



Republic of the Philippines
QUEZON CITY COUNCIL

Quezon City
21st City Council

PO21CC-230

85th Regular Session

ORDINANCE NO. SP- **3086**, S-2021

AN ORDINANCE GRANTING FRANCHISE TO THE THIRTY (30) PETITIONERS FROM FIL-HEIGHTS GROUP TRICYCLE OPERATORS AND DRIVERS ASSOCIATION, INC. (FGTODA) TO OPERATE A MOTORIZED TRICYCLE-FOR-HIRE WITHIN THEIR DESIGNATED ZONES/ROUTES AND AUTHORIZING THEIR SPECIFIED ROUTE MEASURED CAPACITIES (RMCs), THEREBY PARTIALLY LIFTING ORDINANCE NO. SP-1479, S-2005, ENTITLED "ORDINANCE DECLARING MORATORIUM IN THE FRANCHISE OF PUBLIC UTILITY TRICYCLES IN QUEZON CITY", AND FOR OTHER PURPOSES.

Introduced by Councilor RAMON P. MEDALLA.

Co-Introduced by Councilors Eric Z. Medina, Winston "Winnie" T. Castelo, Atty. Bong Liban, Eden Delilah "Candy" A. Medina, Mikey F. Belmonte, Estrella C. Valmocina, Bernard R. Herrera, Lena Marie P. Juico, Dorothy A. Delarmente, M.D., Tany Joe "TJ" L. Calalay, Victor V. Ferrer, Jr., Franz S. Pumaren, 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, Resty B. Malañgen, Ivy L. Lagman, Hero M. Bautista, Jose A. Visaya, Patrick Michael Vargas, Shaira L. Liban, Ram V. Medalla, Allan Butch T. Francisco, Marivic Co Pilar, Melencio "Bobby" T. Castelo, Jr., Rogelio "Roger" P. Juan, Diorella Maria G. Sotto-Antonio, Donato "Donny" C. Matias, Freddy S. Roxas and Noe Dela Fuente.

WHEREAS, in 2005, the Quezon City Council passed City Ordinance No. SP-1479, S-2005, entitled "An Ordinance declaring a Moratorium in the Franchise of Public Utility Tricycles in Quezon City and for other purposes". The passage of the said moratorium was due to the proliferation of tricycles in practically all streets and roads of Quezon City, encroaching even the main thoroughfares, congesting the road network, and complicating further the already complex traffic situation of the city;

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(VI) Subject to the guidelines prescribed by the Department of Transportation and Communications, regulate the operation of tricycles and grant franchises for the operation thereof within the territorial jurisdiction of the city.”

WHEREAS, in 1992, the Quezon City Council passed City Ordinance No. SP-15, S-1992, entitled “An Ordinance Franchising and Regulating the Operation of Motorized Tricycles in Quezon City” otherwise known as the “Quezon City Tricycle Ordinance of 1992”, but due to the dramatic change contributed by the operation, regulation and demographic aspects of the city through time, the said ordinance was therefore considered as outdated, thus the need to update the same;

WHEREAS, pursuant to the mandates provided for by the Moratorium Ordinance, the City Planning and Development Office (CPDO) and the Committee on Transportation of the Quezon City Council conducted a tricycle study using an on-board passenger origin-destination (O-D) and tricycle mapping survey using an on-board data collection device equipped with sensor and Global Positioning System (GPS) capable of recording passenger boarding and alighting times and locations;

WHEREAS, on February 18, 2019, then City Planning and Development Office (CPDO) submitted the final report of the Tricycle Route Measured Capacity (RMC) Study for Unserved Routes in Quezon City;

WHEREAS, it is the primordial concern of the Quezon City Government to update the existing Routes/Zones of tricycles in Quezon City and uphold the livelihood of the tricycle sector by granting herein tricycle associations legitimate franchise;

WHEREAS, that upon perusal for accreditation reveals that Fil-Heights Group Tricycle Operators and Drivers Association, Inc. (FGTODA) is registered with the Securities and Exchange Commission (SEC) and is a Civil Society Organization accredited by the Quezon City Council and the Barangay and Community Relations Department (BCRD);

WHEREAS, the Sangguniang Barangay of Bagong Silangan favorably endorsed to the Tricycle Franchising Board (TFB) the accreditation of thirty-seven (37) units of the Fil-Heights Group TODA for the granting of regular franchise and the Spring Country Homeowners Association, Filinvest Heights Homeowner’s Association, Inc. officers and members/homeowners and the riding public as a whole through tricycles, expressed their support on the application for the issuance of franchises through a resolution/certification;

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WHEREAS, the applicants had complied with all the necessary requirements prescribed by law, ordinance or administrative issuances.

NOW, THEREFORE,

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

SECTION 1. The tricycle zones/routes of hereunder Fil-Heights Group Tricycle Operators and Drivers Association, Inc. (FGTODA) and respective Route Measured Capacity (RMC) is hereby granted and approved, to wit:

ZONES/ROUTES	RMC
Within Fil-Heights Subdivision, Barangay Bagong Silangan	30

SECTION 2. The partial lifting of moratorium is hereby granted to the following thirty (30) petitioners, subject to the existing laws, rules and regulations that are now and may hereinafter be promulgated, with their respective routes and body number and other motor vehicles specification, to wit:

FIL-HEIGHTS GROUP TRICYCLE OPERATORS AND DRIVERS ASSOCIATION, INC. (FGTODA) (see attached)

SECTION 3. The individual applicants for franchise should be filed and approved by the Tricycle Franchising Board (TFB) and Tricycle Regulation Division (TRD).

SECTION 4. All tricycles herein granted and approved shall be governed by the Quezon City Ordinance No. SP-2337, S-2014, otherwise known as the Quezon City Tricycle Management Code of 2014 and its corresponding amendments.

SECTION 5. MORATORIUM ORDINANCE, PARTIAL LIFTING. - City Ordinance No. SP-1479, S-2005, otherwise known as the Moratorium Ordinance, is hereby partially lifted. However, any request for additional franchise and Route Measured Capacity (RMC) of any existing TODAs in Quezon City shall undergo tricycle study to be conducted by the Tricycle Regulation Division (TRD), the Tricycle Franchising Board (TFB) and the City Planning and Development Department (CPDD).

Tricycle study includes using an on-board passenger origin-destination (O-D) and tricycle mapping survey using an on-board data collection device equipped with sensor and Global Positioning System (GPS) capable of recording passenger boarding and alighting times and locations.

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SECTION 6. REPEALING CLAUSE. - All Ordinances, Resolutions, Executive Orders, Memorandum Circulars and Administrative Orders or parts thereof which are inconsistent with any provision of this Ordinance are hereby repealed or modified accordingly.

SECTION 7. SEPARABILITY CLAUSE. - If for any reason, any section or provision of this Ordinance is declared illegal or unconstitutional other sections or provisions hereof which are not affected thereby shall continue to be in full force and effect.

SECTION 8. 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: JAN 21 2022



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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