Republic of the Philippines
MUNICIPALITY OF SANTO DOMINGO
Province of Ilocos Sur

OFFICE OF THE SANGGUNIANG BAYAN

MUNICIPAL ORDINANCE No. 003
Series of 2019

AN ORDINANCE ALLOWING THE OPERATION OF E-TRIKE IN THE MUNICIPALITY OF SANTO DOMINGO AND PROVIDING GUIDELINES THERETO

BE IT ENACTED BY THE SANGGUNIANG BAYAN IN A SPECIAL SESSION DULY ASSEMBLED

Section 1. TITLE - This Ordinance shall be known as "**E-TRIKE ORDINANCE**"

Section 2. POLICY - The Municipality fully supports the National Government's e-tricycle project. It is also committed in enforcing the applicable provisions of the Clear Air Act and in addressing community concerns about high oil prices, pollution and health hazard as well as in providing new job opportunities.

Section 3. DEFINITION OF TERMS - For purposes of this ordinance, the following terms shall mean:

a) E-trike – a three wheeled electric power driven vehicle.
b) Driver – an individual person duly licensed to drive motor vehicle.
c) Franchise – a person or entity who owns an e-trike and in whose favor a franchise was issued by the Municipality through the Sangguniang Bayan.
d) Proponent – refers to a person or entity who engage himself/itself in the business of manufacturing and/or selling electric tricycle in the territorial jurisdiction of the Municipality registered as such before the Municipal Treasurer's Office.
e) Charging Stations – refers to the established place required of the proponent where drivers or operator of e-trike can charge their batteries for a free.

Section 4. E-TRIKE FRANCHISE GRANT - E-Trike operation is hereby allowed and grant franchise within the territorial jurisdiction of the Municipality.

Section 5. GUIDELINES – The actual issuance of the corresponding franchise in favor of the applicant preferably endorsed by the proponent shall be subject to the following guidelines, to wit:

1. No e-trike franchise shall be granted unless:

   1.1. The unit utilizes environmental friendly batteries as determine by the Environmental and Natural Resources Office.

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ATTESTED:

FLORO T. TADENA
Vice Mayor & Presiding Officer

RODEL M. TAGORDA
Secretary to the Sangguniian

APPROVED: JAN 23 2019
(Date)

AMADO T. TADENA
Municipal Mayor

1.2. It has an on-board charger; and
1.3. It is roadworthy and possesses the required safety features including the provisions for reflection lights and/or lamps at the front and rear portions of the unit.

2. The individual applicant is an actual resident and registered voter of the Municipality. Such shall be a continuing qualification requirement which shall be considered even in renewal applications.

3. A transport cooperative may be granted in its name up to five (5) franchises, subject to compliance with the qualification requirements of the drivers.

4. For E-trike Rent-to-own Program or variations thereof and/or meanwhile that the ownership of the unit is not yet fully transferred to the intent buyer, a provisional franchise may be granted in favor of the proponent. Provided, that the qualification requirements of the intended buyers or drivers of the vehicle are complied with.

5. In granting franchise, the following prioritization shall be favorably considered, to wit:

5.1. First, trimobile drivers who desire to own an e-trike,
5.2. Second, trimobile operators whose units are already dilapidated,
5.3. Third, trimobile operators whose units are to-strikes, and
5.4. Fourth, franchisees of the conventional trimobiles wanting to convert voluntarily to e-trike.

Section 6. PARTS AVAILABILITY – As a necessary after sales component to a successful e-trike project, the proponent shall make available within the Municipality's territorial jurisdiction such parts as may be needed for the continued and uninterrupted operation of e-trike in the Municipality.

Section 7. CHARGING STATIONS – Being an important support system to the e-trike project, charging stations shall be established in strategic public places in the municipality. For the total franchises herein fixed, no less that two (2) charging stations shall be required of the proponent to establish. In this regard, not all contemplated franchises shall be issued by the Sangguniang Bayan unless the establishment of the charging stations is assured or completed.

Section 8. INCENTIVES – a) Franchises shall be granted fifty (50%) discount on all fees applicable to trimobiles, namely: 1. Franchise fee, 2. Mayor's Permit fee, 3. Sticker fee, and 4. Police Inspection fee.

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b) A business tax holiday for one (1) year shall be granted a proponent for the establishment of the charging stations herein granted.

Section 9. FARE RATE – fares that may be charged passengers or commuters for riding on e-trike shall be subject to the approval of the Sangguniang Bayan. Meanwhile, the same rates and discounts being charged by trimobile drivers shall apply to e-trikes.

Section 10. PARKINGS – The Office of the Municipal mayor through the Public Safety Office may designate such appropriate parking areas for e-trike.

Section 11. INCORPORATION CLAUSE – Provision of existing ordinances, rules and regulations pertaining to trimobile fare rate, operation and traffic shall be considered as forming part thereof.

Section 12. REPEALING CLAUSE – Any provision of ordinance, rules and regulations and/or part thereof inconsistent with the provisions of this ordinance are hereby repealed and/or modified accordingly.

Section 13. SEPERABILITY CLAUSE – Should any portion or provisions of this ordinance be declared unconstitutional or invalid, the other parts or provisions thereof which are not affected thereby shall continue to be in full force and effect.

Section 14. EFFECTIVITY – This ordinance shall take effect immediately upon approval.

(Enacted this 23rd day of January 2019)
(Sponsored by Hon. Eugene R. Tadeja)

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