



REPUBLIC OF THE PHILIPPINES
PROVINCE OF ILOILO
MUNICIPALITY OF PAVIA
-oOo-

OFFICE OF THE SANGGUNIANG BAYAN

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN HELD ON DECEMBER 04, 2023 AT 9:00 A.M. IN THE SESSION HALL, MUNICIPAL BUILDING, PAVIA, ILOILO.

PRESENT

1. Hon. Edsel G. Gerochi -Municipal Vice-Mayor
Presiding Officer
2. Hon. Ariel B. Gerada - Municipal Councillor
3. Hon. Jose Maria D. Trimañez - -do-
4. Hon. Leonardo L. Belasa - -do-
5. Hon. Daniel S. Fajardo, II - -do-
6. Hon. Roy H. Gorriceta, Sr. - -do-
7. Hon. Rhia B. Sotomil - -do-
8. Hon. Joshua Philippe B. Gumban- -do-
9. Hon. Tito J. Henarios - Liga President, Ex-Officio Member

ABSENT

1. Hon. Jo Jan Paul J. Peñol - Municipal Councillor
2. Hon. Gerard Peter G. Zalzarriaga - SK Fed. President, Ex-Officio Member

MUNICIPAL ORDINANCE NO. 2023-45

ORDINANCE REGULATING THE PASSAGE OF CARGO TRUCKS ALONG CORAZON AQUINO AND BENIGNO AQUINO INTERSECTION AT UNGKA 2, PAVIA, ILOILO AND AGANAN INTERSECTION AT AGANAN, PAVIA, ILOILO FROM 6:30 A.M. TO 9:00 A.M. AND 5:00 P.M. TO 8:00 P.M. AND PROVIDING PENALTIES FOR VIOLATION THEREOF.

WHEREAS, RA 7160, otherwise known as "The Local Government Code of 1991," delegates to every Local Government Unit the power and authority to ensure and support, among other things, the preservation and enrichment of culture, promote health and safety, enhance the right of the people to a balanced ecology, encourage and support the development of appropriate and self-reliant scientific and technological capabilities, improve public morals, enhance economic prosperity and social justice, promote full employment among their residents, maintain peace and order, and preserve the comfort and convenience of their inhabitants;

WHEREAS, there is a pressing need to study, craft and formulate new truck regulations to respond to the pressing needs to alleviate traffic congestions at along Corazon Aquino and Benigno Aquino Intersection and Aganan Intersection;

WHEREAS, it is imperative for the Local Government of the Municipality of Pavia, Iloilo to devise ways to solve vehicular traffic congestion to improve the general welfare and the economy of the municipality;

NOW THEREFORE, BE IT ORDAINED by the Sangguniang Bayan of Pavia in a session duly assembled to enact:

Section 1. Short Title. – This ordinance shall be known as "**ORDINANCE REGULATING THE PASSAGE OF CARGO TRUCKS ALONG CORAZON AQUINO AND BENIGNO AQUINO INTERSECTION AT UNGKA 2, PAVIA, ILOILO AND AGANAN**

INTERSECTION AT AGANAN, PAVIA, ILOILO FROM 6:30 A.M. TO 9:00 A.M. AND 5:00 P.M. TO 8:00 P.M. AND PROVIDING PENALTIES FOR VIOLATION THEREOF"

Section 2. Policy Statement. – There is hereby established a Truck Ban Ordinance of the Municipality of Pavia guided by expressed policies under Article 2, Section 5 of the Philippine Constitution that states, "the maintenance of peace and order, the protection of life, and liberty, and property, and promotion of the general welfare are essential for the enjoyment by all the people of the blessings of democracy".

Section 3. Definition of Term. – As used in this ordinance, the following shall be construed to mean as follows.

3.1 Cargo Trucks — are motor vehicles, principally intended for carrying cargo and having license plates of the following classifications: "S", "T", "TC", "TH", "TRLB", "HHB", and "TRJ", to include other vehicles such as lorries, vans, tankers or other delivery vehicles, whether loaded or empty, having 6 wheels and above, having a gross capacity weight of more than 6,000 kilos.

Section 4. Coverage. – This Ordinance shall apply to all cargo trucks with 6 wheels and above, having a gross capacity weight of more than 6,000 kilos.

Section 5. Penalties. – The driver of the cargo trucks who violates the provision/s of this ordinance shall be penalized with a fine of 1,000.00 to be paid at the Municipal Treasurer's Office and/or the subject motor vehicle shall be impounded by the deputized law enforcer. In case of the insolvency of the driver, the owner of the cargo trucks shall be subsidiarily liable.

Section 6. Signages. – Signages to this effect shall be placed in conspicuous places within the respective places.

Section 7. Repealing Clause. – All Ordinances or any part thereof, which are contrary to or inconsistent with the provision of this Ordinance are hereby repealed or amended accordingly.

Section 8. Separability Clause. – If for any reason, any section or provision of this Ordinance shall be declared unconstitutional or invalid, the other provisions not declared and not affected by such declaration shall remain in full force and effect.

Section 9. Effectivity Clause. – This ordinance shall take effect upon approval of this ordinance.

BE IT ORDAINED FURTHER to furnish copies of this ordinance to the Sangguniang Panlalawigan of the Province of Iloilo for review, DILG, and other concerned agencies for their information and appropriate action.


ENACTED this 4th day of December, 2023 at Pavia, Iloilo Philippines.

Approved.

I HEREBY CERTIFY to the correctness
of the above-quoted ordinance:


GYNNY G. GUMBAN
Secretary to the Sanggunian

ATTESTED BY:


HON. EDSSEL G. GEROCHI
Municipal Vice Mayor
Presiding Officer

APPROVED:


HON. LAURENCE ANTHONY G. GORRICETA
Municipal Mayor