



Republic of the Philippines
CITY OF VALENZUELA
Metropolitan Manila

SANGGUNIANG PANLUNGSOD

** Excerpts from the minutes of the 58th Regular Session of the Second City Council of Valenzuela held on October 16, 2002 at 9:25 A.M. at the Kalayaan Hall, City Hall Building, Valenzuela, Metropolitan Manila*

ORDINANCE NO. 17
Series of 2002

**AN ORDINANCE TO BE KNOWN AS "THE LOCAL
MOTORIZED TRICYCLE REGULATORY AND
FRANCHISING ORDINANCE OF VALENZUELA CITY, 2002"
AMENDING APPROVED ORDINANCE NO. 92-003
AND ORDINANCE NO. 96-25 AND THE CREATION OF
THE "VALENZUELA CITY MOTORIZED TRICYCLE
FRANCHISING BOARD" UNDER THE SANGGUNIANG
PANLUNGSOD OF VALENZUELA.**

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WHEREAS, Provided in Section 458, Art. 3, Title 3 of Book III of R.A. No.7160 states, to wit:

(3) Subject to the provisions of Book II of this Code, enact ordinances granting franchises and authorizing the issuance of permits or licenses, upon such conditions and for such purposes intended to promote the general welfare of the inhabitants of the city and pursuant to this legislative authority shall:

(vi) Subject to the guidelines prescribed by the Department of Transportation and Communications, regulate the operation of tricycles and grant franchises for the operation thereof within the territorial jurisdiction of the city;

WHEREAS, subject to the guidelines to implement the devolution of LTFRB's franchising tricycles-for-hire to local government units pursuant to the local government code (R.A. 7160);

WHEREAS, Section 454, paragraph C, sub-paragraph 2, Art. 3, Chap. 2 Title 3, Book III of R.A. 7160 provides:

"(C) The Sangguniang Panlungsod may:



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- (2) Create such other offices as may be necessary to carry out the purposes of the Government; "

WHEREAS, amendments on the existing ordinance is necessary to add all necessary provisions that would help improve tricycle operations and franchising in the city;

WHEREAS, the integrated and coordinated action between the executive and legislative departments of the city government in granting franchise and regulating tricycles-for-hire will result to an effective supervision of this public transportation system.

NOW, THEREFORE, be it **ORDAINED** as it is hereby **ORDAINED** by the City Council of Valenzuela in session duly assembled that:

SECTION 1. TITLE - This ordinance shall be known as "**THE LOCAL MOTORIZED TRICYCLE REGULATORY AND FRANCHISING ORDINANCE OF VALENZUELA CITY, 2002**" and the creation of the "**VALENZUELA CITY TRICYCLE FRANCHISING BOARD**".

SECTION 2. SCOPE AND APPLICATIONS - This shall apply to all motorized tricycles-for-hire operating within the territorial jurisdiction of the City of Valenzuela.

SECTION 3. DEFINITION OF TERMS - When used in this ordinance, the following terms shall have the meanings respectively assigned to them.

1. **FRANCHISE** - is a right or privilege, affected with public interest which is conferred upon the private persons or corporations, under such terms and conditions as the government and its political subdivisions may impose in the interest of public welfare, security and safety.
2. **FRANCHISEE** - is the operator granted with a franchise.
3. **OPERATOR** - includes the owner, manager, administrator, or any other person who operates or is responsible for the operation of a business establishment or undertaking;
4. **OWNER** - shall mean the actual legal owner of a tricycle-for-hire in whose name such vehicle is duly registered with the LTO.
5. **DRIVER** - shall mean any licensed and authorized operator of a motor vehicle.
6. **TRICYCLE -FOR -HIRE** - is a motor vehicle composed of a motorcycle fitted with a single-wheeled side car or a motorcycle with a two-wheel cab operated to render transport services to the general public for a fee.

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