

Republic of the Philippines
Province of Davao del Norte
City of Tagum

BEFORE THE '3RD COUNCIL'

EXCERPT FROM THE MINUTES OF THE 108th REGULAR SESSION OF THE SANGGUNIANG PANLUNGSOD OF TAGUM CITY, PROVINCE OF DAVAO DEL NORTE HELD AT THE SP SESSION HALL ON SEPTEMBER 25, 2006.

PRESENT:

Hon. ALLAN L. RELLON, MPA,	City Vice Mayor (Presiding Officer)
Hon. MARIA LINA F. BAURA,	Member
Hon. GETERITO T. GEMENTIZA,	Member
Hon. RAYMOND JOEY D. MILLAN,	Member
Hon. ROBERT L. SO,	Member
Hon. OSCAR M. BERMUDEZ,	Member
Hon. ROGELIO E. ISRAEL, MPA,	Member
Hon. VICENTE C. ELIOT, SR.,	Member
Hon. JOEDEL T. CAASI,	Member
Hon. ERNESTO Y. OBERO,	Member (ABC Representative)
Hon. BRYAN KIM SAMUEL L. ANGOY,	Member (SKF Representative)
Hon. FRANCISCO C. REMITAR,	Member

CITY ORDINANCE NO. 220, s-2006

“AN ORDINANCE REQUIRING DRIVERS AND RIDERS OF SINGLE MOTORCYCLES PLYING ALONG THE CITY STREETS AND NATIONAL HIGHWAYS WITHIN THE TERRITORIAL JURISDICTION OF TAGUM CITY TO WEAR CRASH HELMETS WHILE OPERATING OR RIDING ON SAID MOTORCYCLES.”

Be it ordained by the Honorable Sangguniang Panlungsod of Tagum City in Session assembled, that:

SECTION 1. TITLE: This Ordinance shall be known as “An ordinance requiring drivers and riders of single motorcycles plying along the City Streets and National Highways within the territorial jurisdiction of Tagum City to wear crash helmets while operating or riding on said motorcycles.

SECTION 2. DEFINITION OF TERMS:

1. Single Motorcycle – a two-wheeled self propelled motor vehicle powered by an engine.
2. Driver/Rider – shall mean every and any licensed operator of a motorcycle. Sits astride the vehicle on a seat with his/her hands on a set of handlebars.
3. Back rider – a passenger who sits at the back of the driver.
4. Crash Helmet – a protective gear made of hard material or metal designed to protect the head.
5. Traffic Citation Ticket- a ticket issued to a person violating the traffic laws and shall show among other information, the name and address of the offender and include information that constitute a complaint charging the offense.

SECTION 3. PROVISION:

All drivers and riders of single motorcycles plying along City Streets and National Highways within the territorial jurisdiction of Tagum City are hereby required to wear

SECTION 4. PROHIBITED ACTS:

1. Non-wearing by drivers of crash helmets while driving single motorcycles;
2. Improper wearing of crash helmets- i.e wearing of crash helmets with unlocked strap while driving single motorcycles.
3. Drivers allowing back rider/s without crash helmet to ride on single motorcycles.

SECTION 5. PENALTIES:

Any driver found to have violated any provision of this ordinance shall be penalized with a fine of One Hundred Fifty Pesos (P150.00)

The City Treasurer or any of his authorized agents shall collect the administrative fines through the Traffic Citation Ticket herein provided and shall issue official receipts thereof.

Failure to appear and/ or report before the City Treasurer's Office within a period of seven (7) days from the date of the issuance of the Traffic Citation Ticket will constrain the proper authorities to file a criminal complaint against the violator.

SECTION 6. Separability Clause. If any part or portion of this Ordinance is declared illegal or unconstitutional, the rest of the provisions not affected and shall remain in full force and effect.

SECTION 7. Repealing Clause. Any ordinance or regulation inconsistent therewith is hereby deemed modified or amended accordingly.

SECTION 8. Effectivity Clause. This ordinance shall take effect ten (10) days following its publication in at least one (1) newspaper of general circulation in Tagum City.

CARRIED AND APPROVED.

ENACTED AND PASSED this 25th day of September, 2006.

I HEREBY CERTIFY to the correctness of the foregoing.

(Sgd) REY A. BUHION
Secretary to the Sanggunian

ATTESTED:

(Sgd) ALLAN L. RELLON, MPA
City Vice Mayor
(Presiding Officer)

APPROVED:

(Sgd) REY T. UY
City Mayor