEMBERS

HON. FRANCISCO P. ALDEA
HON. GENARO N. MONTEFALCON
HON. LANIE T. NENGASCA
HON. ALCADE R. FALLORIN
HON. SALVADOR R. REDONDO
HON. DANILO M. BALLESTEROS
HON. LILIA B. BUTARAN
HON. NOEL D. SARMIENTO
HON. EDGAR C. PAYUMO, ABC President

ABSENT:

NONE

.....

ORDINANCE NO. 021
Series of 201

AN ORDINANCE CREATING THE OFFICE OF MTFRB TASK FORCE TO ENFORCE THE MUNICIPAL TRICYCLE CODE OF IBA AND FOR OTHER RELATED PURPOSES

Introduced by: Kgd. Genaro Montefalcon

WHEREAS, the Local Government Code of 1991 devolved to the LGU's through the Sanggunian, the issuance of tricycle franchise and the regulation of tricycles (Section 447 [3] {vi}). On the strength of this authority, the Sangguniang Bayan of Iba enacted an Ordinance for the grant of franchise of tricycles and their regulations, providing for penalties in case of violation of the said regulations, including the revocation of the franchise if needed;

WHEREAS, on the basis of the foregoing, the LGU of Iba through its Sangguniang Bayan, has issued numerous tricycle franchises not only to allow tricycle operators ply their trade legally but also provide for their protection against unfair competition, i.e. other tricycle operators for hire without the concomitant tricycle franchise;

WHEREAS, to provide for the proper implementation of the provisions of the Tricycle Code, there is a need to create the Municipal Tricycle Franchising and Regulatory Board Task Force. In the observance of the separation of powers between the Executive and the Legislative, despite the authority provided the Local Government Code to the Legislative branch to issue and

regulate tricycle franchises, the SB yield to the Executive the power to enforce the provisions of the tricycle code of Iba;

WHEREFORE, the foregoing premises considered, it is resolve as it is hereby resolved by a unanimous accord, in a regular session assembled, to provide for the creation of the MTFRB Task Force to be headed or under the direction of a person designated by the Municipal Mayor.

Be it ordained by the Sangguniang Bayan of Iba, Zambales.

Section 1 – A Task Force of the Iba Municipal Tricycle Franchising Regulatory Board is hereby created for effective and efficient implementation of the Iba Tricycle Code and other related rules and regulation.

Section 2 – The Municipal Mayor shall determine the number of the Task Force from qualified personnel of the LGU or from Tricycle operators.

Section 3 – The MTFRB Task Force shall be under the direction of the Municipal Mayor, who shall appoint or designate a Team Leader and Deputy Team leader of the Task Force.

Section 4 – Duties, Functions and Powers of the MRFRB Task Force:

- (1) Enforce all rules, regulations, ordinances, and orders on Tricycle operation in the Municipality of Iba, Zambales.
- (2) Issue citation receipts to violators of Tricycle Code and other related ordinances.
- (3) Impound the sidecar of motorcycle operating as colorum.
- (4) File appropriate changes to violators of tricycle code, if necessary.

Section 5 – Members of the MTFRB Task Force shall be given appropriate compensation or honorarium in the amount to be determined by the Municipal Mayor. They shall be given also with appropriate insurance coverage.

Section 6 – This Ordinance takes effect upon approval.

Enacted this 10th Day of December, 2014

FRANCISCO P. ALDEA
SB Member

GENARO N. MONTEFALCON
SB Member

LANIE T. NENGASCA
SB Member

ALCADE R. FALLORIN
SB Member

SALVADOR R. REDONDO
SB Member

DANILO M. BALLESTEROS
SB Member

LILIA B. BUTARAN
SB Member

NOEL D. SARMIENTO
SB Member

EDGAR C. PAYUMO
ABC President

CERTIFIED CORRECT:

BENJAMIN R. FARIN, JR
Vice Mayor and Presiding Officer

ATTESTED:

NOLITO V. BASUL
Secretary to the
Sangguniang Bayan

Approved by his Honor, the Municipal Mayor of Iba, Zambales.

JUN RUNDSTEDT C. EBDANE
Municipal Mayor