

Republic of the Philippines
QUEZON CITY COUNCIL
Quezon City
21st City Council

PO21CC-384

51st Regular Session

ORDINANCE NO. SP- **2984**, S-2020

AN ORDINANCE BANNING THE TRUCKS AND OTHER HEAVY MOTOR VEHICLES FROM TRAVERSING THE STRETCH OF VISAYAS AVENUE AND MINDANAO AVENUE WITHIN THE TERRITORIAL JURISDICTION OF QUEZON CITY FROM 6:00 A.M. TO 10:00 A.M AND FROM 5:00 P.M. TO 10:00 P.M. IN ACCORDANCE WITH THE MODIFIED TRUCK BAN POLICY OF THE METROPOLITAN MANILA DEVELOPMENT AUTHORITY (MMDA).

Introduced by Councilors FRANZ S. PUMAREN, DONATO "Donny" C. MATIAS, ERIC Z. MEDINA and VICTOR V. FERRER, Jr.

Co-Introduced by Councilors Bernard R. Herrera, Lena Marie P. Juico, Dorothy A. Delarmente, M.D., Tany Joe "TJ" L. Calalay, Nicole Ella V. Crisologo, Winston "Winnie" T. Castelo, Eden Delilah "Candy" A. Medina, Ramon P. Medalla, Mikey F. Belmonte, Estrella C. Valmocina, Matias John T. Defensor, Wencerom Benedict C. Lagumbay, Jorge L. Banal, Sr., Peachy V. De Leon, Imee A. Rillo, Marra C. Suntay, Irene R. Belmonte, Resty B. Malañgen, Ivy L. Lagman, Hero M. Bautista, Jose A. Visaya, Patrick Michael Vargas, Shaira L. Liban, Ram V. Medalla, Allan Butch T. Francisco, Marivic Co Pilar, Melencio "Bobby" T. Castelo, Jr., Rogelio "Roger" P. Juan, Diorella Maria G. Sotto-Antonio, Freddy S. Roxas and Noe Dela Fuente.

WHEREAS, the stretch of Visayas Avenue and Mindanao Avenue are alternate routes or a convenient shortcut from and to EDSA, North Luzon Expressway (NLEX), Quirino Highway, Commonwealth Avenue, Caloocan and the Province of Bulacan;

WHEREAS, because of its proximity and convenience to other places, Visayas Avenue and Mindanao Avenue are now being regularly utilized by trucks and other heavy vehicles towards their respective destinations;

WHEREAS, as a consequence thereof, vehicular traffic congestion in Visayas Avenue and Mindanao Avenue are getting worse to the prejudice of light motor vehicles passing therein and to the detriment of commuters and nearby residents;

WHEREAS, to ease the traffic situation in Visayas Avenue and Mindanao Avenue and to avert the possible danger that might occur therein, there is a need to ban the trucks and other heavy motor vehicles from traversing in the said roads;

WHEREAS, Section 16 of Republic Act No. 7160, otherwise known as the Local Government Code of 1991, explicitly provides that: "Every local government unit shall exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare."

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF QUEZON CITY IN REGULAR SESSION ASSEMBLED:

SECTION 1. TRUCK BAN - Trucks and other heavy motor vehicles are hereby banned from traversing in the stretch of Visayas Avenue and Mindanao Avenue, within the territorial jurisdiction of Quezon City from 6:00 a.m. to 10:00 a.m. and from 5:00 p.m. to 10:00 p.m. in accordance with the modified truck ban policy of the Metropolitan Manila Development Authority (MMDA).

Provided that, the prohibition set herein shall not apply during Sundays and declared regular or special holidays.

SECTION 2. DEFINITION OF TERMS - For purposes of this Ordinance, the following terms shall be construed as follows:

- a. Truck - refers to the six (6) or more wheeled motor vehicles, regardless of its purpose, nature or use;
- b. Other heavy motor vehicles - refers to buses and other motor vehicles classified by the Land Transportation Office (LTO) as heavy vehicles.

SECTION 3. EXEMPTION - Fire truck, garbage/hauling/dump truck, police/military truck/bus, and other similar motor vehicles owned by, under contract with, the government for rendering public service/works are exempt from the provisions of this Ordinance.

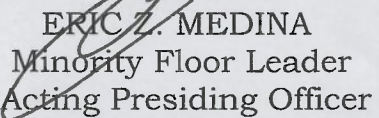
SECTION 4. IMPLEMENTING RULES - The Department of Public Order and Safety (DPOS), the Quezon City Police District (QCPD) Traffic Department and the Members of the Metropolitan Manila Development Authority (MMDA) stationed in Quezon City shall be responsible for the strict implementation of this Ordinance.

SECTION 5. PENALTIES - Any person or persons found to be violating the provisions of this Ordinance shall be meted a fine of five thousand pesos (Php5,000.00) or an imprisonment of one (1) year, or both such fine and imprisonment at the discretion of the court.


SECTION 6. SEPARABILITY CLAUSE. - If for any reason, any section or provision of this Ordinance is declared to be unconstitutional or invalid, all other provisions hereof which are not affected thereby shall continue to be in full force and effect

SECTION 7. EFFECTIVITY CLAUSE. - This Ordinance shall take effect immediately upon its approval.


ENACTED: December 14, 2020.


ERIC Z. MEDINA
Minority Floor Leader
Acting Presiding Officer

ATTESTED:

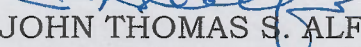

Atty. JOHN THOMAS S. ALFEROS III
City Government Dept. Head III

APPROVED: DEC 15 2020


MA. JOSEFINA G. BELMONTE
City Mayor

CERTIFICATION

This is to certify that this Ordinance was APPROVED by the City Council on Second Reading on December 14, 2020 under Suspended Rules and was PASSED on Third/Final Reading on the same date.


Atty. JOHN THOMAS S. ALFEROS III
City Government Dept. Head III

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