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ORMOC CITY

Office of the City Mayor
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REPUBLIKA NG PILIPINAS
SANGGUNIANG PANLUNGSOD
LUNGSOD NG ORMOC

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SANGGUNIANG PANLUNGSOD NG ORMOC

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG PANLUNGSOD NG ORMOC HELD AT THE HONORABLE PLACIDO ENECIO HALL, SANGGUNIANG PANLUNGSOD BUILDING ON FEBRUARY 16, 1989

or P. AGENT:

Hon. Nepomuceno P. Aparis I,	Vice-Mayor & Presiding Officer
Hon. Gregorio A. Yrastorza, Jr.,	Kagawad, Floor Leader
Hon. Eufrocino C. Codilla, Jr.,	Kagawad
Hon. Celso P. Adolfo,	Kagawad
Hon. Sixto T. Pongos,	Kagawad
Hon. Arnulfo C. Salazar,	Kagawad
Hon. Jose B. Conejos,	Kagawad
Hon. Rodolfo L. Rivilla, Jr.,	Kagawad
Hon. Benjamin F. Tugonon,	Kagawad
Hon. Antero T. Fiel,	Kagawad
Hon. Celso P. Porcadilla,	Kagawad
Hon. Romeo M. Hermosilla, ABC President,	Kagawad

ABSENT:

N o n e .

RESOLUTION NO. 24

WHEREAS, there has been so many instances of bicyclenapping or stealing of bicycles in the City of Ormoc;

WHEREAS, once a bicycle is stolen, it becomes very difficult to trace or locate its whereabouts, for nowadays, bicycles are generally without serial numbers stamped thereon by the manufacturers;

WHEREAS, there are also locally made bicycles by some enterprising individuals which do not actually have serial numbers, a circumstance wherein, if a bicycle is stolen, most likely it would mean a permanent loss;

WHEREAS, this august Body has acquired knowledge of these deliberately malicious and alarming developments, the perpetration of these irresponsible acts of stealing and the resulting damages that these acts have caused or may occasion to the members of the community are violative of the individual rights guaranteed by law;

NOW, THEREFORE, on motion of Kagawad Romeo M. Hermosilla, jointly seconded by mga Kagawad Gregorio A. Yrastorza, Jr., Eufrocino C. Codilla, Jr. and Celso P. Porcadilla; be it

RESOLVED, to adopt:

ORDINANCE NO. 18

AN ORDINANCE REQUIRING THE REGISTRATION OF ALL BICYCLES, WHETHER FOR SINGLE OR TANDEM OPERATION, UNICYCLES, TRICYCLES, AND SIDECARS MANUFACTURED, SOLD OR OPERATED IN THE CITY OF ORMOC WITH THE CITY TREASURER'S OFFICE AND THE STAMPING OF A SERIAL NUMBER PROVIDED BY THE CITY TREASURER'S OFFICE ON A CONSPICUOUS AREA OF THE VEHICLE'S CHASSIS AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF.

BE IT ENACTED, by the Fifth Sangguniang Panlungsod ng Ormoc, That:

SECTION 1. Definition of Terms. For purposes of this Ordinance, the following terms are hereby defined:

a) Bicycle for single operation - a bicycle with only one set of pedals.

b) Bicycle for tandem operation - a bicycle with more than one set of pedals which can be operated by more than one rider.

c) Unicycle - a cycle with only one wheel.

d) Tricycle - a three-wheeled vehicle with bicycle wheels with the active portion in front or rear and centered to the other two wheels.

e) Sidercar - an attachment to a bicycle for passengers or cargo with a third wheel.

f) Chassis - the main frame of the bicycle or sidercar to which all other necessary attachments are installed.

g) Vehicle - the term used to indicate any of the above items for purposes of this Ordinance.

All the above classified vehicles shall not include children's vehicles or classified bicycle fitted with balancing outriggers, (two other wheels fitted to the rear axle for balancing for children's instructional not operated in the city streets or public highways.).

SECTION 2. It shall be unlawful for any person to manufacture, sell or operate a bicycle for single or tandem operation, unicycle, tricycle or sidercar in the City of Ormoc without said vehicle being registered with the City Treasurer's Office and provided with a serial number thereof, which number shall be stamped on a conspicuous part of the chassis.

SECTION 3. It shall be unlawful for any person to tamper with and/or obliterate or cover said number stamped by the City Treasurer's Office.

SECTION 4. The City Treasurer shall print an official form wherein the name and address of the owner and a stencil-tracing of the number of the vehicle or sidercar shall be kept on file and said data be fed to the City Treasurer's computer on a separate diskette which shall be maintained and updated for quick reference, a record of names and addresses with their unit/s serial numbers and vice versa.

SECTION 5. All bicycle dealers in the City of Ormoc must report all vehicles in stock to the City Treasurer's Office every end of the month and shall have each vehicle as stipulated in this ordinance stamped with a serial number and shall furnish a xerox copy of their sales invoice, if sold, to the City Treasurer for their files and entered into the computer diskettes, which entry shall be updated with the name of owner upon receipt of sales invoice of parts purchased in the process of assembly.

SECTION 7. An amount of P20.00 shall be imposed upon the owner of any vehicle described above for the stamping of the serial number, not including the basic registration fee.

SECTION 8. It shall be unlawful for anybody to transport any of the above named vehicle outside of Ormoc City without clearance secured from the City Treasurer's Office and the Integrated National Police which clearance shall not be issued without first determining the true ownership of said vehicle.

SECTION 9. The transfer of ownership of any of the above mentioned vehicles must be covered with necessary documents and a copy of which shall be furnished the City Treasurer's Office and duly noted in the computer diskette on which record of registered and stamped with serial

number vehicles are entered.

SECTION 10. The INP shall have the power to apprehend or confront any person riding on any of the vehicles herein mentioned if suspected of having stolen said vehicle and shall impound said vehicle and hold the rider in custody for proper identification until such time that true ownership of said vehicle is established.

SECTION 11. Penalty. - Any person/s violating or assisting in the violation of this ordinance shall, upon conviction, be fined in the amount of not less than P20.00 but not more than P50.00 for the first offense and/or imprisonment of not more than 5 days upon the discretion of the court, a fine of P50.00 but not more than P100.00 for the second offense and/or imprisonment from 5 to 10 days upon the discretion of the court, and a fine of P100.00 but not exceeding P100.00 and/or imprisonment from 10 days to not exceeding 15 days upon the discretion of the court for the third offense.

SECTION 12. Repeal. - Any ordinance or local law or provision/s thereof contrary or inconsistent with this Ordinance are hereby repealed or modified accordingly.

SECTION 13. Separability. - If any section or part of this Ordinance shall be declared unconstitutional or ultra vires, such declaration shall not in any way invalidate the whole of this Ordinance.

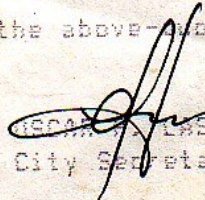
SECTION 14. Effectivity. - This Ordinance shall take effect immediately upon its approval.

ENACTED, February 16, 1989.

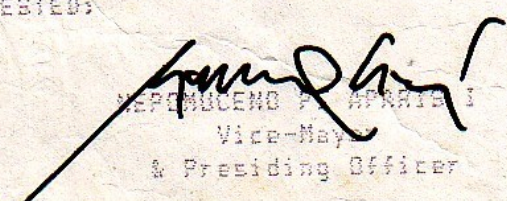
RESOLVED, FURTHER, to furnish a copy of this resolution-ordinance each to Her Honor, the City Mayor, the City Treasurer, the Ormoc City INP Station Commander, the 32nd PC Company, the Coast Guards, Managers of Air/Shipping Companies & Land Transportation, Operators of buses, jeepneys, Pounding Barangays thru ABC President, Dealers of bicycles, - all in Ormoc City; and, sufficient copies to be posted on public bulletin boards.

CARRIED UNANIMOUSLY.

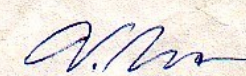
I HEREBY CERTIFY to the correctness of the above-stated resolution-ordinance.


OSCAR A. LUSAN
City Secretary

ATTESTED:


NEPOMUCENO P. APARICIO
Vice-Mayor
& Presiding Officer

APPROVED:


MARIA VICTORIA L. LOCSIN
City Mayor

ATTESTED AS APPROVED:


CASIMIRO L. CORTES
Secretary to the Mayor

/evp '89