

CITY ORDINANCE NO. _____

**DRAFT ORDINANCE AMENDING SECTION 9 OF CITY ORDINANCE NO. 08-2013
TITLED "TUGUEGARAO CITY TRICYCLE ORDINANCE 2013"**

WHEREAS, section 16 of Republic Act No. 7160, otherwise known as the Local Government Code of 1991, states that "Every Local Government unit shall exercise the powers expressly granted, those necessarily implied there from, as well as powers necessary, appropriate incidental for its efficient and effective governance, and those who are essential to the promotion of the general welfare;"

WHEREAS, the Sangguniang Panlungsod shall enact ordinances granting franchises upon such condition and for such purposes intended to promote the general welfare of the city and its inhabitants, pursuant to Paragraph 3, Subparagraph VI under Section 458 of the Local Government Code which states that:

(vi) Subject to the guidelines prescribed by the Department of Transportation and Communications, the Sangguniang panglungsod shall regulate the operation of tricycles and grant franchises for the operation thereof within the territorial jurisdiction;

WHEREAS, the tricycle is the main mode of transportation of the commuting public in Tuguegarao City, hence, the city government must ensure that local policies are crafted and tailored to the needs of the tricycle drivers to ensure continuous operation and transportation services to the constituents;

WHEREAS, in order to cope with the present challenges, there is a necessity to amend section 9 of City Ordinance No. 08-2013 titled "Tuguegarao City Tricycle Ordinance 2013" to extend the validity of the Tricycle franchise from two (2) years to four (4) years;

NOW, THEREFORE, be it **ORDAINED** by the Sangguniang Panlungsod, in session assembled, to enact:

SECTION 1. TITLE. This Ordinance shall be known as ORDINANCE AMENDING SECTION 9 OF CITY ORDINANCE NO. 08-2013 TITLED "TUGUEGARAO CITY TRICYCLE ORDINANCE 2013"

SECTION 2. AMENDMENTS.

Section 9 Ordinance No. 08-2013 shall be amended to read as follows:

SECTION 9. DURATION AND LIMIT OF THE FRANCHISE. Any franchise shall remain valid for a period of **four (4) years** from the date of issuance, renewable for the same period. The number of franchises that may be granted to an individual shall be limited to one (1).

Section 3. Separability Clause. - If any provision of this Ordinance is declared invalid or unconstitutional, the remaining provisions not affected thereby shall continue in full force and effect.

Section 4. Repealing Clause. - All ordinances, local issuances or rules inconsistent with the provisions of this Ordinance are hereby repealed or modified accordingly.

Section 5. Effectivity Clause. - This Ordinance shall immediately take effect upon approval.