



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 12TH SANGGUNIANG BAYAN OF THE MUNICIPALITY OF SAN NICOLAS, ILOCOS NORTE HELD AT THE MUNICIPAL SESSION HALL ON THE 29TH DAY OF MAY, 2023 AT 10:15 O'CLOCK IN THE MORNING.

PRESENT:

Hon. Napoleon L. Hernando	Vice-Mayor/Presiding Officer;
Hon. Luciano R. Caraang	Member;
Hon. Erico R. Ruiz, Jr.	Member;
Hon. Chona P. Hernandez	Member;
Hon. Jessie Julito P. Pumaras, Sr.	Member;
Hon. Norberto S. Dadiz, Jr.	Member;
Hon. Cesar R. Agustin	Member;
Hon. Jorge Cesar T. Palafox	Member//Liga ng mga Barangay President;
Hon. Inno Ma. Angelo Paulo O. Hernando	Member/PPSK President.

ON MOURNING-LEAVE:

Hon. Moera Joy N. Galing-Luna Member.

ON OFFICIAL-LEAVE:

Hon. Juanito P. Ulep, Jr. Member.

ABSENT:

None.

“MUNICIPAL ORDINANCE NO. 2023-12

AN ORDINANCE REVOKING THE FRANCHISE ISSUED TO THE THIRTY SIX (36) TRICYCLE OPERATORS FOR FAILURE TO COMPLY THE PROVISIONS OF MUNICIPAL ORDINANCE NO. 2008-22 ALSO KNOWN AS “AN ORDINANCE REGULATING THE OPERATION OF TRICYCLE-FOR-HIRE OPERATING OR PLYING WITHIN THE MUNICIPALITY OF SAN NICOLAS, PROVINCE OF ILOCOS NORTE”.

WHEREAS, Republic Act No. 7160 otherwise known as the “Local Government Code of 1991” empowers the Sangguniang Bayan to grant franchises relating to the operation of motorized tricycle within its territorial jurisdiction, Section 447 (a) [3-VI] thereof provides:

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 municipality.

WHEREAS, MO # 2008-22 otherwise known as “An ordinance regulating the operation of tricycle-for-hire operating or plying within the Municipality of San Nicolas, Province of Ilocos Norte” provides, among others, the rules and regulations for the issuance and revocation of franchise to operate motorized tricycle fore hire within the municipality and the terms and conditions for the continued operation thereof;

WHEREAS, it is a time honored principle that the power to grant carries within it the power to revoke;

WHEREAS, it was found out that there are Thirty Six (36) operators who failed to comply with the terms and conditions for the continued operation of their motorized tricycle for hire. Hence, revocation of their franchise is in order;

WHEREAS, there was a sufficient ground for the revocation of Thirty Six (36) franchises to operate motorized tricycle for hire within the municipality of which Nine (9) are expired Franchise and Twenty Seven (27) expired Motorized Tricycle Operators Permit and One (1) of them voluntarily surrendered his Franchise;

NOW, THEREFORE, BE IT ORDAINED BY THE SANGGUNIANG BAYANA IN SESSION DULY ASSEMBLE that:

SECTION 1. Revocation of Franchises. – The Franchise issued to the Thirty Six (36) Tricycle Operators are hereby revoked.

The list of the Thirty Six (36) Tricycle Operators whose franchises were revoked is hereto attached as Annex “A” and form an integral part of this ordinance.

SECTION 2. One Year Ban. – Pursuant to MO # 2007-11, those operators whose franchises are revoked under this ordinance shall not be granted franchise for a period of One (1) year from the time of its revocation.

SECTION 3. Repealing Clause. All ordinances, resolutions, rules and regulations or parts thereof which are inconsistent with the provisions of this Ordinance are hereby repealed, amended or modified accordingly.

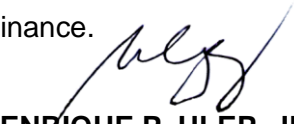
SECTION 4. Effectivity. This Ordinance shall take effect upon approval.

UNANIMOUSLY APPROVED.”


Voting on the foregoing ordinance was as follows:

- AYES : Members Caraang, Ruiz, Jr., Hernandez, Pumaras, Sr., Dadiz, Jr., Agustin, Palafox and Hernando, I.
- NAYS : None.
- ABSTAINED : None.

I hereby attest to the correctness of the foregoing ordinance.


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

CERTIFIED TRUE AND CORRECT:


NAPOLEON L. HERNANDO
 Vice-Mayor/Presiding Officer

APPROVED: 
ANGEL MIGUEL L. HERNANDO
 Municipal Mayor

Approved on: June 1, 2023