



PAMAHALAANG BAYAN NG TAYTAY

TANGGAPAN NG SANGGUNIANG BAYAN

**EXCERPT FROM THE MINUTES OF THE 110th REGULAR
SESSION OF THE SANGGUNIANG BAYAN, TAYTAY, RIZAL,
HELD ON OCTOBER 13, 2003, AT THE SESSION HALL,
MUNICIPAL BUILDING, TAYTAY, RIZAL**

PRESENT:

Hon. Fernando R. Cabitac, Jr.	- Vice Mayor/Presiding Officer
Hon. Janet DL. Mercado	- Councilor
Hon. Sharon B. De Leon	- "
Hon. Joselito T. Calderon	- "
Hon. Anastacio V. Alcantara	- "
Hon. Arturo R. Valle	- "
Hon. Pochollo A. Esguerra	- "
Hon. Aldin B. Gatapia	- "
Hon. Reggie Lynn R. Gonzaga	- "
Hon. Andres C. Cruz, Jr.	- ABC. President
Hon. Dianne Elisa G. Esguerra	- SK. President

ORDINANCE NO. 27

**AN ORDINANCE AMENDING ORDINANCE
NO. 4 SERIES OF 1996**

WHEREAS, the Sangguniang Bayan of Taytay has enacted Ordinance no. 4 on March 21, 1996, titled "Traffic Regulations of the Municipality of Taytay, Rizal";

WHEREAS, there is a need to amend the traffic violation and penalties of said ordinance to impose updated penalties for offenders or violators who have no qualms of violating Municipal Ordinances;

WHEREAS, with the inclusion of various Traffic Regulations under RA 4136 and other related laws, the traffic congestion and motorist discipline will be enhanced in this municipality;

NOW THEREFORE, the Sangguniang Bayan of Taytay, Rizal in session duly assembled, hereby decrees;

Section 1. KINDS OF TRAFFIC VIOLATIONS AND PENALTIES

A) ADMINISTRATIVE VIOLATIONS: (UNDER RA 4136)

- a) **Registration** – involves the deficiencies inherent in motor vehicle, the responsibilities of the owner and the current registration.

VIOLATION	PENALTIES
1 st Offence 2 nd Offence 3 rd Offence	
1. Sec. 5a – Driving unregistered/improperly unregistered motor vehicles/expired conduction permit.	P250.00
2. Sec.5b – Operating a motor vehicle with delinquent or invalid registration.	P250.00
3. Sec. 5d – Unregistered substitute or replacement engine/chassis, change color, body and configuration.	P250.00
4. Sec. 10c – Load extending beyond projected width without permit.	P250.00
5. Sec. 15a – CR and OR not carried.	P250.00
6. Sec. 16 – Operating unsafe, unsightly or dilapidated motor vehicle.	P250.00
7. Sec. 17 – Use of unauthorized improvised plates.	P250.00
8. Sec. 18 – MV plate number not firmly attached and visible. - Dirty/ Inconspicuously displayed plates. - No sticker showing current registration - Improper display of MV plate to accommodate a better display of commemorative plates, expired commemorative plates.	P250.00
9. Sec. 31 – Illegal use of license number plates or certificate of registration.	P250.00
10. Sec.32 – Overloading/Exceeding/ registered capacity	
11. Sec.32b – Carrying passengers and freight on the top of vehicle.	P250.00
12. Sec.32c – Riding on running board, step board or mudguard of hire of motor vehicle.	P250.00
13. Sec.33 - No capacity marking.	P250.00
14. Sec34a – Driving a MV w/o proper permit of MV metallic tires.	P250.00
15. Sec.34b – Improper/defective horn or signaling device. - Unauthorized bell, siren or exhaust whistle.	P250.00
16. Sec.34c – Driving a MV without/defective headlights/unnecessary lights visible in front of MV. - Failure of dim headlights.	P250.00
17. Sec.34d – Driving a MV w/o proper plates and taillights.	P250.00
18. Sec.34e – driving a MV w/o proper stop lights/opening brake lights. - Carrying red lights visible in front of vehicle.	P250.00
19. Sec.34g – lights when parked or disabled.	P250.00
20. Sec.34h - defective/without wiper.	P250.00
21. Sec.34i - without red rear lights at both/each side visible at least 100m from MV. - No red flag or red lights projecting end of load extending more than 1 meter beyond the bed or body, and in the evening, red lights visible at least 50m away.	P250.00
22. Sec.34j – disconnected muffler/no cut muffler.	

- Driving a MV emitting excessive smoke or making any disagreeable odor or noise. P250.00

b) **Licensing** – committed by the driver himself. (Under RA 4136)

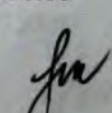
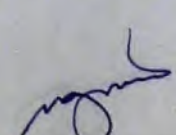
1. Sec.19 - Driving without carrying one's driver license.
 - Driving without first securing proper license. P200.00
 - Failure to show or surrender. P200.00
2. Sec.23 - failure to sign driver's license. P200.00
3. Sec.24 - allowing another person to use his license
 - Allowing unlicensed/improperly licensed person to drive (OPERATOR) P200.00
4. Sec.26 - driving invalid, suspended or delinquent driver's license P200.00
5. Sec.27 - use and involvement of motor vehicle by the driver in the commission of a crime P250.00
6. Sec.30 - operating a motor vehicle without being accompanied by a licensed driver P200.00
7. Sec.31 - possession and use of fake driver's license P200.00
8. Sec.53 - driving under the influence of liquor or prohibited drug P250.00
- LOI 229 - failure to carry EWD
 - failure to install EWD 4 meters away in front and rear of stalled MV P200.00

c) **Franchising** – related to the obligation or responsibilities of drivers and operators of public utility vehicles. (Under RA 4136)

1. Sec.7a - colorum automobiles P250.00
2. Sec.7b - colorum jeeps/jeepneys or trucks P250.00
3. Sec.7c - colorum motorcycle/tricycle P250.00

Under Public Service Law (Commonwealth Act no. 146) – Department Order no. 93-693

4. Sec.24 - Failure to paint or improper painting of authorized route of PUJ and painting of unauthorized route P250.00
5. Sec.25 - non-painting of business or trade name P250.00
6. Sec.27d - broken windshield P250.00
7. Sec.28 - no business name and address inscribed on both sides of motor vehicle on both side P250.00
8. Sec.35 - violation of stereo regulation
 - Installation of jalousies/curtains, dim colored lights, strobe lights dancing lights, or similar lights/ tinted colored or painted windshield P250.00
9. Sec.36 - no tailgate or failure to put "NOT FOR HIRE" sign P250.00
10. Sec.39 - out of line P250.00
11. Sec.42 - employment of insolent, discourteous arrogant drivers or conductor P250.00
12. Sec.43 - refusal to convey passengers to proper destination/trip cutting P250.00
13. Sec.44 - refusal to convey public service to the public P250.00
14. Sec.46 - unauthorized commercial or business name/allowing another to use his commercial or business name (OWNER/OPERATOR) P250.00
15. Sec.47 - undue preference or un just discrimination P250.00
16. Sec.48 - overcharging/undercharging
17. Sec.49 - Breach of franchise condition except when otherwise

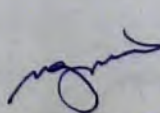
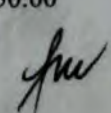
penalized under provision of this order	P250.00
18. Sec.50 - no franchise CPC/PA carried	P250.00
19. Sec.54k - disregarding traffic signs	P250.00
20. Sec.54L - no helmet (when driving motorcycle)	P250.00
21. Sec.57 - driving in slippers or sleeveless shirt	P250.00
22. Sec.61 - refusal to tender service to public or to convey passenger to his destination	P250.00

B) MOVING VIOLATIONS: committed while the vehicle is in operation. (Under RA 4136)

1. Sec.37 - driving against the flow of traffic.	P150.00
2. Sec.45 - turning at intersection:	
d) Illegal turn (right)	
e) Illegal turn (left)	P150.00
3. Sec.46 - illegal parking:	
a. within an intersection	
b. on a crosswalk	
c. within 6 meters of the intersection or curb lines.	
d. within 4 meters of the driveway entrance to any fire station	
e. within 4 meters of a fire hydrant	
f. in front of a private driveway	
g. on a roadside of any vehicle stopped or parked at the curb or edge of the highway	
h. at any place where official signs have been erected prohibiting parking	
4. Sec.48 - RECKLESS DRIVING - "Every motor vehicle must be operated with care and caution, taking into consideration the width, traffic, crossing, curvatures, visibility and other highway condition (including weather) so as not to endangered property, safety and rights of any person	P250.00
5. Sec.49 - failure to give right of way to a police and other emergency vehicle	P250.00
6. Sec.51 - hitching on to a vehicle - the following practices are prohibited:	
a. Hanging on to a riding on the outside of rear of any vehicle	
b. Holding on to any moving vehicle whether on foot or otherwise	
c. Driving while allowing any person hang-on to or ride outside of or at the rear end of the vehicle	P250.00
7. Sec.54 - obstruction to traffic:	
- obstructing or impeding the free passage of other vehicle	
- loading and unloading passengers within prohibited prone	
- soliciting passengers at the street corners	
- loading and unloading passenger in the middle of the street	
- Loading and unloading passenger at intersection	P150.00

C) OTHER RELATED LAWS:

PD 96 - unauthorized bell, siren, exhaust whistle	P250.00
RA 8506 - an act banning the registration an operation of	

- vehicles with right-hand steering wheel in any private or Public Street, road or highway P250.00
- RA 8749 – Clean Air Act of 1999: smoke-belching motor vehicles P250.00
- RA 7432 Sec. 4(a) and MC 93-182 dated Aug. 5, 1993 – 20% fare discount for elderly/senior citizens for all public land transport facilities.
- LTO MC 86-008 dated June 13, 1986 – special student fare

Memorandum Circular BGC-MC-99274: Section 4(d)(1) in relation to section 34 of RA 4136 as amended, PD 96 and provision of Article 33 of Vienna Convention of 1968:
No motor vehicle:

- a. Whose front and/or rear body component parts/accessories are chrome/nickel plated or made of stainless steel with glossy/mirror/brilliant/shiny finish (owner-type jeep/AUV's) or;
- b. sporting dazzling headlights broken tail light lens, unauthorized rear/side/spot white or neon lights of any color (except white rear plate and back-up light) shall be accepted for original or renewal registration nor allowed to operate on public roads and highways.

RA 8750 – Seat Belts Used act of 1999

- Sec. 10.1 (a) – failure to wear the prescribes seat belt devices and/or failure to require his passenger to wear the prescribed seat belt device or take another seat belt for which a seat belt is not required. P250.00
- Sec. 10.1(b) – failure to post appropriate signage instructing passengers of public motor vehicles to wear seat belts under this order to “fasten your seat belts” P250.00
- Sec. 10.1(c) – failure to install the required seat belt/anchorage/seat orientation P250.00
- Sec. 6 - infants and/or children with ages six (6) years and below shall be prohibited to sit in the front seat of any running motor vehicle P250.00
- Sec. 35 of RA 4136: RESTRICTION AS TO SPEED - P250.00

Maximum Allowable Speed	Passenger Cars and Motorcycles	Motor truck and Buses
1. On open country roads, with no “blind corner” not closely bordered by habitations.	80 Km./hr.	50 km./hr.
2. On “through streets” or boulevards, clear of traffic when no “blind corner”, when so designated.	40 km./hr.	30 km./hr.
3. On city and municipality streets with light traffic, when not designated “through streets.”	30 km./hr.	30 km./hr.
4. Through crowded street, approaching intersection at “blind corner”, passing school zones, passing other vehicles which are stationary, or for similar dangerous circumstances.	20 km./hr.	20 km./hr.

D) DUTIES OF A DRIVER IN CASE OF ACCIDENT:

1. Stop immediately

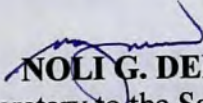
2. Show his driver's license to inspecting traffic law enforcer
3. Give his true name and address, including that the owner of the vehicles
4. Assist injured persons
5. Take measure to protect belongings of passengers
6. Report the accident

Section 2. REPEALING CLAUSE - All Ordinance, Rule and Regulations, in parts thereof, Whose Provision are in conflict with, or contrary to, the Provision of this Ordinance are hereby repealed, amended or modified accordingly;

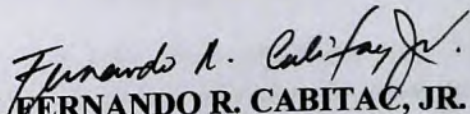
Section 3. EFFECTIVITY - That this Ordinance shall be take effect immediately after approval;

ENACTED, this 13th day of October, 2003 at the Session Hall of the Municipal Building, Taytay, Rizal.

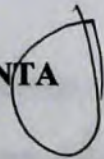
I HEREBY CERTIFY, to the correctness of the foregoing Ordinance which was duly enacted by the Sangguniang Bayan of Taytay during its 110th Regular Session held on the 13th day of October, 2003.


NOLI G. DEL ROSARIO
 Secretary to the Sangguniang Bayan

ATTESTED AND CERTIFIED TO BE DULY
 ENACTED BY HIS HONOR


HON. FERNANDO R. CABITAC, JR.
 Vice Mayor/Presiding Officer

APPROVED BY HIS HONOR
 THE MUNICIPAL MAYOR


HON. JUNE V. ZAPANTA
 Municipal Mayor