



Republic of the Philippines
QUEZON CITY COUNCIL

Quezon City
21st City Council

PO21CC-493

85th Regular Session

ORDINANCE NO. SP- 3082, S-2021

AN ORDINANCE SUSPENDING THE IMPOSITION OF PENALTIES, INTERESTS AND SURCHARGES TO LATE PAYMENTS OF TRICYCLE FRANCHISE RENEWAL DURING COMMUNITY QUARANTINE ONLY DUE TO COVID-19 OUTBREAK, SUBJECT TO EXISTING LAWS, RULES AND REGULATIONS.

Introduced by Councilors RAMON P. MEDALLA, VICTOR V. FERRER, JR., FRANZ S. PUMAREN, RESTY B. MALAÑGEN, RAM V. MEDALLA and ROGELIO "Roger" P. JUAN.

Co-Introduced by Councilors Bernard R. Herrera, Lena Marie P. Juico, Dorothy A. Delarmente, M.D., Tany Joe "TJ" L. Calalay, Winston "Winnie" T. Castelo, Atty. Bong Liban, Eden Delilah "Candy" A. Medina, Mikey F. Belmonte, Estrella C. Valmocina, Kate Galang-Coseteng, Matias John T. Defensor, Wencerom Benedict C. Lagumbay, Jorge L. Banal, Sr., Peachy V. De Leon, Imee A. Rillo, Marra C. Suntay, Irene R. Belmonte, Ivy L. Lagman, Hero M. Bautista, Jose A. Visaya, Patrick Michael Vargas, Shaira L. Liban, Allan Butch T. Francisco, Marivic Co Pilar, Melencio "Bobby" T. Castelo, Jr., Diorella Maria G. Sotto-Antonio, Donato "Donny" C. Matias, Eric Z. Medina, Freddy S. Roxas and Noe Dela Fuente.

WHEREAS, on March 8, 2020, President Rodrigo Roa Duterte issued Proclamation No. 922, entitled "Declaring a State of Public Health Emergency Throughout the Philippines", in response to the COVID-19 pandemic;

WHEREAS, on March 11, 2020, the World Health Organization (WHO) declared the COVID-19 outbreak caused by the SARS-CoV-2 virus as a global pandemic due to the breadth of its geographic spread;

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WHEREAS, on March 12, 2020, the President approved Resolution No. 11, Series of 2020 of the Inter-Agency Task Force for the Management of Emerging Infectious Diseases, which imposed emergency health measures in Metro Manila and the Philippines;

WHEREAS, on March 13, 2020, the Sangguniang Panlungsod adopted Resolution No. SP-8141, series of 2020, entitled “declaring a State of Calamity in Quezon City due to the COVID-19 pandemic and its effect on the City”;

WHEREAS, on March 16, 2020, the President declared the entire Luzon Island under Enhanced Community Quarantine (ECQ) where all mass transport systems were suspended from March 17 to April 12, 2020;

WHEREAS, on May 12, 2020, the President placed the National Capital Region (NCR) under a Modified Enhanced Community Quarantine (MECQ) from May 16, 2020 to May 31, 2020 as stated under the Inter-Agency Task Force (IATF) Resolution No. 36;

WHEREAS, on May 15, 2020, the City Mayor, Honorable Ma. Josefina G. Belmonte, issued Memorandum entitled, “Guidelines for Modified Enhanced Community Quarantine (MECQ)”;

WHEREAS, on May 28, 2020, the IATF recommended to the President to place National Capital Region (NCR) under a General Community Quarantine;

WHEREAS, on June 14, 2020, the City Mayor, Honorable Ma. Josefina G. Belmonte, issued Memorandum with subject, “Additional Guidelines for General Community Quarantine (GCQ)” and, subsequently, on June 15, 2020, the Task Force for Transport and Traffic Management issued a Memorandum (TFTTM) with subject “Supplemental Guidelines to the Additional Detailed Guidelines for General Community Quarantine (GCQ) issued by the City Mayor, Honorable Ma. Josefina G. Belmonte”. Item Numbers 1 and 2, respectively of the said Memorandum of TFTTM expressly provides:

(1) Only one (1) passenger will be allowed in the case of tricycles and pedicabs, except in an emergency or when a passenger is a PWD or needs assistance due to illness.

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(2) All TODAs, PODAs and E-trikes are only allowed to operate fifty percent (50%) of their existing Route Measured Capacity (RMC). With this, they shall respectively submit their proposed alternating or number coding schemes immediately to the TRD Office.

WHEREAS, the COVID-19 pandemic has serious socio-economic impact on daily wage earners like tricycle drivers and operators. The Enhanced Community Quarantine (ECQ), which was lifted to Modified Enhanced Community Quarantine (MECQ) and General Community Quarantine respectively, halted the operation of public utility vehicles and left both drivers and operators with zero income;

WHEREAS, the Quezon City TODA Federation led by its President Mr. Alex A. Baay, filed a petition for the suspension of imposition of fines and penalties to late payments of tricycle franchise renewal due to COVID-19 pandemic;

WHEREAS, the Land Transportation Office (LTO) issued series of Memoranda extending the validity of registration of motor vehicles;

WHEREAS, Articles IV and V of City Ordinance No. SP-2337, S-2014, also known as "The Quezon City Tricycle Management Code of 2014" provides:

Article IV. Prescribed Fees. The following prescribed fees are in accordance with existing Quezon City Revenue Code which shall be paid by the applicant:

Public Motorized Tricycle Franchise Fees

Tricycle Franchise Fee	-	Php100.00
Supervision Fee	-	100.00
Annual Sticker	-	50.00
Informative Sticker	-	25.00
Driver's ID Card	-	25.00
Terminal Fee	-	100.00
TOTAL	-	<u>Php400.00/year</u>

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Utility Motorized Tricycle Franchise Fees

Franchise Fee	-	Php350.00
Supervision Fee	-	175.00
Annual Sticker Fee	-	50.00
Driver's ID Card	-	10.00
 TOTAL	-	<u>Php600.00/year</u>

Article V. Renewal of Franchise and Late Registration. The Tricycle Franchising Board (TFB) shall start to accept renewal of the franchise of one (1) month before the date of the expiration. A surcharge of 25% plus 2% interest monthly from the annual supervision and processing fees but not to exceed 36 months shall be collected from the operators with expired franchises who will apply for renewal.

WHEREAS, it is the declared policy of the State as enunciated in Section 3 (a) and (e) of Republic Act No. 11494, otherwise known as "Bayanihan to Recover as One Act", to mitigate the economic cost and losses stemming from the COVID-19, and to reduce the adverse effect of COVID-19 on economic well-being of all Filipino through the provision of assistance, subsidies and other form of economic relief;

WHEREAS, due to the financial difficulties suffered by tricycle drivers and operators brought about by the COVID-19 pandemic and the City Government's desire to ease their financial burden, suspending the imposition of penalties, interests and surcharges to late payments of tricycle franchise renewal during community quarantine only due to COVID-19 outbreak is hereby imperative.

NOW, THEREFORE,

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

SECTION 1. COVERAGE. - The imposition of penalties, interests and surcharges to late payments of tricycle franchise renewal during community quarantine only to all Tricycle Operation and Drivers Association in Quezon City is hereby suspended.

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SECTION 2. DURATION. - This Ordinance shall remain effective until the community quarantines are lifted by the City Mayor.

SECTION 3. EFFECTIVITY CLAUSE. - This Ordinance shall take effect immediately upon its approval.

ENACTED: December 13, 2021.


GIAN G. SOTTO
City Vice Mayor
Presiding Officer

ATTESTED:


Atty. JOHN THOMAS S. ALFEROS III
City Government Dept. Head III

APPROVED: DEC 29 2021


MA. JOSEFINA G. BELMONTE
City Mayor

CERTIFICATION

This is to certify that this Ordinance was APPROVED by the City Council on Second Reading on December 13, 2021 and was PASSED on Third/Final Reading under Suspended Rules on the same date.


Atty. JOHN THOMAS S. ALFEROS III
City Government Dept. Head III

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