



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

OFFICE OF THE SANGGUNIANG BAYAN

EXCERPTS FROM THE MINUTES OF THE FIFTH REGULAR SESSION OF THE
11TH SANGGUNIANG BAYAN OF THE MUNICIPALITY OF SAN NICOLAS, ILOCOS NORTE
HELD AT THE MUNICIPAL SESSION HALL ON THE 29TH DAY OF MARCH, 2021
AT 10:45 O’CLOCK IN THE MORNING.

PRESENT:

- | | |
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| Hon. Edistio P. Valdez | Vice-Mayor/Presiding Officer; |
| Hon. Angel Miguel L. Hernando | Member; |
| Hon. Moera Joy N. Galing-Luna | Member; |
| Hon. Joseph Lister B. Butay | Member; |
| Hon. Norberto D. Dadiz, Sr. | Member; |
| Hon. Erico R. Ruiz, Jr. | 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:

None.

“MUNICIPAL ORDINANCE NO. 2021-10

**AN ORDINANCE GRANTING AUTHORITY TO TRICYCLE OPERATOR/S
IN THE MUNICIPALITY OF SAN NICOLAS, ILOCOS NORTE, TO APPLY AND TRANSFER
IN THEIR FAVOR THE FRANCHISE OF TRICYCLE UNITS OBTAINED FROM OTHER
OPERATOR/S AND SETTING THE RULES AND GUIDELINES IN THE AVAILMENT
THEREOF.**

WHEREAS, the power to issue franchises and to grant authority is vested in the legislative Body;

WHEREAS, the operation of tricycle-for-hire has been a good source of livelihood and income to our constituents;

WHEREAS, over the years, some tricycle operators have acquired tricycle franchise/s from other operators and are being renewed unnoticed under the name/s of the original franchise and/or operated without a valid franchise;

WHEREAS, in order to address this situation, there is an imperative need to pursue corrective measures in the issuance of tricycle franchise;

BE IT ORDAINED BY THE SANGGUNIANG BAYAN of San Nicolas, Ilocos Norte in regular session ASSEMBLED THAT:

SECTION 1. Title. This ordinance shall be called as “An Ordinance Granting Authority to Tricycle Operator/s in the Municipality of San Nicolas, Ilocos Norte, to apply and transfer in their favor the franchise of Tricycle Units Obtained from Other Operator/s and Setting the Rules and Guidelines in the Availment Thereof”;

SECTION 2. Purpose. This ordinance seeks to ensure that all tricycle for hire plying within the territorial jurisdiction of San Nicolas, Ilocos Norte are duly registered and are operating with valid and legal franchise.

SECTION 3. Guidelines. To achieve the above purpose, a one-time grant of authority is hereby given provided they satisfy the following guidelines:

- a. The applicant must be a registered voter and an actual resident of Municipality of San Nicolas, Ilocos Norte at least one (1) year at the time of application;
- b. The applicant had not sold any tricycle franchise under his name;
- c. An undertaking from the applicant that the franchise once issued in his/her name shall not be transferred to anyone except to persons allowed under Section I, Article V of Municipal Ordinance No. 2008-22;
- d. Payment of a transfer fee in the amount of Three Hundred Pesos (P300.00) upon filing of the application;
- e. The applicant must submit proof of acquisition of the franchise. In the absence thereof, he or she must execute a sworn statement declaring the manner of acquisition and from whom he/she acquired the franchise;
- f. The applicant had acquired the franchise not later than December 31, 2020;
- g. An availment fee of Five Thousand Pesos (P5,000.00) shall be paid in addition to the transfer fee aboved stated;
- h. Each applicant shall be allowed to avail of the grant one unit only. Excess unit(s) shall be deemed revoked.

SECTION 4. Period of Filing. The period of filing an application to avail of this grant shall commence upon approval of this ordinance until June 30, 2021.

SECTION 5. Authomatic Revocation of Franchise. Franchisees operated by persons who failed or refuse to avail this grant within the period allowed in the immediately preceding section shall be automatically/deemed revoked.

SECTION 6. Banned Franchisee. A franchisee who previously sold his/her franchise on or before December 31, 2020 shall not be issued a new franchise within two (2) years from July 31, 2021. However, any franchisee who sold his/her franchise after December 31, 2020 shall forever be barred to apply for a franchise.

SECTION 7. Separability/Repealing Clause: If any provision of this Ordinance is held invalid or unconstitutional, or inconsistent with national law, rules and regulations, other provision not affected shall continue to be in full force and effect, the same shall prevail and all previous ordinances, rules, regulations, executive order or memoranda are hereby superseded and modified accordingly.

SECTION 8. Effectivity: This Ordinance shall take effect immediately upon approval.

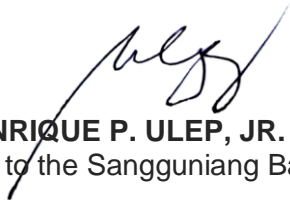
UNANIMOUSLY APPROVED.”

Voting on the foregoing ordinance was as follows:

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

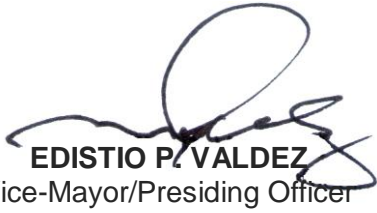
Page 3, Municipal Ordinance No. 2021-10;

I hereby certify to the correctness of the foregoing ordinance.



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

ATTESTED:



EDISTIO P. VALDEZ
Vice-Mayor/Presiding Officer

APPROVED:



ALFREDO P. VALDEZ, JR.
Municipal Mayor

Approved on: March 31, 2021