Republic of the Philippines
QUEZON CITY COUNCIL
Quezon City
21st City Council

PO21CC-561

93rd Regular Session

ORDINANCE NO. SP-3100, S-2022

AN ORDINANCE PROVIDING FUEL SUBSIDY TO ALL TRICYCLES-FOR-HIRE WITH AN EXISTING VALID FRANCHISE ISSUED BY THE QUEZON CITY GOVERNMENT DUE TO UNPRECEDENTED INCREASE OF FUEL PRICES, PROVIDING FUNDS THEREFOR AND FOR OTHER PURPOSES, SUBJECT TO EXISTING AUDITING AND ACCOUNTING RULES AND REGULATIONS.

Introduced by Councilor FRANZ S. PUMAREN.
Co-Introduced by Councilors Bernard R. Herrera, Lena Marie P. Juico, Dorothy A. Delarmente, M.D., Nicole Ella V. Crisologo, Victor V. Ferrer, Jr., Winston "Winnie" T. Castelo, Eden Delilah "Candy" A. Medina, Ramon P. Medalla, Mikey F. Belmonte, Estrella C. Valmocina, Wencerom Benedict C. Lagumbay, Jorge L. Banal, Sr., Peachy V. De Leon, Imee A. Rillo, Marra C. Suntay, Irene R. Belmonte, Resty B. Malañgen, Ivy L. Lagman, Hero M. Bautista, Jose A. Visaya, Shaira L. Liban, Ram V. Medalla, Allan Butch T. Francisco, Marivic Co Pilar, Rogelio "Roger" P. Juan, Diorella Maria G. Sotto-Antonio, Donato "Donny" C. Matias, Eric Z. Medina, and Noe Dela Fuente.

WHEREAS, retail gasoline and diesel prices currently soared to a record high in many countries across the world;

WHEREAS, in the Philippines, an epic spike in local fuel pump prices is expected in a few days as fears of a major petroleum supply crunch sent prices to a global high of $139 a barrel. This is also expected to translate to an increase of between P11.75 and P11.95 per liter of diesel, P6.90 to P7.20 per liter of gasoline, and P9.70 to P9.80 per liter of kerosene;

WHEREAS, on October 27, 2021, per Department of Energy, the prevailing retail pump price of gasoline in Quezon City ranges from P52.75 – P66.50 per liter. On March 3, 2022, the range increases again from P59.00 to P72.10 per liter;

WHEREAS, this week, per Department of Energy, the prevailing retail pump price in Quezon City as of March 10, 2022 ranges from P63.00 to P75.69 for unleaded gasoline;

WHEREAS, the Quezon City has a total of twenty-five thousand five hundred eight (25,508) tricycles-for-hire with existing franchise comprising of one hundred fifty-seven (157) Tricycle Operators and Drivers Association (TODA);

WHEREAS, the operation of for-hire tricycles has been a good source of livelihood and income to thousands of the city's constituents;

WHEREAS, based on the Tricycle Study spearheaded by the Office of the Vice Mayor in 2013, the distribution of tricycle drivers by take-home pay for Districts I to VI, respectively, the median value for take-home pay is only P300.00 which is way below the minimum daily wage rate of P537.00;

WHEREAS, since March 2020, classes in both public and private schools nationwide have been suspended as a precautionary measure against the fast-spreading coronavirus disease, officially known as COVID-19. Consequently, the income of tricycle drivers is greatly affected as large number of passengers are students;

WHEREAS, the Quezon City Government finds it imperative to provide fuel subsidy to the more than twenty-five thousand members of the Quezon City Tricycle Operators and Drivers Association as a measure of relief to the unprecedented increase of gasoline price in the country.

NOW, THEREFORE,

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

SECTION 1. SHORT TITLE. - This Ordinance shall be known as the "Fuel Subsidy Program" for Quezon City Tricycle Operators and Drivers Association (TODA).

SECTION 2. DECLARATION OF POLICY. – The Quezon City Tricycle Management Code of 2014 comprehensively addressed all aspects of operation, regulation and social protection for the tricycle sector and as a matter of the city's intensified effort, providing Fuel Subsidy Program in light of the unprecedented increase of fuel prices. Furthermore, the Quezon City Government recognizes that fuel is a basic necessity, thus, untimely increase therefore greatly affects the tricycle sector during this time of COVID-19 pandemic.

SECTION 3. DEFENITION OF WORDS AND PHRASES – For the purpose of this ordinance, the following words and phrases shall mean, construe and be interpreted as follows:

a. *Fuel Subsidy – refers to the amount of one thousand pesos (Php1,000.00) in a form of fuel voucher to be given to all tricycles-for-hire with an existing valid franchise issued by the Quezon City Government.*

b. *Fuel Voucher – refers to a Fleet Card, Prepaid Card or equivalent Certificate or Card with a total amount Php1,000.00 of fuel subsidy. For this purpose, the Body Number and other details of the qualified tricycles-for-hire shall reflect in the card or certificate by which every fuel refill shall be deductible until the full amount of fuel subsidy is consumed.*

c. *Tricycles-For-Hire – refers to the twenty-five thousand five hundred eight (25,508) tricycles-for-hire with existing franchise comprising of one hundred fifty-seven (157) Tricycle Operators and Drivers Association (TODA) duly registered with the Tricycle Regulatory Division (TRD) of Quezon City.*

d. *Quezon City Task Force for Transport and Traffic Management (QC-TFTTM) created pursuant to Executive Order No. 9, Series of 2019 that is tasked to implement the Traffic Management Code and Road Safety Code of Quezon City, which specifically focus on: the regulation of tricycles and pedicabs; the orderliness and safety of all forms of public utility vehicle terminals including identified loading and unloading points; and the management of vehicular traffic.*

e. *Tricycle Regulatory Division (TRD) – A division under the QC-TFTTM in charge of evaluating and preparing the list of beneficiaries for fuel subsidy. The QC-TFTTM through its TRD shall submit an official list to the Office of the City Administrator of tricycles-for-hire with an existing valid franchise issued by the Quezon City Government who are qualified to receive the fuel subsidy. For this purpose, the Office of the City Administrator shall cause the enrollment of the qualified tricycles beneficiaries with the accredited petroleum company of the City.*

SECTION 4. IMPLEMENTING OFFICES. – For purposes of executing the provisions of this ordinance, the QC-TFTTM through its Tricycle Regulatory Division (TRD), and the City Administrator's Office shall be responsible in ensuring that provisions of this ordinance are properly implemented.

SECTION 5. ENTITLEMENT FOR FUEL SUBSIDY. – The qualified tricycles-for-hire shall receive a fuel subsidy of One Thousand Pesos (Php 1,000.00) in a form of fuel voucher. The fuel voucher shall be distributed by the QC-TFTTM through its Tricycle Regulatory Division to all tricycles-for-hire with an existing valid franchise issued by the Quezon City Government who are qualified to receive fuel subsidy.

SECTION 6. MONITORING. – The QC-TFTTM, through its Tricycle Regulatory Division (TRD), shall monitor that the fuel subsidy shall be solely utilized in favor of the qualified tricycles-for-hire beneficiaries.

SECTION 7. ANTI-FRAUD PROVISION. – It shall be unlawful for any beneficiary tricycle operator or driver to sell, pledge, mortgage or exchange the fuel voucher or the fuel products received by virtue of this Ordinance to any other purpose/s. Any driver or operator found violating this anti-fraud provision shall warrant the automatic cancellation of tricycle franchise, without prejudice to any criminal or civil liability that may be incurred by the erring driver or operator.

SECTION 8. FUNDING. – The funding for the initial implementation of the program shall be taken from the available funds of the Office of the City Mayor or from any available funds of the City, subject to existing auditing and accounting rules and regulations.

SECTION 9. SEPARABILITY CLAUSE. - If for any reason, any section of this Ordinance is declared to be unconstitutional or invalid, the validity of the other provisions shall not be affected and shall continue to be in full force and effect.

SECTION 10. EFFECTIVITY CLAUSE. - This Ordinance shall take effect immediately upon its approval.

ENACTED: March 14, 2022.

GIAN G. SOTTO
City Vice Mayor
Presiding Officer

ATTESTED:

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

APPROVED: MAR 16 2022

MA. JOSEFINA G. BELMONTE
City Mayor

CERTIFICATION

This is to certify that this Ordinance was APPROVED by the City Council on Second Reading under Suspended Rules on March 14, 2022 and was PASSED on Third/Final Reading on the same date.

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

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