



Republic of the Philippines  
**QUEZON CITY COUNCIL**  
Quezon City  
22<sup>nd</sup> City Council

PO22CC-253

54<sup>th</sup> Regular Session

ORDINANCE NO. SP- 3258, S-2024

AN ORDINANCE REQUIRING PUBLIC MOTORIZED TRICYCLES-FOR-HIRE AND UTILITY MOTORIZED TRICYCLES OPERATING WITHIN THE TERRITORIAL JURISDICTION OF QUEZON CITY TO EACH BEAR A REFLECTORIZED BODY NUMBER ON THE EXTERNAL FRONT AND EXTERNAL BACK OF ITS MOTORIZED TRICYCLE SIDE CAR, CAB, VAN OR CART

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Introduced by Councilors VICTOR "Vic" BERNARDO, EMMANUEL BANJO A. PILAR, TATAY RANNIE Z. LUDOVICA and RAM V. MEDALLA

Co-Introduced by Councilors Bernard R. Herrera, Tany Joe "TJ" L. Calalay, Dorothy A. Delarmente, M.D., Joseph P. Juico, Nikki V. Crisologo, Charm M. Ferrer, Fernando Miguel "Mikey" F. Belmonte, Candy A. Medina, Aly Medalla, Dave C. Valmocina, Godofredo T. Liban II, Kate Galang-Coseteng, Geleen "Dok G" G. Lumbad, Albert Alvin "Chuckie" L. Antonio III, Don S. De Leon, Wencerom Benedict C. Lagumbay, Atty. Anton L. Reyes, Edgar "Egay" G. Yap, Irene R. Belmonte, Marra C. Suntay, Joseph Joe Visaya, Alfred Vargas, MPA, Shaira "Shay" L. Liban, Aiko S. Melendez, Mutya Castelo, Maria Eleanor "Doc Ellie" R. Juan, O.D., Kristine Alexia R. Matias, Eric Z. Medina, Vito Sotto Generoso, Jose Maria M. Rodriguez and Jhon Angelli "Sami" C. Neri

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WHEREAS, Section 16, Chapter II, Title I, Book I of Republic Act No. 7160, otherwise known as the "Local Government Code of 1991," provides 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 which are essential to the promotion of the general welfare, and shall maintain peace and order, and preserve the comfort and convenience of their inhabitants;

WHEREAS, the Local Government Code of 1991 devolved certain functions of the Department of Transportation and Communications to local government units. Section 458(a)(3)(vi), Article III, Chapter III, Title III, Book III of the Local Government Code of 1991 states, to wit:

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*“SECTION. 458. - Powers, Duties, Functions and Compensation. - (a) The Sangguniang Panlungsod, as the legislative body of the city, shall enact ordinances, approve resolutions and appropriate funds for the general welfare of the city and its inhabitants pursuant to section 16 of this Code and in the proper exercise of the corporate powers of the city as provided for under section 22 of this Code, and shall:*

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*(3) Subject to the provisions of Book II of this Code, enact ordinances granting franchises and authorizing the issuance of permits or licenses, upon such conditions and for such purposes intended to promote the general welfare of the inhabitants of the city and pursuant to this legislative authority shall:*

*x x x x*

*(vi) Subject to the guidelines prescribed by the Department of Transportation and Communications, regulate the operation of tricycles and grant franchises for the operation thereof within the territorial jurisdiction of the city.”*

*WHEREAS, in 2014, the Quezon City Council enacted Quezon City Ordinance No. SP-2337, S-2014, otherwise known as the “Quezon City Tricycle Management Code of 2014,” which recognized the integral role of tricycles in the public transport system of the City and the Metropolis as a whole, and stated that the franchising and operation of tricycles shall be controlled and regulated with the end view of effectively managing these vehicles for basic services. This Ordinance applies to all Tricycle Operators and Drivers Associations (TODA) within the territorial jurisdiction of Quezon City, without prejudice to such TODA holding existing dual franchise, and those tricycles used for conveying goods or services;*

*WHEREAS, under Quezon City Ordinance No. SP-2337, S-2014, the Tricycle Regulatory Unit under the Department of Public Order and Safety is mandated to implement and enforce provisions of relevant laws and ordinances pertaining to the operation of tricycles;*

*WHEREAS, in 2019, the Quezon City Council enacted Quezon City Ordinance No. SP-2864, S-2019, otherwise known as the “Traffic and Transport Management Department (TTMD) Ordinance,” which transferred the Tricycle Regulatory Division and the Traffic Operation Division of the Department of Public Order and Safety to the TTMD. This was amended in 2022 by Quezon City Ordinance No. SP-3134, S-2022, which maintained the Tricycle Regulatory Division’s mandate to implement and enforce provisions of relevant laws and ordinances pertaining to the operation of tricycles;*

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WHEREAS, the devolution of the said franchising power, through the Local Government Code of 1991, made low-priced vehicles, that include motorized tricycles, more readily available as a means of transportation and livelihood to the residents of Quezon City. This resulted in the proliferation of motorized tricycles in the City's roads;

WHEREAS, many Quezon City residents have become dependent on motorized tricycles in conducting their daily activities. However, the exponential increase in motorized tricycle operations involves a rise in major issues, such as traffic accidents and violations, colorum or illegal units, and crimes committed through or in motorized tricycles;

WHEREAS, to help address the said major issues and to better ensure the safety of the residents of Quezon City, measures that will aid the Quezon City Government and the public in identifying motorized tricycles plying the City's roads must be put in place.

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF QUEZON CITY IN REGULAR SESSION ASSEMBLED:

SECTION 1. SHORT TITLE. – This Ordinance shall be known as the “Reflectorized Body Number on Public Motorized Tricycles-For-Hire and Utility Motorized Tricycles Ordinance of 2024”.

SECTION 2. DECLARATION OF POLICY. – It is hereby declared as a policy of the Quezon City Government to properly regulate the increasing motorized tricycle operations in the City's roads to bring comfort and convenience to the general public and to promote the safety and security of the residents within its territorial jurisdiction. The enactment and implementation of laws, rules, and regulations that will provide the means to easily identify motorized tricycles operating within the City is vital for their proper regulation.

SECTION 3. DEFINITION OF TERMS. – As used in this Ordinance the following terms shall be construed as follows:

- 3.1 **Franchise** – refers to a special privilege to do certain things conferred by the government on an individual or corporation, and which does not belong to citizens generally of common right;
- 3.2 **Motorized Tricycle** – refers to a motor vehicle duly registered with the Land Transportation Office composed of a motorcycle fitted with a single-wheeled side car or two-wheeled cab, close van or open cart powered by gasoline, diesel, electricity or other energy source;

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- 3.3 **Motorized Tricycle Operators Permit (MTOPO)** – refers to a document granting permit or license to operate issued to a person, natural or juridical, allowing him/her to operate a tricycle over zones specified therein;
- 3.4 **Owner/Operator** – refers to the registered owner of a tricycle as shown by the Certificate of Registration or other document;
- 3.5 **Public Motorized Tricycle For Hire** – refers to a motorized tricycle for hire rendering transport services to the general public;
- 3.6 **Reflectorized Body Number** – refers to a number assigned by the Traffic and Transport Management Department to a motorized tricycle operating within the territorial jurisdiction of Quezon City that is written using reflectorized paint or on a reflectorized plate;
- 3.7 **Reflectorized Paint** – refers to a high-quality modified alkyd-based paint that is pre-mixed with glass beads. It is known for its use in traffic management due to its high reflectance, durability, and adhesion qualities;
- 3.8 **Reflectorized Plate** – refers to a metal plate that incorporates reflective properties for enhanced visibility;
- 3.9 **Tricycle Regulatory Division (TRD)** – refers to a Division under the Traffic and Transport Management Department mandated to implement and enforce provisions of relevant laws and ordinances pertaining to the operation of tricycles pursuant to Quezon City Ordinance No. SP-2864, S-2019 and Quezon City Ordinance No. SP-3134, S-2022; and
- 3.10 **Utility Motorized Tricycle** – refers to a motorized tricycle rendering transport services for a legitimate and registered business entity.

SECTION 4. COVERAGE. – This Ordinance shall cover all public motorized tricycles-for-hire and utility motorized tricycles operating within the territorial jurisdiction of Quezon City.

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**SECTION 5. REQUIREMENTS AND EXCEPTIONS. –**

5.1 Each public motorized tricycle-for-hire and utility motorized tricycle that is operating within the territorial jurisdiction of Quezon City shall bear a reflectorized body number that has been assigned by the Tricycle Regulatory Division on the external front and external back of its motorized tricycle side car, cab, van or cart. For public motorized tricycles for hire, the reflectorized body number shall be displayed using reflectorized paint. For utility motorized tricycles, the reflectorized body number shall be displayed using a reflectorized plate. The reflectorized body number must be written in the color and font prescribed by the implementing rules and regulations of this Ordinance. The size of the body number must be at least 6 inches in height, 3 ½ inches in width and 1 inch in thickness.

5.2 The body number that is required inside the motorized tricycle side car, cab, van or cart, in accordance with the Quezon City Ordinance No. SP-2337, S-2014, otherwise known as the “Quezon City Tricycle Management Code of 2014,” does not need to be reflectorized. The name of the TODA and “Quezon City,” which are likewise required to be indicated on the external front, external back and inside of the motorized tricycle side car, cab, van or cart under the Quezon City Tricycle Management Code of 2014, also do not need to be reflectorized.

5.3 All owners/operators of public motorized tricycles for hire and utility motorized tricycles are required to ensure that the full reflectorized body number maintains its reflectance quality at all times. The reflectance quality of the body number must be such that it is clearly visible and legible under normal lighting conditions.

**SECTION 6. VIOLATIONS AND PENALTIES. –** The following violations shall be subject to the imposition of the following penalties on the owner/operator of a public motorized tricycle-for-hire or a utility motorized tricycle:

6.1 Operating a public motorized tricycle-for-hire or utility motorized tricycle that does not bear a reflectorized body number that has been assigned by the Tricycle Regulatory Division on the external front and external back of its motorized tricycle side car, cab, van or cart.

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- *First Offense – Php1,000.00*
- *Second Offense – Php2,000.00*
- *Third Offense – Php3,000.00 and revocation of the Motorized Tricycle Operators Permit and Tricycle Franchise*

6.2 *Operating a public motorized tricycle-for-hire or utility motorized tricycle that bears a reflectorized body number that has been assigned by the Tricycle Regulatory Division with degraded reflectance property in the external front and external back of its motorized tricycle side car, cab, van or cart.*

- *First Offense – Php500.00*
- *Second Offense – Php1,500.00*
- *Third Offense – Php2,500.00 and revocation of the Motorized Tricycle Operators Permit and Tricycle Franchise*

**SECTION 7. IMPLEMENTING RULES AND REGULATIONS.** – *The Tricycle Regulatory Division, led by its division head, shall promulgate the Implementing Rules and Regulations of this Ordinance within 45 days from the date of its enactment. The Implementing Rules and Regulations shall include the required color and font of the reflectorized body number. The promulgated Implementing Rules and Regulations shall be recommended for approval by the Head of the Traffic and Transport Management Department and bear the approval of the City Mayor to have the full force and effect of a law.*

**SECTION 8. SEPARABILITY CLAUSE.** – *If any provision of this Ordinance is declared void or unconstitutional, the remaining portions shall not be affected and shall remain in full force and effect.*

**SECTION 9. REPEALING CLAUSE.** – *All ordinances, resolutions, executive orders, memorandum circulars, and administrative orders and other issuances or parts thereof, which are inconsistent with any provisions of this Ordinance, are hereby repealed or modified accordingly.*

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*(Signature)*

*(Signature)*

*SECTION 10. EFFECTIVITY CLAUSE. – This Ordinance shall take effect 15 days after its publication in a newspaper of general circulation within the territorial jurisdiction of Quezon City.*

*ENACTED: February 5, 2024.*



GIAN G. SOTTO  
City Vice Mayor  
Presiding Officer

ATTESTED:



ATTY. JOHN THOMAS S. ALFEROS, III  
City Government Department Head III  
(City Council Secretary)


APPROVED: MAR 6 2024



MA. JOSEFINA G. BELMONTE  
City Mayor

CERTIFICATION

*This is to certify that this Ordinance was APPROVED by the City Council on Second Reading on February 5, 2024 and was PASSED on Third/Final Reading on February 12, 2024.*



ATTY. JOHN THOMAS S. ALFEROS, III  
City Government Department Head III  
(City Council Secretary)

