



Republic of the Philippines
QUEZON CITY COUNCIL
Quezon City
18th City Council

PO2011-113

37th Regular Session

ORDINANCE NO. SP- 2093, S-2011

AN ORDINANCE FURTHER AMENDING SECTION 3 (1) OF ORDINANCE NO. SP-15, S-92 AS AMENDED BY ORDINANCE NO. SP-538, S-97 SO AS TO SET A UNIFORM STRUCTURAL DESIGN AND ENGINE DISPLACEMENT FOR ALL TRICYCLE UNITS OPERATING IN QUEZON CITY.

Introduced by Councilor RAQUEL S. MALAÑGEN.

Co-Introduced by Councilors Francisco A. Calalay, Jr., Dorothy A. Delarmente, Anthony Peter D. Crisologo, Ricardo T. Belmonte, Jr., Joseph P. Juico, Alexis R. Herrera, Precious Hipolito Castelo, Alfredo D. Vargas III, Eden "Candy" A. Medina, Julienne Alyson Rae V. Medalla, Roderick M. Paulate, Godofredo T. Liban II, Julian ML. Coseteng, Allan Benedict S. Reyes, Jaime F. Borres, Jose Mario Don S. De Leon, Gian Carlo G. Sotto, Eufemio C. Lagumbay, Edcel B. Lagman, Jr., Jesus Manuel C. Suntay, Jessica Castelo Daza, Vincent DG. Belmonte, Marvin C. Rillo, Ranulfo Z. Ludovica and John Ansell R. De Guzman.

WHEREAS, City Ordinance No. SP-538, S-97 amended the definition of a tricycle under Section 3 (1) of Ordinance No. SP-15, S-92. The second paragraph of said amendatory ordinance classified a three wheeled vehicle of integrated body/chassis configuration as a tricycle and that the limitation on engine capacity is allowed under the provisions of the former;

WHEREAS, conforming with the advances of technology and necessity, certain sidecars have been introduced notwithstanding the provisions laid down by ordinances governing the same in order to cater to the service that these tricycles offer, whether they be of public service conveyances or tricycles for hire, or public utility service or those that specifically cater service a passenger and/or goods to and from a particular destination;

WHEREAS, tricycles designated for public service or for hire, it being a common carrier vested with public interest, the safety of their passengers is the paramount consideration. With the exposed nature and limited protection that tricycle sidecar possess, there is an incessant need to limit the passenger capacity to three (3) including the driver;

WHEREAS, in order not to create confusion as regards the passenger capacity mentioned in the second paragraph of Ordinance No. SP-538, S-97 where the passenger capacity provides for five (5) including the driver, to conform with the spirit of the law to protect the passengers albeit the exposed nature of tricycles, the need therefore arose to limit the passengers to both types of tricycles, the conventional type as mentioned in the first paragraph of the herein mentioned amendatory ordinance and a three-wheeled vehicle with integrated body/chassis, to three (3) passengers including the driver.

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF QUEZON CITY IN REGULAR SESSION ASSEMBLED:

Section 1. The second and third paragraphs of Section 3 (1) of Ordinance No. SP-15, S-92, as further amended by Ordinance No. 538 S-97 are amended to read as follows:

"SECTION 3. DEFINITION OF TERMS


A Tricycle is a motor vehicle composed of a motorcycle with not more than two (2) cylinders or five hundred cubic centimetres (500 cc) engine capacity fitted with a single-wheel side car designed to accommodate three (3) passengers including the driver.

Three-wheeled motorized vehicle of integrated body/chassis configuration shall be allowed provided that the limitation on engine capacity as specified herein is observed and that the passenger capacity does not exceed three (3) including the driver.


The franchise fee for a three wheeled motorized vehicle of integrated body/chassis configuration as described in the preceding paragraph shall be the same that for a tricycle as defined in the first paragraph hereof."

Section 2. This Ordinance shall take effect immediately upon its approval.

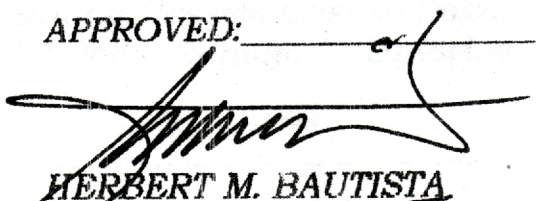
ENACTED: September 12, 2011.


JULIAN M.L. COSETENG
2nd Asst. Majority Floor Leader
Acting Presiding Officer

ATTESTED:



DOROTHY D. LAGRADA, dpa
City Secretary

APPROVED: _____


HERBERT M. BAUTISTA
City Mayor

CERTIFICATION

This is to certify that this Ordinance was APPROVED by the City Council on Second Reading on September 12, 2011 and was PASSED on Third/Final Reading on September 19, 2011.


DOROTHY D. LAGRADA, dpa

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