



Republic of the Philippines
BATANGAS CITY

Office of the Sangguniang Panlungsod

Tel. No. 722-0304

ORDINANCE NO. 29 S. 2020

AN ORDINANCE REQUIRING THE INSTALLATION OF TIP BOXES INSIDE PUBLIC UTILITY VEHICLES (PUVs) AND TRICYCLES OF BATANGAS CITY AND PROVIDING PENALTIES THEREOF

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HON. AILEEN GRACE A. MONTALBO
HON. KARLOS EMMANJUEL A. BUTED
HON. GERARDO A. DELA ROCA
HON. OLIVER Z. MACATANGAY
HON. NELSON J. CHAVEZ
HON. JULIAN B. VILLENA

HON. MICHAEL THOMAS T. PASTOR
HON. ISIDRA CHED M. ATIENZA
HON. MARIA ALETH A. LAZARTE
HON. LORENZO A. GAMBOA, JR.
HON. ANGELITO A. DIMACUHA
HON. MARJORIE A. MANALO

WHEREAS, Article 2, Section 10 of the 1987 Constitution declares the policy of the State to promote social justice in all phases of national development;

WHEREAS, the General Welfare Clause of the Local Government Code of 1991 authorizes the local government units to enact ordinances enhancing economic prosperity and social justice;

WHEREAS, on March 18, 2020, the Office of the Executive issued a Memorandum directing local government units, among others, to adopt, coordinate and implement guidelines which the IATF may issue on the COVID-19 situation, consistent with the respective agency mandates and relevant laws, rules and regulations;

WHEREAS, pursuant to the Amended Omnibus Guidelines and LTFRB Memo Circular No. 2020-017 on the Implementation of Community Quarantine in the Philippines dated June 25, 2020, the road sectors of public transportation shall be allowed to operate at the capacity in accordance with the guidelines issued by the DOTR while still enforcing safety protocols and maintaining the normal fare for passengers;

WHEREAS, even during pandemic, everyone of us should relive sense of camaraderie towards one another.

NOW THEREFORE, be it **ORDAINED**, by the Sangguniang Panlungsod in regular session assembled.

SECTION 1. TITLE. – This ordinance shall be known and cited as “**AN ORDINANCE REQUIRING THE INSTALLATION OF TIP BOXES INSIDE PUBLIC UTILITY VEHICLES (PUVs) AND TRICYCLES OF BATANGAS CITY, AND PROVIDING PENALTIES THEREOF**”.

SECTION 2. DECLARATION OF POLICY. – It is hereby declared the policy of the City of Batangas to promote social justice to all sectors of the society.

SECTION 3. SCOPE AND COVERAGE. – This Ordinance shall apply to all public utility vehicles (PUVs) and tricycles plying the routes within the territorial jurisdiction of Batangas City.



Continuation of Ordinance No. 29 S. 2020

AN ORDINANCE REQUIRING THE INSTALLATION OF TIP BOXES INSIDE PUBLIC UTILITY VEHICLES (PUVs) AND TRICYCLES OF BATANGAS CITY AND PROVIDING PENALTIES THEREOF

SECTION 4. DEFINITION OF TERMS. – The terms shall be construed to have the following meaning.

- a. **Community Quarantine** – refers to the restriction of movement within, into or out of the area of quarantine of individuals, large groups of people, or communities, designed to reduce the likelihood of transmission of COVID-19 among persons outside the affected area.
- b. **Jeepneys** – shall mean traditional public utility jeepneys (PUJs) duly registered with Land Transportation Franchising and Regulatory Board (LTFRB).
- c. **Passenger** – a traveler on a public or private conveyance other than the driver.
- d. **Public Utility Vehicles** – shall mean public transportation comprising of public utility jeepney and public utility tricycle which are available to transport passengers in any point within Batangas City for a set fare.
- e. **Tip Box** – a container, a case, or receptacle into which passengers can put a gratuity, also called a tip, for the service they have performed.
- f. **Tricycles** – shall mean a motor vehicle propelled other than by muscular power, composed of a motorcycle fitted with a single-wheel sidecar or a two-wheeled wheel rear cab duly registered by the Land Transportation Franchising and Regulatory Board (LTFRB).

SECTION 5. PURPOSE – It shall be the purpose of this Ordinance to protect, enhance, and alleviate the economic situation of Public Utility Vehicle (PUVs) Drivers, which includes jeepney and tricycle drivers, due to the changes brought about by COVID-19 Community Quarantine and “New Normal” in the City.

SECTION 6. INSTALLATION OF TIP BOXES INSIDE PUBLIC UTILITY VEHICLES (PUVs) AND TRICYCLES. – This Ordinance shall require all Public Utility Vehicle (PUV) Drivers, which includes Jeepney and Tricycle drivers, to install tip boxes with the box clearly inscribed the words “TIP BOX”. The creation and installation of Tip Boxes shall be the sole responsibility of the driver. Further, the Ordinance shall not hinder any passenger from paying the minimum regular fare for PUVs as mandated by the fare matrices of the Land Transportation Franchising and Regulatory Board (LTFRB). Moreover, issuances of Senior Citizens, Persons with Disability (PWD), and Student Discounts shall not be impeded by the implementation of this Ordinance.



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AN ORDINANCE REQUIRING THE INSTALLATION OF TIP BOXES INSIDE PUBLIC UTILITY VEHICLES (PUVs) AND TRICYCLES OF BATANGAS CITY AND PROVIDING PENALTIES THEREOF

SECTION 7. PROHIBITION. – To avoid abuse of the Ordinance, a Public Utility Vehicle (PUV) driver shall be penalized if he commits defamatory and derogatory acts such as, but not limited to demanding additional fares, unreasonable shouting, shaming, and actions with malicious intent, which may result to the emotional, physical, and psychological damages of a passenger or commuter. By the same token, passengers are required to observe proper etiquette and avoid involving themselves from any criminal or unethical acts penalized accordingly by national laws and local ordinances.

SECTION 8. IMPLEMENTING AGENCIES. – The apprehending officers of Transportation Development Regulatory Office (TDRO), Defense and Security Services (DSS), and Philippine National Police (PNP) – Batangas City are hereby authorized to keep in check Public Utility Vehicles (PUVs) and tricycles for the provisions set in this Ordinance.

SECTION 9. PENALTY CLAUSE. – Any person who violates Section 7 shall be penalized in graduated manner.

- * **First Offense** – Warning and fine of One Thousand Pesos (Php 1,000).
- * **Second Offense** – Admonition or reprimand and/or Fine of Three Thousand Pesos (Php 3,000).
- * **Third Offense** – Fine of Five Thousand Pesos (Php5,000) or Imprisonment of one (1) month or both at the discretion of the court.

SECTION 10. SETTLEMENT OF IMPOSABLE FEES. – All fees shall be settled to the City Treasurer's Office upon issuance of citation ticket by the Transportation Development Regulatory Office (TDRO), Defense and Security Services (DSS), and Philippine National Police (PNP)- Batangas City apprehending officer.

SECTION 11. SEPARABILITY CLAUSE. – In any case any provision of this Ordinance is declared to be void or unconstitutional, other provisions not affected by the declaration of invalidity or unconstitutionality shall remain in force.

SECTION 12. REPEALING CLAUSE. – All existing ordinances, resolutions, rules and regulations, inconsistent with any of the provisions of this ordinance are hereby repealed, amended or modified accordingly.

SECTION 13. EFFECTIVITY CLAUSE. – This Ordinance shall take effect immediately upon approval of the City Mayor and after ten (10) days of publication in a newspaper of local circulation.



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**AN ORDINANCE REQUIRING THE INSTALLATION OF TIP BOXES INSIDE PUBLIC
UTILITY VEHICLES (PUVs) AND TRICYCLES OF BATANGAS CITY AND
PROVIDING PENALTIES THEREOF**

ENACTED by the Sangguniang Panlungsod this 14th day of September, 2020.

ATTY. OLIVA D. TELEGATOS

Secretary
Sangguniang Panlungsod

ATTESTED:

EMILIO FRANCISCO A. BERBERABE, JR.
Residing Officer

APPROVED:

BEVERLEY ROSE A. DIMACUHA

City Mayor

Date Approved: SEP 22 2020



THE COMMITTEE ON LAWS, RULES AND REGULATIONS

COMMITTEE REPORT

*PROPOSED ORDINANCE REQUIRING THE INSTALLATION OF TIP BOXES INSIDE
PASSENGERS UTILITY VEHICLES (PUVs) AND TRICYCLES IN BATANGAS CITY*

COMMENTS/RECOMMENDATIONS

The subject request for the passage of an ordinance was referred to the Committee on Laws, Rules and Regulations for its consideration during the Regular Session on July 28, 2020.

The Committee held a virtual hearing on September 7, 2020 and in attendance were the following:

From TDRO: Engr. Francis Beredo, from City Budget Office: Mr. Manolo M. Perlada and from Batangas Transport Cooperative (BATRASCO): Mr. Leodigario Geron. Also present are the Chairperson Coun. Alyssa Renee A. Cruz and committee members Coun. Gerardo Dela Roca, Coun. Oliver Z. Macatangay, Coun. Nelson J. Chavez and Coun. Julian Villeva via Zoom. The Vice Mayor Emilio Francisco Berberabe Jr. and other members of the Sangguniang Panlungsod were also present.

While we are still under the diverse effects of the current COVID 19 pandemic, this ordinance will protect, enhance and alleviate the economic situation of Public Utility Vehicles (PUVs) drivers including jeepney and tricycle drivers.

Considering no legal impediment with the subject request and that the said request would be beneficial to the Batangas City government and its constituents, the Committee hereby recommends:

1. The adoption of this Committee Report.
2. The approval of the said Ordinance with all the recommended provisions and suggestions for Second and Final Reading in today's regular session.

Respectfully submitted, September 14, 2020

THE COMMITTEE ON LAWS, RULES AND REGULATIONS

COUNCILOR ALYSSA RENEE A. CRUZ

Chairperson

COUN. GERARDO A. DELA ROCA
Member

COUN. OLIVER Z. MACATANGAY
Member

COUN. JULIAN B. VILLENA
Member

COUN. NELSON J. CHAVEZ
Member

**REPUBLIC OF THE PHILIPPINES
BATANGAS CITY**

OFFICE OF THE SANGGUNIANG PANLUNGSOD

**EXCERPT FROM THE MINUTES OF THE REGULAR SESSION HELD BY THE
MEMBERS OF THE SANGGUNIANG PANLUNGSOD OF BATANGAS CITY
ON SEPTEMBER 14, 2020 AT THE SANGGUNIAN SESSION HALL**

PRESENT:

Hon. Emilio Francisco A. Berberabe Jr.,	Presiding Officer
Hon. Alyssa Renee A. Cruz,	Councilor
Hon. Aileen Grace A. Montalbo,	"
Hon. Nestor E. Dimacuha,	"
Hon. Karlos Emmanuel A. Buted,	"
Hon. Gerardo A. Dela Roca,	"
Hon. Oliver Z. Macatangay,	"
Hon. Nelson J. Chavez,	"
Hon. Julian B. Villena,	"
Hon. Michael Thomas T. Pastor,	"
Hon. Isidra "Ched" M. Atienza,	"
Hon. Maria Aleth A. Lazarte,	"
Hon. Lorenzo A. Gamboa, Jr.,	"
Hon. Angelito "Dondon" A. Dimacuha,	ABC-Rep.
Hon. Marjorie A. Manalo,	SK-Fed. Pres.

On motion of Councilor Cruz seconded by Councilor Nestor Dimacuha, the following Resolution was Adopted:

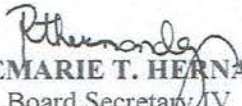
RESOLUTION NO. 259 S. 2020

**ADOPTING THE REPORT OF THE COMMITTEE ON LAWS, RULES AND REGULATIONS
AND APPROVING ON SECOND AND FINAL READING THE ORDINANCE REQUIRING THE
INSTALLATION OF TIP BOXES INSIDE PUBLIC UTILITY VEHICLES (PUVs) AND
TRICYCLES OF BATANGAS CITY, AND PROVIDING PENALTIES THEREOF**


RESOLVED, to adopt the report of the Committee on Laws, Rules and Regulations and to approve on Second and Final Reading the Ordinance entitled, "An Ordinance Requiring the Installation of Tip Boxes Inside Public Utility Vehicles (PUVs) and Tricycles in Batangas City, and Providing Penalties Thereof".

UNANIMOUSLY APPROVED.

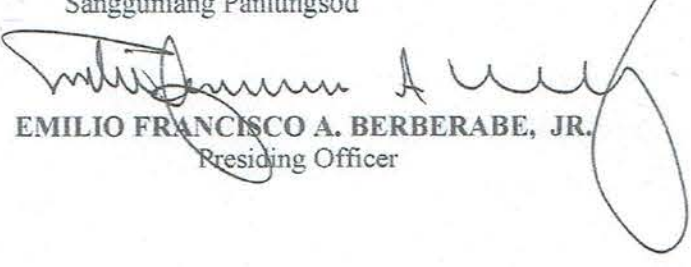
I hereby certify that the foregoing Resolution No. 259 S. 2020 was approved by the Sangguniang Panlungsod of Batangas City during its Regular Session held on September 14, 2020.


ROSEMARIE T. HERNANDEZ
Board Secretary IV
Sangguniang Panlungsod

NOTED:


ATTY. OLIVA D. TELEGATOS
Secretary
Sangguniang Panlungsod

ATTESTED:


EMILIO FRANCISCO A. BERBERABE, JR.
Presiding Officer