



ORDINANCE NO. SP- 1227, S-2003

AN ORDINANCE REQUIRING NOISE POLLUTION TESTING AND INSTALLATION OF A MUFFLER OR SILENCER AS A CONDITION FOR THE GRANT OF A FRANCHISE, PERMIT OR LICENSE FOR THE USE OR OPERATION OF MOTORCYCLE, MOTORBIKE OR MOTORIZED TRICYCLE, WHETHER FOR PRIVATE USE OR FOR HIRE, WITHIN THE TERRITORIAL JURISDICTION OF QUEZON CITY, PENALIZING VIOLATIONS THEREOF, AND FOR OTHER PURPOSES.

Introduced by Councilors VOLTAIRE GODOFREDO L. LIBAN III, ELIZABETH A. DELARMENTE, BERNADETTE HERRERA-DY, ROMMEL R. ABESAMIS, ERIC Z. MEDINA, JULIAN M.L. COSETENG, JESUS MANUEL C. SUNTAY and JANET M. MALAYA..

Co-Introduced by Councilors Victor V. Ferrer, Aiko Melendez-Yllana, Ramon P. Medalla, Allan Butch T. Francisco, Mary Ann L. Susano, Jorge L. Banal, Wencerom Benedict C. Lagumbay, Diorella Maria Sotto-De Leon, Dante M. De Guzman, Alma F. Montilla, Antonio E. Inton, Jr., Ricardo R. Del Rosario, Restituto B. Malañgen, Xyrus L. Lanot and Junie Marie L. Castelo.

WHEREAS, residents of Quezon City are entitled as a matter of right to enjoy the benefits of peaceful living;

WHEREAS, the unrestrained noise emission, at the hands of abusive drivers, from motorcycles, motorbikes or motorized tricycles for hire unduly disturb the peace and tranquility to which homeowners are entitled;

WHEREAS, there is a felt need to regulate noise pollution emanating from said vehicles to protect the interest and general welfare of the residents of Quezon City.

NOW, THEREFORE,

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

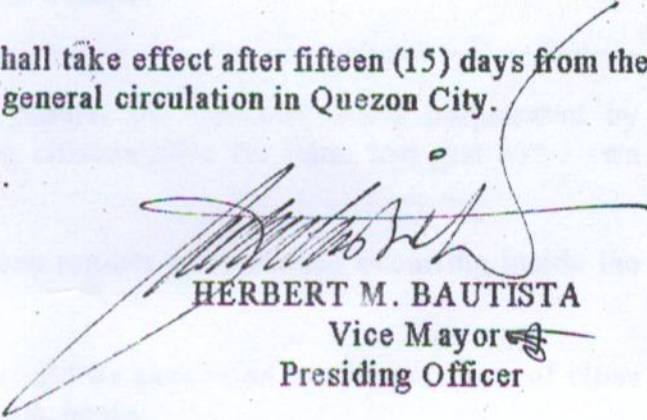
SECTION 1. No application for a permit, license or franchise for the use or operation of any motorcycle, motorbike or motorized tricycle within the territorial jurisdiction of Quezon City shall be granted, nor the use or operation thereof be allowed, unless the same is equipped with a muffler or silencer, passed through noise pollution testing, and found to emit sound of more than ninety (90) decibels measured at a distance of three (3) meters from the tip of the muffler or silencer to the sound level matter.

SECTION 2. Any violation of the provisions of Section 1 hereof shall be punished with the following:

- 1st Offense - a fine of Five Hundred Pesos (P500.00).
- 2nd Offense - a fine of One Thousand Pesos (P1,000.00) or an imprisonment of Five (5) days or both at the discretion of the Court.
- 3rd Offense - Ten (10) Days imprisonment or a fine of One Thousand Five Hundred Pesos (P1,500.00) or both, at the discretion of the Court.


SECTION 3. This Ordinance shall take effect after fifteen (15) days from the publication thereof in a newspaper of general circulation in Quezon City.

ENACTED: February 4, 2003.



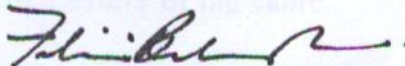
HERBERT M. BAUTISTA
Vice Mayor
Presiding Officer

ATTESTED:



EUGENIO V. JURILLA
City Council Secretary
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APPROVED: March 10, 2003



FELICIANO R. BELMONTE, JR.
City Mayor

CERTIFICATION

This is to certify that this Ordinance which was APPROVED on Second Reading on February 4, 2003, was finally PASSED on Third Reading by the City Council on February 11, 2003.



EUGENIO V. JURILLA
City Council Secretary
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