



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

PO21CC-404

66th Regular Session

ORDINANCE NO. SP- **3027**, S-2021

AN ORDINANCE AMENDING CERTAIN PROVISION OF ORDINANCE NO. SP-1444, S-2004 ENTITLED "AN ORDINANCE CREATING THE TRAFFIC MANAGEMENT CODE OF QUEZON CITY".

Introduced by Councilors PEACHY V. DE LEON and IRENE R. BELMONTE.

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, Victor V. Ferrer, Jr., Winston "Winnie" T. Castelo, Atty. Bong Liban, Eden Delilah "Candy" A. Medina, Ramon P. Medalla, Mikey F. Belmonte, Estrella C. Valmocina, Franz S. Pumaren, Kate Galang-Coseteng, Matias John T. Defensor, Wencerom Benedict C. Lagumbay, Jorge L. Banal, Sr., Imee A. Rillo, Marra C. Suntay, Resty B. Malanġen, Ivy L. Lagman, Hero M. Bautista, Jose A. Visaya, Karl Castelo, Patrick Michael Vargas, Shaira L. Liban, Ram V. Medalla, Allan Butch T. Francisco, Melencio "Bobby" T. Castelo, Jr., Rogelio "Roger" P. Juan, Diorella Maria G. Sotto-Antonio, Donato "Donny" C. Matias, Eric Z. Medina, Freddy S. Roxas and Noe Dela Fuente.

WHEREAS, one of the inherent powers of the State is its police power identified by the Supreme Court in the case of *Edu vs. Ericta*, acknowledging the State's authority to enact legislation that may interfere with personal liberty or property in favor of the general welfare;

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 and incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare;

WHEREAS, there is a need to amend the Quezon City Traffic Management Code in order to keep up with recent developments in the City as well as to reconcile the same with the provisions of Ordinance No. S-2752, S-2018, also known as the "Ordinance providing for the procedure in cases of violation of city ordinances, imposing fines, penalties and community services."

NOW THEREFORE,

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

SECTION 1. AMENDMENT – Article XXII, Section 130 of Ordinance No. SP-1444, S-2004 is hereby amended to read as follows:

"SECTION 130. BENEFITS - Creation of Traffic Development Trust Fund. – There is hereby created a Traffic Development Trust Fund generated from all receipts from franchising, supervisory, regulatory fees, fines and surcharges as set forth in this ordinance.

All collection for the violation of any section or provision of this ordinance shall accrue to the Trust Fund of Quezon City Government. The City Accountant shall keep and maintain a special account and all records related thereto.

For the collected fines, incentives shall be given to the following;

- TEN PERCENT (10%) to the Traffic Enforcers concerned.
- FIVE PERCENT (5%) to the Traffic Enforcement Units.

Parking Charges, terminal fees, towing fees, and similar imposition for specific services rendered shall accrue to the Traffic Development Trust Fund."

SECTION 2. REPEALING CLAUSE – All ordinances, resolutions, local executive order, rules and regulations, or any part thereof inconsistent herewith are deemed repealed, modified or amended accordingly.

SECTION 3. SEPARABILITY CLAUSE – In case any provision of this Ordinance is declared unconstitutional or invalid, the other provisions hereof which are not affected thereby shall remain in full force and effect.

SECTION 4. EFFECTIVITY CLAUSE – This Ordinance shall take effect immediately after the publication requirements have been complied with.

ENACTED: May 31, 2021.


GIAN G. SOTTO
City Vice Mayor
Presiding Officer

ATTESTED:


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

APPROVED: JUN 18 2021


MA. JOSEFINA G. BELMONTE
City Mayor

CERTIFICATION

This is to certify that this Ordinance was APPROVED by the City Council on Second Reading on May 31, 2021 and was PASSED on Third/Final Reading on June 7, 2021.


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


