



Republic of the Philippines  
**QUEZON CITY COUNCIL**

Quezon City  
20<sup>th</sup> City Council

PR20CC-649

48<sup>th</sup> Regular Session

RESOLUTION NO. SP- **7307** , S-2017

A RESOLUTION STRONGLY SUPPORTING HOUSE BILL NO. 2530, ENTITLED, "REGULATING MOTORCYCLES-FOR-HIRE OR HABAL-HABAL, THEREBY AUTHORIZING CITIES AND MUNICIPALITIES TO GRANT FRANCHISES FOR THEIR OPERATIONS, AMENDING FOR THE PURPOSE SECTIONS 447 AND 458 OF REPUBLIC ACT NO. 7160, OTHERWISE KNOWN AS THE LOCAL GOVERNMENT CODE OF 1991 AND SECTION 7 OF REPUBLIC ACT NO. 4136, OTHERWISE KNOWN AS THE LAND TRANSPORTATION AND TRAFFIC CODE".

Introduced by Councilor **RAMON P. MEDALLA**

Co-Introduced by Councilors Anthony Peter D. Crisologo, Lena Marie P. Juico, Elizabeth A. Delarmente, Victor V. Ferrer, Jr., Oliviere T. Belmonte, Alexis R. Herrera, Precious Hipolito Castelo, Voltaire Godofredo L. Liban III, Ranulfo Z. Ludovica, Estrella C. Valmocina, Roderick M. Paulate, Gian Carlo G. Sotto, Kate Abigail G. Coseteng, Jose Mario Don S. De Leon, Franz S. Pumaren, Marvin C. Rillo, Raquel S. Malañgen, Irene R. Belmonte, Ivy Xenia L. Lagman, Marra C. Suntay, Hero Clarence M. Bautista, Jose A. Visaya, Karl Edgar C. Castelo, Julienne Alyson Rae V. Medalla, Godofredo T. Liban II, Allan Butch T. Francisco, Marivic Co-Pilar, Melencio "Bobby" T. Castelo, Jr., Rogelio "Roger" P. Juan, Diorella Maria G. Sotto, Donato C. Matias, Eric Z. Medina and Ricardo B. Corpuz.

WHEREAS, Sections 447 and 458 of Republic Act No. 7160, otherwise known as "The Local Government Code of 1991" provides that, "the Sangguniang Bayan or Panlungsod shall regulate the operation of tricycles and grant franchises for the operation thereof within the territorial jurisdiction of municipality or city";

WHEREAS, Republic Act No. 4136, otherwise known as "An Act to Compile the Laws Relative to Land Transportation and Traffic Rules, to create a Land Transportation Commission and for other purposes" shall apply to the registration and operation of motor vehicles and licensing of owners, dealers, conductors, drivers and similar matters;

WHEREAS, Section 7 of Republic Act No. 4136 states that:

"Section 7. Registration Classification. - Every motor vehicle shall be registered under one of the following described classifications:


(a) private passenger automobiles; (b) private trucks; and (c) private motorcycles, scooters, or motor wheel attachments. Motor vehicles registered under these classifications shall not be used for hire under any circumstances and shall not be used to solicit, accept, or be used to transport passengers or freight for pay."

WHEREAS, in the aforementioned national laws, the local government can only regulate tricycles and it further prohibits the use of a motorcycle as a public transportation;

WHEREAS, Motorcycle-for-hire, Habal-Habal or otherwise known as motorcycle taxi has become a mode of transportation for passengers and cargo due to its improved accessibility and convenience to the passengers, although its operation is illegal;

WHEREAS, Second District Representative of Misamis Oriental, Hon. Juliette T. Uy filed last August 4, 2016, House Bill No. 2530 which aims to legalize Habal-Habal as a means of transportation, regulate its operations and enable operators to register their motorcycles as public transport and be covered by the law on common carrier;

WHEREAS, due to the recent implementation of Quezon City Ordinance No. SP-2337, S-2014, also known as the "Quezon City Tricycle Management Code of 2014", which aims to seize colorum tricycles, operators/drivers may resort to convert their tricycles/motorcycles into Habal-Habal;




WHEREAS, to safeguard the riding public, it is timely to amend Sections 447 and 458 of Republic Act No. 7160 and Section 7 of Republic Act No. 4136 to allow motorcycle-for-hire into the realm of policy regulation.

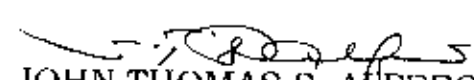
NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF QUEZON CITY IN REGULAR SESSION ASSEMBLED, to strongly support, as it does hereby strongly support House Bill No. 2530, entitled, "Regulating Motorcycles-for-Hire or Habal-Habal, thereby authorizing cities and municipalities to grant franchises for their operations, amending for the purpose Sections 447 and 458 of Republic Act No. 7160 otherwise known as the Local Government Code of 1991 and Section 7 of Republic Act No. 4136, otherwise known as the Land Transportation and Traffic Code".

ADOPTED: November 20, 2017.


  
MA. JOSEFINA G. BELMONTE  
Vice Mayor  
Presiding Officer

ATTESTED:

  
Atty. JOHN THOMAS S. ALFEROS III  
City Gov't. Asst. Dept. Head III

CERTIFICATION

This is to certify that this Resolution was APPROVED by the City Council on Second Reading on November 20, 2017 and was CONFIRMED on December 4, 2017.

  
Atty. JOHN THOMAS S. ALFEROS III  
City Gov't. Asst. Dept. Head III