

**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 OCTOBER 4, 2022 AT THE SANGGUNIANG SESSION HALL**

PRESENT:

Hon. Alyssa Renee A. Cruz,	Presiding Officer
Hon. Hamilton G. Blanco,	Councilor
Hon. Karlos Emmanjuel A. Buted,	“
Hon. Andrea Loise F. Macaraig,	“
Hon. Nestor E. Dimacuha,	“
Hon. Oliver Z. Macatangay,	“
Hon. Armando C. Lazarte,	“
Hon. Nelson J. Chavez,	“
Hon. Jose Jonash Luis F. Tolentino,	“
Hon. Zester Carlo M. Hernandez,	“
Hon. Isidra “Ched” M. Atienza,	“
Hon. Lorenzo A. Gamboa, Jr.,	“
Hon. Michael C. Villena,	“
Hon. Angelito “Dondon” A. Dimacuha,	(ABC-Rep.)
Hon. Marjorie A. Manalo,	(SK-Rep.)

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

RESOLUTION NO. 22-325 S. 2022

**A RESOLUTION FAVORABLY ENDORSING THE NGC EXPRESS LOGISTICS
INCORPORATED (NGC) TO OPERATE TWENTY-FIVE (25) UNITS OF TAXI AND
ESTABLISHMENT OF GARAGE UNDER THE TRADE NAME IDOL TAXI**

WHEREAS, Section 16 of R.A. 7160 otherwise known as the Local Government Code of 1991 provides that "Every local government unit shall 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. Within their respective territorial jurisdictions, local government units shall ensure and support, among other things, the preservation and enrichment of culture, promote health and safety, enhance the right of the people to a balanced ecology, encourage and support the development of appropriate and self-reliant scientific and technological capabilities, improve public morals, enhance economic prosperity and social justice, promote full employment among their residents, maintain peace and order, and preserve the comfort and convenience of their inhabitants";

WHEREAS, it is mandated by the said Code likewise cited by the Department of Transportation Order No. 2017-011 that "Section 17 of the LGC further provides that LGUs, particularly in cities, shall endeavor to provide adequate, effective, and efficient transportation facilities that would provide access and mobility for its people to pursue socio-economic activities, as reflected in its Comprehensive Land Use Plan (CLUP)";

Continuation of Resolution No. 22-325 S. 2022**A RESOLUTION FAVORABLY ENDORSING THE NGC EXPRESS LOGISTICS INCORPORATED (NGC) TO OPERATE TWENTY-FIVE (25) UNITS OF TAXI AND ESTABLISHMENT OF GARAGE UNDER THE TRADE NAME IDOL TAXI**

WHEREAS, Department of Transportation Department Order No. 2017-011 stipulated that "the Department recognizes the subsidiary principle that LGUs are in better position to identify local public transport service requirements and formulate plans for improving connectivity between and among their urban and rural socio-economic activities, in the province and the region that they are part of";

WHEREAS, NGC Express Logistics Incorporated expressed their intention to operate twenty-five (25) number of taxi units under the trade name Idol Taxi including its yard/garage to be located at Cozy Bldg., Palloca West, Batangas City last 16th of September 2022 during the Committee Hearing held at the Sangguniang Panlungsod ng Batangas;

WHEREAS, NGC Express Logistics Incorporated submitted a Provisional Authority issued by the Land Transportation Franchising and Regulatory Board (LTFRB) for operation to any point of Region 4-A that was subsequently verified by the attending representative during the said Committee Hearing;

WHEREAS, in spite of the fact that the Provisional Authority was issued prior to the endorsement of the Sanggunian and the on-going formulation of the city's Local Public Transport Route Plan (LPTRP), the Sangguniang Panlungsod cannot discount the supplemental improvement to mode of transportation for the constituency that may be brought about by twenty-five (25) units;

WHEREAS, due to the Provisional Authority issued by Land Transportation Franchising and Regulatory Board (LTFRB) and thorough study, the Sangguniang Panlungsod deems that a resolution be made favorably endorsing NGC Express Logistics Incorporated to operate twenty-five (25) units of taxi and establishment of garage under the trade name Idol Taxi to the Business Processing and Licensing Office and the City Planning and Development Office;

NOW THEREFORE, be it resolved, as it hereby resolves by the Sangguniang Panlungsod of Batangas in session assembled to favorably endorse the NGC Express Logistics Incorporated (NGC) to operate twenty-five (25) units of taxi and establishment of garage under the trade name Idol Taxi without prejudice to further additional units and subject to the following terms and conditions to wit:

- a.) The terminal of Idol Taxi shall be located only in the Batangas City Grand Terminal upon securing necessary permits and agreement as the case may be to its management.
- b.) The operation of twenty-five (25) units of Idol Taxi of the NGC Express Logistics Incorporated shall adhere and strictly comply to the Sec. 16 (c) of CA 146, otherwise known as Public Service Act, as amended, and Section 5 (C) of Executive Order No. 202 with the updated Fare Rates for Taxi and Airport Taxi Services,
- c.) The operation of twenty-five (25) units of Idol Taxi of the NGC Express Logistics Incorporated shall adhere and strictly comply to Health and Sanitation Protocols promulgated by any competent authority such as the Department of Health, IATF and the City Government of Batangas.

Continuation of Resolution No. 22-325 S. 2022**A RESOLUTION FAVORABLY ENDORSING THE NGC EXPRESS LOGISTICS INCORPORATED (NGC) TO OPERATE TWENTY-FIVE (25) UNITS OF TAXI AND ESTABLISHMENT OF GARAGE UNDER THE TRADE NAME IDOL TAXI**

- d.) That this favorable endorsement for the operation of twenty-five (25) units of taxi shall not in any way be deemed or interpreted as a clearance or endorsement to additional units of taxi that NGC Express Logistics may intend to increase in the future.
- e.) The NGC Express Logistics Incorporated shall ensure that it shall render service that will be beneficial to the citizenry of Batangas and it is their responsibility to ensure the safety and welfare of its employees and clientele.
- f.) That NGC Express Logistics Incorporated shall comply to provisions set forth by City Ordinance No. 8, Series of 1994 otherwise known as, "Ordinance Providing Priority in Employment or Work to Qualified Barangay Residents".
- g.) In lieu to Section 16, of R.A. 7160 otherwise known as the Local Government Code of 1991, any additional units to the twenty-five (25) units of taxi of NGC Express Logistics Incorporated or any company of the same nature that will be established and/or traverse within the territorial jurisdiction of Batangas shall secure prior endorsement from the Sanggunian and necessary permits from appropriate agencies/departments of the city government.
- h.) That any additional units to the twenty-five (25) units of taxi of NGC Express or any company of the same nature that will be established and/or traverse within the territorial jurisdiction of Batangas shall be compliant and consistent to the Local Public Transport Route Plan that will be promulgated by the City Government of Batangas.
- i.) Any misinterpretation, false statements or allegations relevant to the issuance of this decision/clearance shall be a sufficient cause for its revocation.
- j.) The transfer of ownership shall carry with it the responsibility of complying with all the above mentioned conditions of which the transfer shall be made known to this body through a written notification by herein grantee within fifteen (15) days from such transfer.
- k.) The effectivity of this Resolution of Endorsement shall be upon the compliance of the NGC Express Logistics Incorporated to all existing laws, rules and ordinances.
- l.) The proponent shall be responsible for any activity that will endanger the general welfare, safety and health of not just the residents of its host barangays but its clientele as well and in the event of such incident if proven valid shall cause for the revocation of the permit issued to the proponent and shall immediately cause the termination, cancellation and stoppage of its operation.

RESOLVED FURTHER, that the finality of this resolution shall be upon the consideration of competent agencies/department of the City Government of Batangas such as but not limited to the Business Processing and Licensing Office and the City Planning and Development Office.

Continuation of Resolution No. 22-325 S. 2022


A RESOLUTION FAVORABLY ENDORSING THE NGC EXPRESS LOGISTICS INCORPORATED (NGC) TO OPERATE TWENTY-FIVE (25) UNITS OF TAXI AND ESTABLISHMENT OF GARAGE UNDER THE TRADE NAME IDOL TAXI

RESOLVED FINALLY, that copies of this Resolution be sent to the Local Chief Executive, Land Transportation Franchising and Regulatory Board (LTFRB), Transportation Development Regulatory Office (TDRO), City Planning and Development Office and Business Processing and Licensing Office and other agencies concerned for information and guidance.

APPROVED UNANIMOUSLY, October 4, 2022."

SPONSOR : COUN. NELSON J. CHAVEZ
COMMITTEE ON TRANSPORTATION

I hereby certify that the foregoing Resolution No. 22-325 S. 2022 was approved by the Sangguniang Panlungsod of Batangas City during its Regular Session held on October 4, 2022.


LUNINGNING A. AQUINO
Board Secretary III

NOTED: 
ATTY. OLIVA D. TELEGATOS
Secretary

ATTESTED: 
ATTY. ALYSSA RENEE A. CRUZ
Presiding Officer

ODT/LAA/ystringchuy...



Republic of the Philippines
BATANGAS CITY

Office of the Sangguniang Panlungsod

THE COMMITTEE ON TRANSPORTATION

COMMITTEE REPORT

**TO: THE HONORABLE VICE MAYOR ATTY. ALYSSA RENEE A. CRUZ
& THE HONORABLE SANGGUNIANG PANLUNGSOD MEMBERS**

**SUBJECT: COMMITTEE HEARING REGARDING THE ENDORSEMENT OF MAYOR
BEVERLY ROSE A. DIMACUHA, RE: LETTER OF MR. NATHANIEL G.
CRUZ OF NGC EXPRESS LOGISTICS, INC. (NGC) SEEKING THE
RENEWAL OF ALL NECESSARY PERMITS FOR THE OPERATION OF
THEIR IDOL TAXI.**

COMMENTS:

The Committee called a committee hearing regarding the endorsement of Mayor Beverly Rose A. Dimacuha, Re: Letter of Mr. Nathaniel G. Cruz of NGC Express Logistics, Inc. (NGC) seeking the renewal of all necessary permits for the operation of their IDOL TAXI.

The committee hearing was held on September 16, 2022, 1:00pm at the Sangguniang Panlungsod, Session Hall. Present during the committee hearing were: the Chairman of the Committee on Transportation, Hon. Nelson J. Chavez and Members, Hon. Nestor E. Dimacuha, Hon. Armando C. Lazarte, Hon. Lorenzo A. Gamboa Jr. and Hon. Karlos Emmanjuel A. Buted. Also present were Hon. Andrea Loise F. Macaraig, Hon. Jose Jonash Luis F. Tolentino and SK Federation President Hon. Marjorie A. Manalo. The President/CEO of NGC Express Logistics, Inc. Mr. Nathaniel G. Cruz, NGC Express Legal Council Atty. Roelito Garcia, LTFRB Region IV-A Regional Director Col. Renwick Rutaquio, LTFRB Region IV-A Legal Aide Mr. Rupilito Boongaling and City Government Department Head I of Transport Development and Regulatory Office Engr. Francisco C. Beredo.

During the committee hearing merits and issues relative to the intention of NGC Express Logistics, Inc. (NGC) to operate twenty-five (25) units of their IDOL TAXI was discussed. Among the concerns of the members were:

- a.) The terminal of Idol Taxi should be at the Batangas City Grand Terminal.
- b.) The NGC Express Logistics Incorporated shall render services based on existing Fare Rates for Taxi and Airport Taxi Services via meter or any mode prescribed by any competent authority.
- c.) The NGC Express Logistics Incorporated shall comply to prevailing Health and Sanitation Protocols promulgated by any competent authority such as the Department of Health, IATF and the City Government of Batangas.
- d.) The NGC Express Logistics Incorporated shall ensure that it shall render service that will be beneficial to the citizenry of Batangas and it is their responsibility to ensure the safety and welfare of its employees and clientele.



Republic of the Philippines
BATANGAS CITY

Office of the Sangguniang Panlungsod

- e.) That NGC Express Logistics Incorporated shall comply to provisions set forth by City Ordinance No. 8, Series of 1994 otherwise known as, "Ordinance Providing Priority in Employment or Work to Qualified Barangay Residents.
- f.) That this favorable endorsement for the operation of twenty-five (25) units of taxi shall not in any way be deemed or interpreted as a clearance or endorsement to additional units of taxi that NGC Express Logistics may intend to increase in the future.
- g.) In lieu to Section 16. Of R.A. 7160 otherwise known as the Local Government Code of 1991, any additional units to the twenty-five (25) units of taxi of NGC Express Logistics Incorporated or any company of the same nature that will be established and/or traverse within the territorial jurisdiction of Batangas shall secure prior endorsement from the Sanggunian and necessary permits from appropriate agencies/departments of the city government.
- h.) That any additional units to the twenty-five (25) units of taxi of NGC Express or any company of the same nature that will be established and/or traverse within the territorial jurisdiction of Batangas shall be compliant and consistent to the Local Public Transport Route Plan that will be promulgated by the City Government of Batangas.
- i.) Any misinterpretation, false statements or allegations relevant to the issuance of this decision/clearance shall be a sufficient cause for its revocation.
- j.) The transfer of ownership shall carry with it the responsibility of complying with all the above mentioned conditions of which the transfer shall be made known to this body through a written notification by herein grantee within fifteen (15) days from such transfer.
- k.) The effectivity of this Resolution of Endorsement shall be upon the compliance of the NGC Express Logistics Incorporated to all existing laws, rules and ordinances.
- l.) The proponent shall be responsible for any activity that will endanger the general welfare, safety and health of not just the residents of its host barangays but its clientele as well and in the event of such incident if proven valid shall cause for the revocation of the permit issued to the proponent and shall immediately cause the termination, cancellation and stoppage of its operation.

RECOMMENDATIONS:

After the hearing and a judicious review of the application, the Committee in aid of the members of the Sangguniang Panlungsod present took cognizance to the Provisional Authority issued by Land Transportation Franchising and Regulatory Board (LTFRB) relative to Department of Transportation Department Order No. 2017-011 and R.A. 7160 otherwise known as the "Local Government Code of 1991. However, since the Sangguniang Panlungsod recognizes that a Provisional Authority was already granted by the LTFRB, the Sangguniang Panlungsod of Batangas cannot discount the supplemental improvement to the mode of transportation for the constituency that may be brought about by only twenty-five (25) units. However, along with the favorable endorsement, it is imperative that that NGC Express Logistics Incorporated to comply to all existing ordinances and must likewise comply to the Terms and Conditions set forth on the attached Resolution.



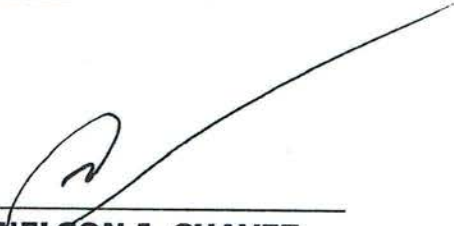
Republic of the Philippines
BATANGAS CITY

Office of the Sangguniang Panlungsod


In view thereof, the Committee recommends:

1. The adoption of this Committee Report.
2. The approval of the Resolution attached herewith.


Respectfully Submitted: October 4, 2022



HON. NELSON J. CHAVEZ
Chairman
Committee on Transportation

HON. NESTOR E. DIMACUHA
Member

HON. KARLOS EMMANJUEL A. BUTED
Member

HON. ARMANDO C. LAZARTE
Member

HON. LORENZO A. GAMBOA JR.
Member

