



Republic of the Philippines  
BATANGAS CITY

Office of the Sangguniang Panlungsod

Tel. No. 722-0304

ORDINANCE NO. 9 S. 2020

AN ORDINANCE PROVIDING INTERIM REGULATIONS FOR THE OPERATION  
OF PUBLIC TRANSPORT IN BATANGAS CITY DURING THE PERIOD OF  
COMMUNITY QUARANTINE, PROVIDING PENALTIES FOR VIOLATION  
THEREOF, AND FOR OTHER PURPOSES

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**AUTHOR : COUN. NESTOR E. DIMACUHA**  
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**WHEREAS**, the 1987 Constitution provides that the maintenance of peace and order, the protection of life, liberty, and property, and promotion of general welfare are essential for the enjoyment by all the people of the blessings of democracy;

**WHEREAS**, the local government unit is authorized under the General Welfare Clause of the Local Government Code of 1991 to exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare;

**WHEREAS**, Inter-Agency Task Force (IATF) Joint Resolution No. 30 dated April 30, 2020 prescribed the Omnibus Guidelines for the Implementation of Community Quarantine in the Philippines, applicable to all regions, provinces, cities, or areas placed under General or Enhanced Community Quarantine;

**WHEREAS**, compliance with the guidelines on community quarantine is considered most effective in battling and defeating COVID-19 and similar infectious diseases;

**NOW, THEREFORE, BE IT ORDAINED** by the Sangguniang Panlungsod:

**SECTION 1. SHORT TITLE.** – This Ordinance shall be known and cited as the Interim Transportation Regulations of Batangas City.

**SECTION 2. STATEMENT OF POLICY.** – Cognizant of the grave effects of the COVID-19 pandemic to the lives of the people and facing the challenges this health crisis brought to the socio-economic front, the City Government of Batangas stands by the primacy of life, health and safety of its constituents and endeavors to create a culture of cooperation among the different sectors of the society for the general welfare.

**SECTION 3. COVERAGE.** – This Ordinance shall cover all persons, natural or juridical, operating public utility buses (PUBs), public utility jeepneys, (PUJs), utility vans (UVs), and tricycles, to transport persons and cargoes, and owners or drivers of any kind of private vehicle including motorcycles and bicycles, within the territorial jurisdiction of Batangas City, to take effect only in the duration of community quarantine imposed by competent government authority, *provided* that public utility buses and jeepneys herein referred to are covered by valid Certificate of Public Convenience or franchise issued by the Land Transportation Franchising and Regulatory Board (LTFRB), utility vans herein referred to are covered by valid Special Permit issued by the Land Transportation Franchising and Regulatory Board (LTFRB), and the tricycles herein referred to are covered by valid Mayor's Permit issued





Continuation of Ordinance No. 9 S. 2020

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by the City Mayor or his authorized representative; *provided further*, that private vehicles herein referred to are covered by valid Certificate of Registration; *provided finally*, that the regulations adopted in this Ordinance shall be implemented on all routes entering Batangas City, or going through, or using national highways, national roads, thoroughfares and streets in the Poblacion area of Batangas City.

Cargo vehicles referred to in this Ordinance shall likewise be duly registered and covered with appropriate Certificate of Public Convenience to operate transportation of cargoes, and the business entity owning the cargo or products loaded for transport has a valid certificate of registration issued by the Department of Trade and Industry (DTI), provided that such certificates herein required shall be readily available in the vehicle for verification purposes whenever necessary.

**SECTION 4. INTERIM REGULATIONS.** – Operators, owners, drivers, or conductors of public utility buses, jeepneys, utility vans, tricycles, private vehicles, and cargo vehicles shall observe and comply with the following interim regulations on transportation within Batangas City during the period of community quarantine:

- a. The number of passengers of any public utility bus shall be limited to fifty percent (50%) or half of its seating capacity excluding the driver and conductor to maintain a strict one (1) meter distance between passengers;
- b. The number of passengers of any public utility jeepney shall be limited to half of its seating capacity in order to maintain a strict one (1) meter distance between passengers. No public utility jeepney shall be boarded with more than ten (10) passengers including its driver;
- c. The number of passengers of any public utility van shall be limited to two passengers per row except the driver's row where only one passenger is allowed;
- d. Tricycles plying designated routes shall not be allowed to board more than one (1) passenger in the side-car to maintain a strict one (1) meter distance between passenger and driver. No back riding shall be allowed;
- e. The number of passengers of private vehicles shall be limited to ensure that the one (1) meter distancing between passengers is observed. For this purpose, cars shall be allowed one (1) passenger to occupy the front passenger seat, while two passengers shall be allowed per row of front-facing seats; and a utility van shall be allowed two passengers per row except the driver's row where only one passenger is allowed, provided that no such utility van shall be allowed to board more than fifty percent (50%) or half of its seating capacity including the driver;





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- f. Motorcycles are allowed to operate, provided that back-ride passenger is strictly prohibited;
- g. The use of bicycles and similar devices are highly encouraged. The City Mayor, upon the recommendations of the Transport Development and Regulatory Office (TDRO) shall identify, through appropriate executive order, temporary bike lanes or bike-only roads. No back riding shall be allowed for bicycles;
- h. Operators of public utility buses, jeepneys, and vans shall strictly comply with fare guidelines and regulations prescribed by the LTFRB;
- i. A special rate of tricycle fare is hereby fixed at Twenty Pesos (PhP20.00) per passenger for routes plying the Poblacion area of Batangas City composed of the four tricycle groups G-1, G-2, G-3, and G-4;
- j. A special rate of tricycle fare is hereby fixed at Twenty Five Pesos (PhP25.00) per passenger for the first three (3) kilometers and an additional Five Pesos (PhP5.00) for every succeeding kilometer for routes plying outside the Poblacion area composed of tricycle group G-5;
- k. The operator of tricycle shall display in plain view of the passenger the special fare rate fixed in this Ordinance;
- l. Cargo vehicles shall strictly observe the one (1) meter distancing between persons aboard the vehicle. No other passenger shall be allowed to in the front seat of the vehicle beside the driver.
- m. The driver, conductor, and all passengers of the vehicles subject of this Ordinance shall comply with the requirements of the Face Mask Ordinance of Batangas City, maintain proper personal hygiene and grooming, and observe healthful etiquettes prescribed by the Department of Health;
- n. Drivers and conductors of any public utility vehicle subject of this Ordinance shall wear appropriate gloves and reduce physical contact with passengers. For this purpose, operators, drivers, and conductors are encouraged to innovate efficient and safe fare collection system;
- o. The operator, driver, or conductor of the vehicles subject of this Ordinance shall maintain the daily disinfection of the vehicle, as well as ensure the upkeep of the vehicle, provide appropriate trash can and strictly observe the provisions of the Batangas City Environment Code on waste disposal, vehicular emissions and road worthiness;





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- p. The use and operation of private vehicles are subject to community quarantine guidelines on essential travel, travel pass and limitation of movement of people;
- q. Any incidental exemption from any of the regulations herein provided may be allowed when the operator or driver claiming exemption can show valid or justifiable reason for exemption, and the exemption shall be limited to the particular justified incident only.

**SECTION 5. TERMINALS.** – Transport terminals maintained by operators, drivers, or transport operators and drivers association shall, at all times, be kept in strict compliance with the guidelines on health safety. All persons using the transport terminal shall adhere strictly to the protocol for disinfection, prevention or reduction of contact, transmission, and spread of virus and infectious diseases. The wearing of face mask, gloves, and other similar protective shields, and the observance of proper physical distancing, personal hygiene and grooming, and healthful etiquettes prescribed by the Department of Health shall likewise be strictly implemented in such transport terminals.

**SECTION 6. CHECKPOINTS AND ON-THE-SPOT INSPECTION.** – To ensure the effective implementation of this Ordinance, strategic checkpoints shall be established and conducted by the Incident Management Team in coordination with the Philippine National Police, Transport Development and Regulatory Office, and other concerned government agencies. On-the-spot inspection of transport terminals shall likewise be conducted by the IMT in coordination with the PNP, TDRO and other concerned agencies.

**SECTION 7. PENALTIES.** - Any person found violating any of the regulations provided in Section 4 of this Ordinance shall be imposed the following penalties:

a. **First Offense.** – The offender shall be warned by the apprehending officer to avoid a repeat violation, the name of the operator or driver and the plate number of the vehicle shall be recorded for reference purposes. If the violation pertains to the maintenance or operation of transport terminal, the operator or officers of the transport association operating the terminal shall be given the warning and recorded for reference purposes;

b. **Second Offense.** – The offender shall be required to render community service for a period of four (4) hours within the day he was apprehended, provided that if the rendering of such community service is not practicable on the day of the apprehension, the penalty shall be served on the following day. If the violation pertains to the maintenance or operation of transport terminal, the operator or officers of the transport association operating the terminal shall render the community service herein provided;

c. **Third and Succeeding Offenses.** – The offender shall suffer the penalty of imprisonment of not more than six (6) months and pay the fine of not more than Five Thousand Pesos (PhP5,000.00), or both in the discretion of the Court. If the violation pertains to the





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maintenance or operation of transport terminal, the penalty shall be imposed on the operator or president of the transport association operating the terminal shall.

**SECTION 8. ENFORCEMENT.** – The regulations prescribed in this Ordinance shall be enforced while Batangas City is under community quarantine due to Covid-19 pandemic.

The health safety protocol provided in this Ordinance for public utility vehicles, passengers, and transport terminals, presently accepted as the “new normal” social practices, shall remain in effect and shall be enforced even after the community quarantine period.

Unless otherwise integrated into the Batangas City Transportation Code, or authorized under subsequent law, or issuance by the Department of Transportation and other national government agencies consistent with the regulations provided in this Ordinance on coverage, capacity, fare, and penalty, the lifting of community quarantine shall consequently cease the enforcement of such other regulations.

For purposes of the implementation of this Ordinance, the application of relevant provisions of Ordinance No. 23 Series of 2019, otherwise known as The Batangas City Transportation Code of 2019, are temporarily suspended, provided that all other provisions thereof not affected by these interim regulations shall remain in force and effect.

**SECTION 9. SEPARABILITY CLAUSE.** – Should any reason, any part or provision of this Ordinance is declared invalid or unconstitutional, parts or provisions not affected thereby shall remain in full force and effect.

**SECTION 10. REPEALING CLAUSE.** – All ordinances, rules and regulations inconsistent with the provisions of this Ordinance are hereby repealed or amended accordingly.

**SECTION 11. EFFECTIVITY.** – This Ordinance shall take effect after completion of posting thereof in conspicuous places in Batangas City.



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6

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ENACTED by the Sangguniang Panlungsod this 6<sup>th</sup> day of May, 2020.

  
ATTY. OLIVA D. TELEGATOS  
Secretary  
Sangguniang Panlungsod

ATTESTED:

  
EMILIO FRANCISCO A. BERBERABE, JR.  
Presiding Officer

APPROVED:

  
BEVERLEY ROSE A. DIMACUHA  
City Mayor

Date Approved: MAY 11 2020



**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 MAY 6, 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 Emmanjuel A. Buted,	"
Hon. Gerardo A. Dela Roca,	"
Hon. Oliver Z. Macatangay,	"
Hon. Nelson J. Chavez,	"
Hon. Julian B. Villena,	"
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 Nestor E. Dimacuha duly seconded, the following Resolution was Adopted:


**RESOLUTION NO. 129 S. 2020**

**APPROVING THE ORDINANCE PROVIDING INTERIM REGULATIONS FOR THE  
OPERATION OF PUBLIC TRANSPORT IN BATANGAS CITY DURING THE PERIOD  
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READING RULE**

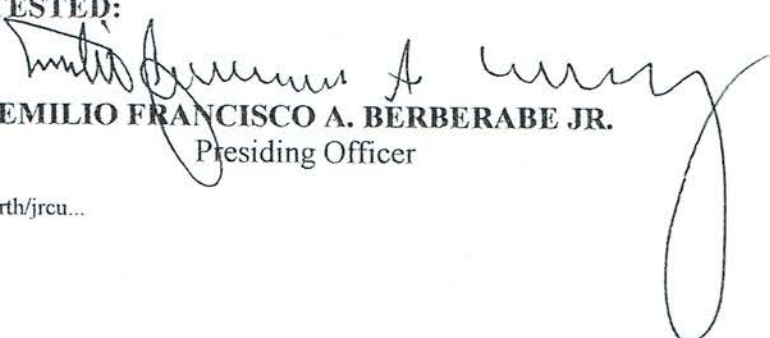
**RESOLVED**, to approve the ordinance entitled: "Ordinance Providing Interim Regulations for the Operation of Public Transport in Batangas City during the Period of Community Quarantine, Providing Penalties for Violation Thereof, and for Other Purposes", exempting from the Three-reading Rule.

**UNANIMOUSLY APPROVED.**

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I hereby certify that the foregoing Resolution No. 129 S.2020 was approved by the Sangguniang Panlungsod of Batangas City during its Regular Session held on May 6, 2020.

  
**ATTY. OLIVA D. TELEGATOS**  
Secretary  
Sangguniang Panlungsod

**ATTESTED:**

  
**EMILIO FRANCISCO A. BERBERABE JR.**  
Presiding Officer