

REPUBLIKA NG PILIPINAS  
SANGGUNIANG PANLUNGSOD  
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE  
FOURTEENTH SANGGUNIANG PANLUNGSOD NG ORMOC HELD  
AT THE SANGGUNIANG PANLUNGSOD SESSION HALL,  
ORMOC CITY HALL BUILDING  
ON JUNE 08, 2017

PRESENT:

Vincent L. Rama,	(OIC-City Vice Mayor & Temporary Presiding Officer),
	SP Member, Asst. Majority Floor Leader
Rolando M. Villasencio,	SP Member, Majority Floor Leader
Mario M. Rodriguez	SP Member, Presiding Officer "Pro-Tempore"
Tomas R. Serafica,	SP Member
Benjamin S. Pongos, Jr.,	SP Member
Gregorio G. Yrastorza III	SP Member
Nolito M. Quilang	SP Member
John Eulalio Nepomuceno O. Aparis II,	SP Member
	Minority Floor Leader
Lea Doris C. Villar	SP Member, Asst. Minority Floor Leader
Mariano Y. Corro,	Ex-Officio SP Member
	Chapter President, Liga ng mga Barangay ng Ormoc

ON OFFICIAL BUSINESS:

Leo Carmelo L. Locsin, Jr.	(OIC – City Mayor),
	Vice Mayor & Presiding Officer

ON LEAVE:

Eusebio Gerardo S. Penserga,	SP Member
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PREFATORY STATEMENT

The Fourteenth Sangguniang Panlungsod ng Ormoc (Sanggunian) was in receipt of a communication from the Office of the City Mayor of Ormoc City (City) requesting for the enactment of an ordinance establishing an Ormoc City North Transport Terminal, imposing fees, prescribing routes and providing penalties therefor.

Section 16 of Republic Act No. 7160, otherwise known as the "Local Government Code of 1991" (LGC), states that: "Every Local Government Unit shall exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate or incidental for its efficient and effective governance, and those essential to the promotion of the general welfare. Within their respective territorial jurisdictions, Local Government Units shall x x x maintain peace and order, and preserve the comfort and convenience of their inhabitants".

Section 17 of the LGC additionally provides that: "Local Government Units shall likewise exercise such other powers and discharge such other functions and responsibilities as are necessary, appropriate, or incidental to efficient and effective provision of the basic services and facilities enumerated herein, such as but not limited to xx x (4) (i) Adequate communication and transportation facilities".

The existing Ormoc City Public Terminal (Public Terminal) is the only authorized public passenger transport station in the City that caters to practically all the various types of Public Utility Vehicles (PUVs), and while the City steadily grows as a community in the physical, economical and social sense, sadly, the growing need for public transport that inevitably comes along with such growth remains inadequately addressed.



To elaborate, the City is becoming a rapidly developing locality characterized by: unprecedented increases in the number of PUVs serving various routes and destinations; incessant mobility and influx of people, local or otherwise; and, steady increases in civilian population. Urban and rural land use are also continually changing on account of intensified development activities such as the proliferation of business establishments brought about by the entry of various investors into the City – indeed the City is experiencing an unprecedented boom in many respects. Unfortunately however, the City has very limited and antiquated road networks, and thus, confined capacities for the burgeoning traffic. Lack of adequate urban planning and genuine implementation of whatever was planned in the past have resulted to the prevailing discomforts and inconveniences currently being suffered by the public – heavy traffic congestion, lack of suitable parking spaces, narrow, rigid and chaotic streets and sidewalks, unsightly and grossly incongruent buildings and structures. Take the Central Business District, for instance, which is currently the heart and soul of the City's commercial activities, such observations can easily be noticeable to a plain observer. Furthermore, the leap in the number of PUVs being serviced by the Public Terminal has immensely worsened the traffic congestion problems happening in and around the areas, thereby necessitating a solution directed towards easing this up thru the establishment of another public transport terminal to divide and decongest the present one.

Quite fortunately for the City, and at the most befitting of timing at that, the generous people behind the Robinsons Place Ormoc (Robinsons), a massive shopping mall currently undergoing construction in Barangay Cogon, this City, and about to open soon, have come forward to offer the City a very suitable and viable alternative to the problems afore-discussed – they will construct a modern and adequate public transport terminal in their mall's premises with the construction costs all at their account, and subsequently, bestow upon the City the sole function and responsibility of operating the same at no cost at all to the latter. After a thorough and objective analysis of the Robinsons offer, the City is fully convinced that its acceptance is abound with merit as it will satisfactorily address the afore-described various concerns the City is currently confronting. But in order to go ahead with the noble new public transport terminal project, the corresponding ordinance to institutionalize and implement the same must be promptly enacted.

FOREGOING PREMISES CONSIDERED, on motion of SP Member Benjamin S. Pongos, Chairman, Committee on Laws and Ordinances, severally seconded by SP Members Rolando M. Villasencio, Tomas R. Serafica, Gregorio G. Yrastorza III and Mariano Y. Corre; be it

RESOLVED, to enact:

**ORDINANCE NO. 035**

**AN ORDINANCE ESTABLISHING THE ORMOC CITY NORTH  
TRANSPORT TERMINAL AND IMPOSING FEES,  
PRESCRIBING ROUTES, AND PROVIDING PENALTIES  
THEREFOR, AND FOR OTHER PURPOSES.**

Be it ordained by the 14<sup>th</sup> Sangguniang Panlungsod of the City of Ormoc, that:

**SECTION 1. TITLE.** This Ordinance shall be known as the **"Ormoc City North Transport Terminal Ordinance of 2017"**.

**SECTION 2. COVERAGE.** This Ordinance shall cover the operations and management of the Ormoc City North Transport Terminal and the prescribed routes of Public Utility Vehicles, such as Public Utility Jeepneys, Multicabs, Vans/GT Express, Public Utility Mini-Buses and Public Utility Buses, to and from the same.



**SECTION 3. DEFINITION OF TERMS.** As used in this Ordinance, the terms below shall have meanings ascribed to them in this Section. Any word or term not defined shall be given their plain and customary meanings, unless the context requires otherwise, and shall be interpreted in a manner consistent with the purpose and spirit of this Ordinance.

- a. **Ormoc City North Transport Terminal (Terminal)** –refers to the Ormoc City North Transport Terminal located at the Robinsons Place Ormoc in Barangay Cogon, Ormoc City.
- b. **Paved Bay**—an area within the terminal building allocated for Public Utility Vehicles (PUV) for the purpose of loading and unloading passengers.
- c. **Public Utility Jeepneys (PUJs)**—any motor vehicle covered with a valid Certificate of Public Convenience (CPC) registered as PUJ with the Land Transportation Office (LTO).
- d. **GT Express**—any motor vehicle covered with a valid CPC registered as “Garage to Terminal Express for Hire” with the LTO.
- e. **Public Utility Mini-Buses (PUMBs)** –any motor vehicle covered with a valid CPC registered as Public Utility Mini-Buses with the LTO.
- f. **Public Utility Buses (PUBs)** - any motor vehicle covered with a valid CPC and registered as “bus for hire” with the LTO.
- g. **Operator** –a natural or juridical person who is either a holder of a CPC or a holder of a valid business permit and engages in legal activity within the Terminal area.
- h. **Dispatcher**—shall refer to the person-in-charge of dispatching the vans and PUJs.
- i. **Inbound** – shall refer to the incoming PUVs from the North portion of the City.
- j. **Outbound** – shall refer to the PUVs heading out on trip from the Terminal.
- k. **Porterage** – shall refer to the charges collected for services rendered in the form of carrying of supplies, goods, etc. that are customarily performed by porters.

**SECTION 4. ADMINISTRATION, OPERATION AND MAINTENANCE OF THE TERMINAL.** The administration, operation and maintenance of the Terminal shall be performed by the Terminal Management Office (TMO), which is under the Office of the City Administrator, and which shall have the following duties and responsibilities:

- a. To maintain the facilities and keeping the premises in a clean and sanitary condition;
- b. To formulate, adopt and enforce rules and regulations for orderly vehicle movements and parking inside the Terminal;
- c. To keep the Terminal clear of vendors, peddlers, hawkers and illegal occupants;
- d. To maintain peace and order inside the Terminal;
- e. To keep daily records of departures and arrivals of PUVs;
- f. To assist the City Treasurer’s Office in the collection of terminal fees from PUVs;
- g. To keep accounts of collection and financial operations of the Terminal; and,
- h. To perform all other functions required by the Local Chief Executive or his duly-authorized representative for the efficient operation of the Terminal.

**SECTION 5. RULES AND REGULATIONS.** The following rules and regulations shall be observed in the operation of the Terminal:

- a. All North-bound PUJs, Multicabs, GT Express, PUmBS and PUBs with approved routes are required to enter Terminal to load or unload their passengers but not to the prejudice of loading or unloading passengers in between the point of origin and point of destination, or along specified or designated special routes within the City as prescribed or allowed by the TMO.
- b. Maintenance services, repairs and other similar works of any vehicle shall not be allowed inside the Terminal.
- c. Cost of any loss or damage to any building, facility, equipment or items inside the Terminal shall be chargeable to the party or parties to whom the cause for the same is attributable to.
- d. Tricycles and private vehicles shall be allowed to enter Terminal access road only to load or unload passengers; tricycles are prohibited from establishing their own terminal inside the Terminal.
- e. PUVs waiting for passengers must be parked properly on the bays provided for them.
- f. To ensure cleanliness and maintain sanitation, PUV operators shall be provided with garbage receptacles in the Terminal for bio and non-biodegradable wastes by the Terminal management; however, the said operators shall also provide their own garbage receptacles inside their PUV units.

**SECTION 6. ASSIGNMENT OF BAYS.** The assignment of bays for PUVs shall be performed and determined by the Terminal management. PUVs sharing the same or common routes shall occupy one bay, and shall be parked in a manner as instructed by the Terminal management.

**SECTION 7. PORTERAGE AND CARGO HANDLING.** The portorage and cargo handling shall be governed by the following:

- a. Portorage and cargo handling shall be provided by individuals to be selected by the Terminal management, and in this connection, the latter shall employ means and methods that are fair, objective and expedient.
- b. Porters shall at all times wear a prescribed uniform and an official Identification (ID) Card issued by the Terminal management.
- c. Portorage and cargo handling fees shall be regulated by an ordinance fixing and establishing the same.
- d. Passengers who desire to carry their own luggage or cargoes shall not be obliged to avail of the services of porters.
- e. Responsibility of loss or damage to goods and cargoes of the passengers shall solely be upon the PUV operators.

**SECTION 8. DISPATCHING.** The following provides for the guidelines on dispatching:

- a. Barkers and private dispatchers for all PUVs shall not be allowed inside the Terminal.
- b. Every PUV shall be assigned to a bay and shall have a permanent occupancy number to be determined by the drawing of lots.
- c. The Terminal management shall assign dispatchers for PUJs, Multicabs, GT Express, PUmBs and PUBs who shall dispatch vehicles according to the assigned permanent occupancy number.



- d. Personnel assigned at the gate shall record all departing and arriving PUJs, Multicabs, GT Express, PUMBs and PUBs in order to monitor the order of dispatching.

**SECTION 9. PROHIBITION TO HAWK, SELL OR PEDDLE ALONG SIDEWALKS.** No person shall hawk or peddle his/her wares along the sidewalks, alleys, aisles, corridors and in other unauthorized areas inside the Terminal.

**SECTION 10. PROHIBITION ON ILLEGAL STRUCTURES.** No person shall put up any structure, shanty, "barong-barong", shed, and table or push cart within the premises of the Terminal for the purpose of selling or keeping his wares or articles for sale to the public.

**SECTION 11. DEPARTURE FEES.** Upon departure, there shall be a levied a Departure Fee upon each owner or operator for any departing PUV for using the Terminal bays at the following rates per departure:

Vehicle Type	Departure Fee
Multicab	Php 10.00
PUJ	Php 15.00
GT Express (Aircon and Non-aircon)	Php 50.00
PUMB	Php 50.00
PUB	Php 50.00
PUB bound for Manila	Php400.00
PUB bound for Tacloban City	Php100.00

**SECTION 12. AIR-CONDITIONED PASSENGER LOUNGE FEE.** There shall be collected a Passenger Lounge Fee of Twenty Philippine Pesos (Php20.00) per person who enters or makes use of the air-conditioned Passenger Lounge located in the Terminal. However, the use of the non-air-conditioned Customer Lounge in the Terminal shall be for free for all persons.

**SECTION 13. COLLECTION AND DISPOSITION OF FEES.** The fees and charges herein provided shall be collected by the City Treasurer or his duly authorized or assigned deputies.

**SECTION 14. DEPARTURE TICKETS.** The City Treasurer shall prepare the issuance of departure tickets which shall be color-coded in the following manner:

- a. Red for Multicabs;
- b. Orange for PUJs;
- c. Yellow for GT Express, PUMBs, PUBs; and
- d. Green for PUBs bound for Tacloban.

**SECTION 15. DEPARTURE TIME INTERVAL.** The departure time interval per unit shall be in the following manner:

- |                              |            |
|------------------------------|------------|
| a. PUJs                      | 20 minutes |
| b. Multicabs/GT Express Vans | 15 minutes |
| c. PUMBs and PUBs            | 25 minutes |

However, the TMO may, from time to time, change and adjust the said departure time intervals if in its determination the same is essential and necessary for the best interests of the Terminal.

**SECTION 16. INSPECTION OF DEPARTURE TICKETS.** The operators or drivers shall subject themselves to inspection of their departure tickets at Ticket Checkpoints that are designated City Treasurer's Office (CTO) and which shall be located strategically for outbound PUVs. The operators or drivers shall present the CTO and Operator's Copies of the departure ticket. The CTO inspector shall detach the CTO copy of the departure ticket and stamp the operator's copy as "USED" and sign on the same as proof of inspection.



**SECTION 17. ACCRUEMENT OF FEES AND CHARGES.** Any such fees or charges collected shall accrue to the account City Economic Enterprise Fund – Operation of the City Terminal, and shall be used exclusively for the expenditures of the Terminal subject to the usual accounting and auditing procedures.

**SECTION 18. DAILY DEPARTURE REPORT COPY.** The City Treasurer's Office is required to prepare a daily departure report copy and shall regularly furnish the Terminal management a copy of the same.

**SECTION 19. DUTIES AND RESPONSIBILITIES OF OPERATORS OF PUJS, MULTICABS, GT EXPRESS, PUMBS AND PUBS.**

- a. The operators of PUJs, Multicabs, GT Express, PUMBs and PUBs shall secure the necessary individual franchises, business permits and other licenses and shall pay the appropriate taxes, fees and other impositions that may be imposed, levied and collected by duly constituted authorities upon them before using or taking possession of the premises assigned to them in the Terminal.
- b. For operators of PUJs, Multicabs, GT Express, PUMBs and PUBs with two or more units franchised under their name, they shall be required to get only one business permit for their units. The plate numbers of the units must be reflected in the business permit.
- c. The operators shall comply with all sanitation rules and regulations that are promulgated by the duly constituted authorities, and those that may be imposed from time to time by the Terminal management, and shall keep and maintain their premises in clean and good sanitary condition, and shall dispose of all garbage or rubbish only thru means and places indicated by the Terminal management.
- d. All operators shall comply with any and all laws, ordinances, regulations or orders of the National or City Government authorities arising from, or regarding the use, occupation and sanitation of the premises.

**SECTION 20. ROUTES LEADING TO AND FROM THE INTEGRATED TRANSPORT TERMINAL.** All PUVs covered by this Ordinance shall pertain only to those bound to the North and West routes in accordance with their respective franchises.

**SECTION 21. ROUTES TAKE EFFECT.** The specific routes prescribed herein for PUVs shall take effect starting from four o'clock in the morning to nine o'clock in the evening daily.

**SECTION 22. PENALTY.** Violators of any provision of this Ordinance shall be punished in accordance with the following:

- a. For operators or drivers of PUVs who violate any provision, they shall be penalized as follows:
  - i) First offense: Fine of not less than One Thousand Philippine Pesos (Php1,000.00) but the offender may opt to pay a no-contest Administrative Fine of Five Hundred Philippine Pesos (Php500.00).
  - ii) Second offense: Fine of not less than Two Thousand Philippine Pesos (Php2,000.00) but the offender may opt to pay a no-contest Administrative Fine of One Thousand Philippine Pesos (Php1,000.00).
  - iii) Third and subsequent offenses: Fine of not less than Two Thousand Philippine Pesos (Php2,000.00) and/or Imprisonment of not less than 60 days but not more than one year, at the discretion of the court, and cancellation of corresponding business permit, without prejudice to a recommendation to the LTO for the revocation of the Driver's License and/or to the Land Transportation Franchising and Regulatory Board (LTFRB) for the revocation for CPC.



- b. For peddlers, hawkers and other persons who violate any provision of this Ordinance, they shall be penalized with a Fine of not less than One Thousand Philippine Pesos (Php1,000.00) but the offender may opt to pay a no-contest Administrative Fine of Five Hundred Philippine Pesos (Php500.00).

**SECTION 23. RECKONING PERIOD.** The reckoning period for violation of any provision of this Ordinance is one (1) year. At the start of each new calendar year, thus, a new reckoning period begins from January to December of the year, that is, the first traffic violation committed by a driver and/or operator during the 12-month period shall constitute a First Offense and the succeeding violations within that 12-month period shall constitute the Second, Third and succeeding Offenses, correspondingly and respectively.

**SECTION 24. APPROPRIATIONS.** The expenditures to cover the implementation of this Ordinance for Calendar Year 2017 shall be provided through Supplemental Budget from the General Fund of the City, or from any available funds of the City Treasury.

The annual fund necessary for the implementation of this Ordinance shall be included in the yearly operations of the Ormoc City Government.

**SECTION 25. REPEALING CLAUSE.** The provisions of existing issuances, policies and ordinances, including those prescribing for any penalties which are inconsistent with the provisions of this Ordinance, are hereby repealed, amended or modified accordingly.

**SECTION 26. EFFECTIVITY.** This Ordinance shall take effect immediately upon the establishment and start of operations of the Terminal.

ENACTED, June 08, 2017.

RESOLVED, FURTHER, to furnish copies of this Ordinance, one each to the City Mayor Richard I. Gomez; the City Administrator; the City Legal Officer; the City Planning & Development Office; the Permits, Franchising and Licensing Office; the City Treasurer's Office; the Head Traffic Management Unit, PNP, Ormoc City; the City Director, Ormoc City Police Office; the Mall Operations Manager, Ms. Sweetheart M. de Paz, Administration Office, Robinson's Place - Tacloban, Marasbaras, Tacloban City; the OIC-City Director, DILG; and others concerned in Ormoc City;

CARRIED UNANIMOUSLY.

I HEREBY CERTIFY to the correctness of the above ordinance.

MARIA ANTONIETA G. CO HAT  
(OIC - SP Secretary)  
Supervising Administrative Officer

ATTESTED:

VINCENT L. RAMA  
(OIC-City Vice Mayor & Temporary Presiding Officer)  
SP Member  
Asst. Majority Floor Leader

APPROVED:

RICHARD I. GOMEZ  
City Mayor  
13 JUN 2017  
(Date)