

Republic of the Philippines
Province of Iloilo
MUNICIPALITY OF OTON
OFFICE OF THE SANGGUNIANG BAYAN



EXCERPTS from the Minutes of the Sangguniang Bayan of Oton, Iloilo in its Regular Session held at the Municipal Session Hall, Oton, Iloilo last September 8, 2004 at 2:30 in the afternoon.

PRESENT: Hon. Vicente B. Flores, Jr. Vice Mayor (Presiding Officer)
Hon. Jafet P. Salinas SB Member
Hon. Jose Neil P. Olivares SB Member (Asst. Floor Leader)
Hon. Eusebio G. Villavicencio, Jr. SB Member
Hon. Felimon Gregorio M. Calvo SB Member (Floor Leader)
Hon. Virginia F. Olivares SB Member
Hon. Francisca C. Ezpeleta SB Member
Hon. Pablo S. Guevara, Jr. SB Member
Hon. Simplicio R. Carreon, Jr. SB Member
Hon. Edgar N. Javellana SB Member (ABC Representative)
Hon. Lee C. Alison SB Member (SK Representative)

ABSENT: None.

ORDINANCE NO. 2004 - 126

AN ORDINANCE AMENDING ORDINANCE NO. 38, SERIES OF 1995 OTHERWISE KNOWN AS THE "DERECHO" ORDINANCE.

WHEREAS, there are two (2) groups of Public Utility Jeepneys operating in Oton - Iloilo City Route, to wit: those from the Poblacion to Iloilo City and those from Cabanbanan to Iloilo City;

WHEREAS, the Municipality of Oton thru Resolution No. 094, Series of 1994 requested the Land Transportation Franchising and Regulatory Board (LTFRB), Region VI, to require drivers and operators plying South of Oton to print "DERECHO" in the panel routes of their units;

WHEREAS, it has been settled that the power of determining the points of origin within the territorial jurisdiction of the Municipality belongs to the Local Government Unit.

WHEREAS, this Ordinance aims to further promote harmonious relationship between the two groups of PUJs and also to provide a well delineated areas of operation or points of origin, thereby providing convenience to the commuting public;

AS PROPOSED by Hon. Jose Neil P. Olivares and **on motion** of the Committee on Public Facilities and Utilities, namely, Hon. Simplicio R. Carreon, Jr., Hon. Edgar N. Javellana and Hon. Eusebio G. Villavicencio, Jr. and duly seconded by Hon. Pablo S. Guevara, Jr.

BE IT ORDAINED by the Sangguniang Bayan of Oton, Iloilo an Ordinance, to wit:

SECTION 1. TITLE. This Ordinance shall be known as the "DERECHO" Ordinance.

SECTION 2. DEFINITION OF TERMS. As used in this Ordinance:

- a. **Jeepney** - refers to a Public Utility Jeepney or PUJ; a four - wheeled automobile transporting passengers for compensation.
- b. **Southern part of Oton** - refers to route of PUJs from Oton - Tigbauan boundary in Cabanbanan, Oton, Iloilo City and vice versa via a national highway.
- c. **Derecho** - refers to a route panel or sticker informing the commuters that the PUJ operates in the Southern part of Oton and issued by legitimate jeepney owners and drivers association in the Southern part of Oton.
- d. **Poblacion** - refers to route of PUJs from Oton Poblacion to Iloilo City and vice versa starting from Anhawan Bridge to Batiano Bridge.
- e. **SOJODA** - refers to Southern Oton Jeepney Owners and Drivers Association known as the legitimate jeepney owners and drivers association in the Southern part of Oton.

SECTION 3. REGULATED ACTS.

- a. All Public Utility Jeepneys plying or operating to the Southern part of Oton shall bear the word "DERECHO" in their panel route at the front and sides of the unit.

(Ord. No. 2004 – 126, P.2)

- b. All drivers with a "DERECHO" route panel shall be obliged to deliver the passengers to their destination in the Southern part of Oton regardless of the number of passengers.
- c. There shall be a Terminal of PUJs in Cabanbanan to be managed by the legitimate jeepney owners and drivers association in the Southern part of Oton.
- d. There shall be no dual routing. Oton PUJs plying to Iloilo City shall be either "Oton – Iloilo City" or "Oton Derecho – Iloilo City".
- e. Pertinent Traffic Laws and the Civil Code provisions on Common Carrier shall be applied in so far as applicable under this Ordinance.

SECTION 4. PENALTIES.

- a. A driver of PUJ violating this Ordinance shall pay a fine of Three Hundred Pesos (P300.00) or community service of eight (8) hours or both upon the discretion of the court.

SECTION 5. REPEALING CLAUSE.

Any Ordinance or parts thereof inconsistent with this Ordinance is hereby repealed or amended accordingly.

SECTION 6. SEPARABILITY CLAUSE.

If any section or provision of this Ordinance is declared null and void, no other section, provisions or part thereof shall be affected and the same shall remain in full force and effect.

SECTION 7. EFFECTIVITY CLAUSE.

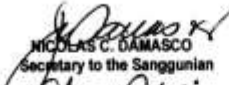
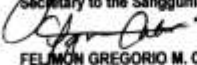
This Ordinance shall take effect after ten (10) days of posting in at least two (2) conspicuous places in this Municipality.

SECTION 8. COPIES. This Ordinance shall be furnished to the Office of the Mayor; Oton – PNP; MTC; SOJODA; MTO; and the Sangguniang Panlalawigan of Iloilo for information and guidance.

UNANIMOUSLY APPROVED.

I HEREBY CERTIFY to the correctness of the foregoing Ordinance.

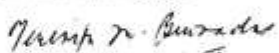
Attested: 
VICENTE B. FLORES, JR.
Vice Mayor



Concurred: 
NICOLAS C. DAMASCO
Secretary to the Sanggunian

FELIMON GREGORIO M. CALVO
Floor Leader

Approved: 
ATTY. CARINA V. FLORES
Municipal Mayor

Date Approved: SEP 20 2004

Date Posted: 21 SEP 2004 /jod/

MTC - 
MTC - Interpreter

MO - 9-27-04 
PNP - 9-27-04 

MTO - 

SOJODA - 