

TANGGAPAN NG SANGGUNIANG BAYAN
41st REGULAR SESSION
November 19, 2014

RESOLUTION NO. 350-14

Authored and Sponsored by: **HON. ALAN B. ANGUB**

Co-Sponsored by: Hon. Fernando C. Ugdoracion
Hon. Mila M. Lim
Hon. Alvin Rey C. Almendras
Hon. Lolita P. Legaspi
Hon. Ronald R. Cruda
Hon. Michelle O. Orpilla
Hon. Alain Michael C. Almendras
Hon. Carolino A. Ruiz

ENACTING AN ORDINANCE AMENDING SECTION 2 OF MUNICIPAL ORDINANCE NO. 11-A, SERIES OF 1992 OTHERWISE KNOWN AS “REGULATING THE ISSUANCE OF MOTORIZED TRICYCLE OPERATORS PERMIT AND PRESCRIBING GUIDELINES FOR THE REQUIREMENTS, FEES AND CHARGES FOR THE NEW AND RENEWAL OF MTOP APPLICATION, THIS MUNICIPALITY”

WHEREAS, the Sangguniang Bayan of Sta. Cruz enacted M.O No. 11-A series of 1992 setting guidelines to implement the devolution of LTFRB’s franchising authority over Tricycle for hire to local government unit in accordance to RA 7160 otherwise known as the Local Government Code of the Philippines where the power and functions of the LTFRB over the Motorcycle for Hire shall now be perform by the Local Government Unit concerned;

WHEREAS, under section 2 of said 1992 ordinance, the validity of MTOP is 2 years only;

WHEREAS, it has been noticed that in the Franchise applications for renewal, the applicants repeatedly secure the same documents which consequently added to the filed documents archived in the licensing office;

WHEREAS, it has been the request of the Operators and Drivers to at least stream down the documents needed/required during their renewal of Franchise;

WHEREAS, the requirements for MTOP applications in so far as new applicant is still the same, however, with enactment of Municipal Ordinance, No.10, s. 2014, all MTOP applicants are now obliged to follow the prescribed color “Orange” in their respective units.

WHEREFORE, on motion of Hon. Alan B. Angub, unanimously seconded by the members present, it was

RESOLVED, as it is hereby resolved by the Sangguniang Bayan of Sta. Cruz, Davao del Sur, assembled in session to enact the following:

MUNICIPAL ORDINANCE NO. 13
Series of 2014

AMENDING SECTION 2 OF MUNICIPAL ORDINANCE NO. 11-A SERIES OF 1992 OTHERWISE KNOWN “AS REGULATING THE ISSUANCE OF MOTORIZED TRICYCLE OPERATORS PERMIT AND PRESCRIBING GUIDELINES FOR THE REQUIREMENTS, FEES AND CHARGES FOR THE NEW AND RENEWAL OF MTOP APPLICATION, THIS MUNICIPALITY”

Be it ordained by the Sangguniang Bayan of Sta. Cruz, Davao del Sur, in session assembled that:

SECTION 1 - Title. This ordinance shall be known as **An Ordinance Regulating the Issuance of Motorized Tricycle Operator's Permit and Prescribing Guidelines for the Requirements, Fees and Charges for the NEW and RENEWAL of MTOP Application and Prescribing Three (3) years Validity of MTOP application.**

SECTION 2 - Requirements for New MTOP application:

1. Verified application form (Notarized)
2. Barangay Clearance
3. Police Clearance
4. Mayor's Clearance
5. Latest LTO Registration and Official Receipt (Photocopy)
6. Assets and Liabilities
7. Income Tax Return / Registration (Photocopy)
8. Voters Affidavit / Voters ID (Photocopy)
9. Cedula (Photocopy)
10. I.D. Picture (2 x 2)
11. Photo of actual unit (4 views – front, back side)
12. Deed of Sale (in the case of transfer of ownership) Photocopy

SECTION 3 - Requirements for Renewal of MTOP application:

1. Verified application form (Notarized)
2. Barangay Clearance
3. Police Clearance
4. Mayor's Clearance
5. Latest LTO Registration and Official Receipt (Photocopy)
6. Income Tax Return / Registration (Photocopy)
7. Cedula (Photocopy)
8. Photo of actual unit (4 views – rear, front, Left Side and Right Side)

SECTION 4 - Fees and Charges for MTOP application:

Registration Fee	- P 500.00 per unit
Operators Permit	- 500.00 per unit
Sticker	- 50.00 per unit

SECTION 5 - Validity period. The authority for MTOP shall be valid for three (3) years counted from the date of issuance.

SECTION 6 - Repealing Clause. All ordinances, resolutions and executive orders or part/s thereof, which are inconsistent with any of the provisions of this ordinance, are hereby repealed or modified accordingly.

SECTION 7 - Separability Clause. If, for any reason/s, any part of the provisions of this ordinance shall be held unconstitutional or invalid, other part/s or provisions hereof which are not affected thereby shall continue to be in full force.

SECTION 8 - Effectivity. This ordinance shall take effect after the required publication and posting pursuant to RA 7160 otherwise known as the Local Government Code of 1991.

UNANIMOUSLY APPROVED.

CERTIFIED CORRECT:

ELSA L. VILLAFLOR
Administrative Officer III
Acting Secretary to the Sanggunian

ATTESTED:

ALVIN REY C. ALMENDRAS
SB Member/OIC Vice-Mayor
(Temporary Presiding Officer)

APPROVED:

ATTY. JOEL RAY L. LOPEZ
Municipal Mayor