



Republic of the Philippines
QUEZON CITY COUNCIL
Quezon City
18th City Council

PO2012-52

70th Regular Session

ORDINANCE NO. SP- 2186, S-2012

AN ORDINANCE PROHIBITING INFANTS AND/OR CHILDREN WITH AGES SIX (6) YEARS AND BELOW FROM SITTING IN THE FRONT SEAT OF ANY RUNNING MOTOR VEHICLE WITHIN THE TERRITORIAL JURISDICTION OF QUEZON CITY AND PROVIDING PENALTIES THEREFOR.

Introduced by Councilor RAQUEL S. MALAÑGEN.

Co-Introduced by Councilors Anthony Peter D. Crisologo, Ricardo T. Belmonte, Jr., Joseph P. Juico, Alexis R. Herrera, Precious Hipolito Castelo, Alfredo D. Vargas III, Eden "Candy" A. Medina, Julienne Alyson Rae V. Medalla, Roderick M. Paulate, Godofredo T. Liban II, Julian ML. Coseteng, Allan Benedict S. Reyes, Jaime F. Borres, Jose Mario Don S. De Leon, Gian Carlo G. Sotto, Eufemio C. Lagumbay, Jesus Manuel C. Suntay, Jessica Castelo Daza, Vincent DG. Belmonte, Marvin C. Rillo, Ivy Lim-Lagman, Ranulfo Z. Ludovica and John Ansell R. De Guzman.

WHEREAS, Section 16 of Republic Act No. 7160 otherwise known as the Local Government Code of 1991 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. Within their respective territorial jurisdictions, local government units shall ensure and support, among other things, x x x promote health and safety, x x x;

WHEREAS, Section 5 of Republic Act No. 8750 entitled: "An Act Requiring The Mandatory Compliance By Motorists of Private and Public Vehicles To Use Seat Belt Devices, and Requiring Vehicle Manufacturers To Install Seat Belt Devices In All Their Manufactured Vehicles" prohibit infants and/or children with ages six (6) and below to sit in the front seat of any running motor vehicle;

WHEREAS, despite the existence of an express provision in Republic Act No. 8750 prohibiting infants and/or children with ages six (6) years and below from sitting in the front seat of any moving vehicle, said law provides no sanction for violating said provision. Under Section 12 of the said law, the penalties imposed therein pertains only to the omission of drivers to wear seatbelts or instruct their passengers to wear the same and to vehicle manufacturers who fail to install seatbelts in said vehicle prior to their distribution to the public;

WHEREAS, to ensure the implementation of said law, sanction/penalty is therefore needed in order to effectively safeguard infants and/or children with ages six (6) years and below;

WHEREAS, statistics have been shown that most accidents prove to be fatal to those passengers who are seated in the front seat of motor vehicles; hence, the incessant need to safeguard children from possible accidents that may arise should they be seated in the front seat of moving motor vehicles.

NOW, THEREFORE,

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

Section 1. It shall be unlawful to allow infants and/or children with ages six (6) years and below to sit in the front seat of any running motor vehicle.

For the purpose of this Ordinance, children shall be referred to those minors with ages six (6) years and below.

Section 2. Any person found violating this Ordinance shall be penalized as follows:


- a. First Offense - a fine of One Thousand Pesos (P1,000.00)  

- b. *Second Offense* - a fine of Two Thousand Pesos (P2,000.00)
- c. *Third and successive Offense* - a fine of Three Thousand Pesos (P3,000.00) and suspension of driver's license for a period of one (1) week.


Section 3. The Quezon City Department of Public Order and Safety (QC-DPOS) is hereby delegated to implement this Ordinance.

Section 4. This Ordinance shall take effect after fifteen (15) days from its approval and publication in a newspaper of general circulation.

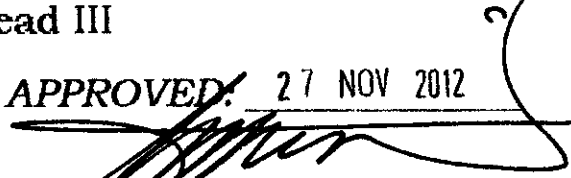
ENACTED: October 22, 2012.


MA. JOSEFINA G. BELMONTE
Vice Mayor
Presiding Officer

ATTESTED:



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

APPROVED: 27 NOV 2012


HERBERT M. BAUTISTA
City Mayor

CERTIFICATION

This is to certify that this Ordinance was APPROVED by the City Council on Second Reading on October 22, 2012 and was PASSED on Third/Final Reading under Suspended Rules on the same date.


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