

REPUBLIKA NG PILIPINAS
LUNGSOD NG ORMOC
SANGGUNIANG PANLUNGSOD
TANGGAPAN NG KALIHIM

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE SECOND
SANGGUNIANG PANLUNGSOD NG ORMOC HELD AT ITS SESSION HALL
ON APRIL 1, 1980

PRESENT:

Hon. Jose C. Aviles, Vice-Mayor, Presiding Officer
Hon. Placido C. Eneacio, Kagawad, Floor Leader
Hon. Benjamin F. Tugonon, Kagawad
Hon. Cristobal S. Mendola, Kagawad
Hon. Anastacio D. Besabella, Kagawad
Hon. Cesar S. Samson, Kagawad
Hon. Jose O. Bandalan, Kagawad
Hon. Dionisio S. Santiago, Kagawad

ABSENT:

Hon. Dionisio B. Torrevillas, Kagawad

RESOLUTION NO. 813

"The Sangguniang Panlungsod ng Ormoc, on motion of Kagawad Besabella,
seconded by Kagawad Samson;

"RESOLVED, to adopt:

TAX ORDINANCE NO. 7

AN ORDINANCE ESTABLISHING AND/OR OPERATING THE BUS TERMINAL
SERVICES OF ORMOC CITY, PRESCRIBING FEES AND RENTALS THERE-
FOR, AND FOR ITS PROPER AND EFFECTIVE ADMINISTRATION

BE IT ORDAINED, by the Sangguniang Panlungsod ng Ormoc, That:

SECTION 1. Title. - This Ordinance shall be known as the "Ormoc
City Bus Terminal Services Ordinance."

SECTION 2. Venue. - The Bus Terminal Services as provided for in
the preceding section shall have its place of business and be housed
in the newly constructed terminal building built for the purpose and
within its immediate vicinity as may be defined.

SECTION 3. Definition of terms. - For purposes of this Ordinance,
the following terms are hereby defined:

(a) Services shall mean to include all the facilities in the ter-
minal that could be afforded and would inure to the benefit of the
riding public.

(b) Terminal means the area or place where in-coming public uti-
lity conveyances could discharge or disembark their passengers and
could likewise solicit passengers for their respective destinations.

(c) Dispatcher means any person employed by the operator of a
bus or jeepney to solicit passengers for a given public conveyance.

(d) Operator means a person who is a holder of a certificate of
public convenience to conduct the business of transporting passengers
within a given line or route.

(e) Major repairs means those repairs which require a period of
not less than three (3) hours time for their accomplishments.

(f) Garage means a building or compartment of a building used
for housing an automotive vehicle; a repair shop for automotive ve-
hicles.

(g) Overnight parking shall mean to be the parking of a vehicle
in the premises of the terminal from the early hours of the evening
until and up to anytime past twelve o'clock (12:00) midnight.

SECTION 4. Fees and rentals or contracts. - There shall be levied upon and imposed on every passenger bus or jeepney a terminal fee and/or rental, as the case may be, for services rendered and facilities offered for parking or loading purposes, which shall be paid to the City Treasurer or his duly authorized representative according to their respective categories as follows:

	<u>Per Trip</u>	<u>Overnight Parking</u>
a) Passenger bus	P 7.00	P 12.00
b) Passenger jeepney	2.00	4.00

private or public
utilities included:

PROVIDED, HOWEVER, That should a contract be necessary with any interested person, bus or jeepney operator, or if a contractual relationship for the use of the premises is deemed more convenient for both parties rather than the imposition of fees prescribed herein, then such a relationship shall be entered into: PROVIDED, FURTHER, That the basic rental shall not be less than three thousand pesos (P3,000) per month per bay but in no case shall the whole terminal be awarded to a single operator: PROVIDED, FURTHERMORE, That the contract or covenant shall be entered into and/or signed by the City Mayor under such terms and conditions as he may deem appropriate: and PROVIDED, FINALLY, That in no case shall the premises be converted into a garage for vehicles and neither shall major repairs be undertaken thereat. (Additional - see TO No. 6, dated July 3, 1982, here)

SECTION 5. Employment of dispatchers: and required. - Operators of passenger buses or jeepneys may be allowed or permitted to employ dispatchers: PROVIDED, That dispatchers as employed shall have to be bonded in the amount of not less than one thousand pesos (P1,000.00), cash or property bond, the same being answerable to whatever loss or losses that any passenger may suffer in the course of handling of such cargo or cargoes and/or effects by the dispatchers concerned, properly identified by wearing their respective uniforms and nameplates and in no case shall any person be employed as such if he or she has been convicted of a crime involving moral turpitude and, for this purpose, police and court clearances shall have to be secured before his or her employment as dispatcher by any given bus or jeepney company or operator. The necessary permit, however, shall have to be secured from the Office of the City Mayor before any dispatcher could exercise such privilege within the City of Ormoc.

SECTION 5-A (see TO Ordinance # 14, 5-1982)

SECTION 6. Employment of a City Supervising Dispatcher. - To ensure an orderly, peaceful and disciplined passenger dispatch in the bus terminal, all dispatchers as employed by their respective bus or jeepney operators shall be under the control and supervision of the City Supervising Dispatcher to be appointed and/or designated by, and who shall be directly responsible to, the City Mayor and whose emolument shall be provided for in the city budget. The City Supervising Dispatcher shall be responsible for the conduct, behavior and proper discipline of the different bus or jeepney dispatchers brought under his control and supervision.

SECTION 7. Conduct and behavior of dispatchers. - Utmost courtesy and honesty shall be accorded to all and every passenger by the dispatchers and in no case shall roughness and discourteous conduct be made.

SECTION 8. Prohibition to solicit or accept passengers outside the terminal premises: exception. - It shall be prohibited and be considered as a violation of this Ordinance for a passenger bus or jeepney driver, conductor, dispatcher, or any other person authorized or not by any operator or his representative to solicit or accept passengers and allow them to board their bus or jeepney in any place of

the poblacion of Ormoc City other than the bus terminal area heretofore designated, except the picking up of passengers while on their way out of the Poblacion or in the course of their route towards their respective destinations.

SECTION 9. Penalty. - Any violation of the provisions of this Ordinance by any driver, conductor, dispatcher and/or any representative of an operator of a public conveyance, or by the operator himself or herself, shall subject such offender to a fine of not less than three hundred pesos (P300.00) for the first offense and cancellation of his/her permit for the succeeding offense and disqualifying him or her to be granted permit for the exercise of such vocation or privilege within the jurisdiction of Ormoc City.

SECTION 10. Separability. - If any section or portion of this Ordinance shall be declared unconstitutional or ultra vires, such declaration shall not invalidate the whole of this Ordinance.


SECTION 11. Effectivity. - This Ordinance shall take effect immediately upon its approval.

ENACTED, April 1, 1980.


"RESOLVED, FURTHER, to furnish a copy of this resolution each to the City Treasurer and all passenger bus and jeepney operators in the City of Ormoc;

"CARRIED UNANIMOUSLY."

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


JOSE C. AVILES
Vice-Mayor
Presiding Officer

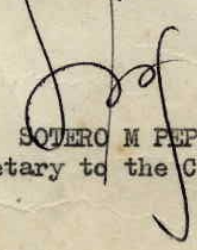
ATTESTED:


VICTORIANO L. DE LOYOLA
Kalihim
(Secretary)

APPROVED:


INAKI A. LARRABAL
City Mayor

ATTESTED AS APPROVED:


SOTERO M. PEPITO
Secretary to the City Mayor

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