



Republic of the Philippines  
Province of Ilocos Norte  
**MUNICIPALITY OF SAN NICOLAS**

## **OFFICE OF THE SANGGUNIANG BAYAN**

EXCERPTS FROM THE MINUTES OF THE SECOND REGULAR SESSION OF THE 11<sup>TH</sup> SANGGUNIANG BAYAN OF THE MUNICIPALITY OF SAN NICOLAS, ILOCOS NORTE HELD AT THE MUNICIPAL SESSION HALL ON THE 9<sup>TH</sup> DAY OF NOVEMBER, 2020 AT 10:40 O'CLOCK IN THE MORNING.

**PRESENT:**

Hon. Angel Miguel L. Hernando	Acting Vice-Mayor/Presiding Officer;
Hon. Moera Joy N. Galing-Luna	Member;
Hon. Joseph Lister B. Butay	Member;
Hon. Norberto D. Dadiz, Sr.	Member;
Hon. Luciano R. Caraang	Member;
Hon. Jessie Julito P. Pumaras, Sr.	Member;
Hon. Juanito P. Ulep, Jr.	Member/Liga ng mga Barangay President;
Hon. Inno Ma. Angelo Paulo O. Hernando	Member/PPSK President.

**ABSENT:**

Hon. Erico R. Ruiz, Jr. Member (On Forced-Leave).

### **“MUNICIPAL ORDINANCE NO. 2020-27**

#### **AN ORDINANCE REGULATING THE PASSAGE OF SLOW MOVING VEHICLES ON NATIONAL HIGHWAYS, DESIGNATING A SPECIFIC LANE FOR THEM TO TRAVERSE ALONG THE HIGHWAYS WITHIN THE MUNICIPALITY OF SAN NICOLAS, ILOCOS NORTE AND PROVIDING PENALTIES FOR VIOLATION THEREOF.**

**WHEREFORE, BE IT ENACTED** by the Sangguniang Bayan in session duly assembled the following:

**SECTION 1. Title.** This ordinance shall be known as “The regulation of the passage of Slow Moving Vehicles along the highways” ordinance of the Municipality of San Nicolas, Ilocos Norte”.

**SECTION 2. Purpose.** To reduce the congestion of vehicles along the highways and to avoid traffic accidents and other traffic hazards and inconveniences, in compliance with RA 4136 otherwise known as the “Land Transportation and Traffic Code of the Philippines” and other related issuances of the Department of the Interior and Local Government.

**SECTION 3. Definition of Terms.**

- a) Agricultural Equipment – is any kind of motorized machinery equipment used as a farm implement. (such as but not limited to Tractor, harvester, kuliglig, etc.)
- b) All Small Terrain Vehicles (ATVs) – A motorized highway vehicle designed to travel on a four low pressure or non-pneumatic tires;
- c) Heavy Equipment – refers to heavy duty vehicles, specifically designed for construction tasks such as payloader, roller, grader and the like;
- d) Highway – as used in this ordinance, shall refer to the national roads from the San Nicolas-Laoag boundary to the Batac-San Nicolas boundary as well as from the Damili Landmark at the Buabo-Buabo until the Sarrat-San Nicolas boundary going to Dingras town.

- e) Motorized Tricycles – a kind of a transport vehicle composed of a motorcycle fitted with a single wheel side car or a motorcycle with a two-wheel cab operated to render transport service to the general public for-a-fee.
- f) Slow Moving Vehicle/s (SMVs) – vehicle or caravan of vehicles traversing on a street or highway at a speed of not more than 40 kilometer per hour. It is generally applied to equipment and vehicles such as farm equipment, heavy equipment, trucks, trailers, Tricycles, Pedicabs, Bicycles, and the like either manually or electronically-operated, or mobilized or running at a speed of not more than 40 kilometer per hour;

**SECTION 4. Regulated Acts.**

- 1. All SMV’s traversing along the highway within the territorial jurisdiction of San Nicolas are prohibited to pass at the inner lanes of the highways particularly from the San Nicolas – Batac Boundary up to Nalundasan Road and San Nicolas – Sarrat Boundary up to Sotto St. at Brgy. 6 (road going to the Municipal Slaughterhouse) except to overtake on justifiable circumstances or on emergency cases.
- 2. Motorized tricycles for Hire shall be still subject to the applicable provisions of the existing Traffic Code of San Nicolas which provides among others a route plan in certain areas within the poblacion for tricycles in the municipality.

**SECTION 5. Administration of fines and Authority to implement this ordinance.**

The PNP Traffic Division and the authorized Traffic enforcers/aides shall be primarily responsible in the effective implementation of this ordinance. Penalties collected shall accrue to the Municipal coffers of the Local Government Unit.

**SECTION 6. Penal provision.** Any person who violates the provisions of this Ordinance shall be penalized as follows:

- 1. First offense – a fine of P1,000;
- 2. Second offense – a fine of P2,000;
- 3. Third and succeeding offense – a fine of P2,500.

**SECTION 7. Repealing Clause.** All provisions of local ordinances, orders, resolutions which are inconsistent herewith are hereby repealed and/or modified accordingly.

**SECTION 8. Separability Clause.** If for any reason any part of this ordinance shall be held unconstitutional or invalid, other parts hereof which are not affected thereby shall continue to be in full force and effect.

**SECTION 9. Effectivity.** This Ordinance shall take effect fifteen (15) days from the completion of its publication as required under Section 188 of Republic Act 7160 otherwise known as the Local Government Code of 1991.

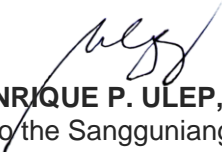
**“UNANIMOUSLY APPROVED.**

Voting on the foregoing ordinance was as follows:


AYES	:	Members Galing-Luna, Butay, Dadiz, Sr., Caraang, Pumaras, Sr., Ulep, Jr. and Hernando, I.
NAYS	:	None.
ABSTAINED	:	None.

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I hereby certify to the correctness of the foregoing ordinance.

  
**ENRIQUE P. ULEP, JR.**  
Secretary to the Sangguniang Bayan I

ATTESTED:

  
**ANGEL MIGUEL L. HERNANDO**  
Acting Vice-Mayor/Presiding Officer

APPROVED:

  
**EDISTIO P. VALDEZ**  
Acting Mayor

Approved on: November 11, 2020