



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

PO21CC-441

75th Regular Session

ORDINANCE NO. SP-**3052**, S-2021

AN ORDINANCE AMENDING CITY ORDINANCE NO. SP-2785, SERIES OF 2018, OTHERWISE KNOWN AS THE QUEZON CITY REVISED TRAFFIC MANAGEMENT CODE OF 2018.

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

Co-Introduced by Councilors Bernard R. Herrera, Lena Marie P. Juico, Dorothy A. Delarmente, M.D., Tany Joe "TJ" L. Calalay, Eden Delilah "Candy" A. Medina, Mikey F. Belmonte, Estrella C. Valmocina, Kate Galang-Coseteng, Matias John T. Defensor, Wencerom Benedict C. Lagumbay, Jorge L. Banal, Sr., Peachy V. De Leon, 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, Rogelio "Roger" P. Juan, Diorella Maria G. Sotto-Antonio, Freddy S. Roxas and Noe Dela Fuente.

WHEREAS, Ordinance No SP-2785, Series of 2018, otherwise known as the Quezon City Revised Traffic Management Code of 2018, took effect on 14 August 2019;

WHEREAS, in order to enhance the culture of traffic discipline among motorists, Quezon City will implement a No Contact Apprehension Program which shall provide another method of enforcing traffic rules and regulations by operating a 24-hour no contact apprehension program to instill a round-the-clock obedience to traffic rules and regulations;

WHEREAS, there is a need to amend the Quezon City Revised Traffic Management Code of 2018 to integrate the No Contact Apprehension Program and to update and clarify certain regulations.

NOW, THEREFORE,

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

SECTION 1. The Definitions under Article II of the Quezon City Revised Traffic Management Code of 2018 shall be adjusted and renumbered to accommodate the following definitions:

“Motorcycle – means any powered two (2) or three (3) wheeled motor vehicle including, but not limited to, scooters, mopeds, and Electric Bicycles.

Safety Helmet – means the appropriate type of helmet for a Motorcycle Driver or passenger that complies with the standards and specifications issued by the Department of Trade and Industry.”

SECTION 2. Sections 3, 4, 5, and 6, of Article V of the Quezon City Revised Traffic Management Code of 2018 are hereby repealed and deleted. The numbering of the remaining Sections in the said Article shall be adjusted accordingly.

SECTION 3. Article VI of the Quezon City Revised Traffic Management Code of 2018 is amended to include the following section:

“SECTION 13. OBSTRUCTING PEDESTRIAN LANES – Pedestrian lanes or crossings, marked crosswalks, or footways must always remain unobstructed for the proper passage of pedestrians. Motor vehicles, or any portion thereof, shall not be allowed to encroach upon or otherwise obstruct any pedestrian lane or crossing, marked crosswalk, or footway, which may impede pedestrians’ proper use thereof.

SECTION 14. COUNTER FLOW DRIVING – Motor vehicles shall not be operated or driven against the flow of traffic, without proper authority, or without due observance of proper overtaking or passing of vehicles, or without due regard to road lines, width, traffic, grades, crossing, curvatures, visibility and other conditions of the road and the conditions of the atmosphere.

SECTION 15. VIOLATING SPEED LIMIT – Motor vehicles shall not be operated or driven beyond the minimum and maximum speed limits of any road as set forth by law, rule, regulation, ordinance, or otherwise indicated by numbers on signs set up along the road.”

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SECTION 4. Section 1 of Article XVIII of the Quezon City Revised Traffic Management Code of 2018 is hereby amended to replace paragraph "e" thereof, and include the following subsections:

- "(e) Distracted Driving, or driving while using mobile phones, or other devices or implements, which may distract the driver while driving is strictly prohibited.
- (f) Motorcycles shall not be driven or ridden without the wearing of a Safety Helmet."

SECTION 5. Section 3 of Article XVIII of the Quezon City Revised Traffic Management Code of 2018 is hereby amended to read as follows:

"SECTION 3. IMPROPER USE, ATTACHMENT, POSTING, OR DISPLAY OF PLATE NUMBERS, STICKERS, TAGS, AND IDS –

- a. Only valid and regularly issued plate numbers, stickers, tags, or IDs shall be allowed to be attached, posted, displayed, or otherwise used on properly designated parts of the motor vehicle;
- b. The attachment, posting, display, or otherwise use, of fake or tampered plate numbers, stickers, tags, or IDs on Motor Vehicles are strictly prohibited; and
- c. The attachment, posting, display, or otherwise use, of plate numbers, stickers, tags, or IDs on Motor Vehicles, in any manner which impedes in any way the full visibility of such plate numbers, stickers, tags, or IDs, in any way, are strictly prohibited."

SECTION 6. The Quezon City Revised Traffic Management Code of 2018 Code is hereby amended to include an ARTICLE XX-A, to read as follows:

ARTICLE XX-A. NO CONTACT APPREHENSION PROGRAM

"SECTION 1. DECLARATION OF POLICY – Quezon City adopts a systematic uniform and transparent "No Contact Apprehension Program" (NCAP) which shall: a) instill discipline among motorists by apprehending traffic violators through state-of-the-art, evidence-based, and comprehensive technology; b) protect the general welfare of the people and improve public safety by ensuring motorists follow road rules and regulations; and c) Encourage public participation, cooperation and self-regulation among the motoring public through the proper education of motor vehicle owners and drivers.

SECTION 2. IMPLEMENTATION – The City Government, on its own, or through a Joint Venture, Service Agreement, or other applicable mode, shall implement the NCAP, which identifies and captures violations contemplated under this Ordinance through Traffic Enforcement Cameras, without the physical apprehension by a traffic enforcer, and the concomitant issuance of a Notice of Violation.

- a. The aforementioned Traffic Enforcement Cameras, which shall be devices that automatically take high-speed, high-resolution videos of vehicles committing the violations contemplated under this Ordinance, shall be installed over roads and intersections of Quezon City.*
- b. The registered owners of the vehicles identified under the NCAP as violating this Ordinance shall be issued Notices of Violation to their registered addresses as found in the appropriate LTO database. Such registered owners shall be deemed as the violator of this Ordinance unless a UOVR was properly issued to another person for the same violation.*
- c. The City Government shall create a “Motor Vehicle Registration Alert System (MVRAS) which it shall link with the LTO, to access the said agency’s database of Motor Vehicles for use with the NCAP. The City Government shall enter into an agreement with the LTO for the provision of services and information to the NCAP, for the purpose of:*
 - i. Identifying the registered owners, and their addresses, of Motor Vehicles identified as committing the violations contemplated under this Ordinance;*
 - ii. Notifying the LTO to issue an alert to prevent the registration of the subject Motor Vehicle or the issuance of a Driver’s License to the registered owner thereof, until the corresponding fine and/or penalty has been paid or the violation has been resolved under this Ordinance; and*
 - iii. Such other matters as may be relevant for the implementation of the NCAP.*

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SECTION 4. NCAP TRUST FUND – The fines, and their applicable surcharges and interest, collected by the City Government for violations identified and captured through the NCAP shall be placed in a “No Contact Apprehension Program Trust Fund” (NCAP Trust Fund) which shall be separate and distinct from the Traffic Development Trust Fund, the City General Fund, and all other Trust Funds made for other purposes. The NCAP Trust Fund shall have its own bank account to which the City Government has access for the implementation of the NCAP by the City Government, on its own, or through a Joint Venture, Service Agreement, or other applicable mode.

SECTION 5. TRUST FUND COMMITTEE – The City Mayor shall create an NCAP Trust Fund Review and Approval Committee which shall be responsible for the documentations and liquidation of the proceeds of the NCAP Trust Fund, subject to applicable rules and regulations of the Commission on Audit and other applicable laws. Monthly honoraria may be given to the members and secretariat of the NCAP Trust Fund Review and Approval Committee, as may be determined by the City Mayor.

SECTION 6. MULTIPLE VIOLATIONS – In case of multiple violations wherein the violator was apprehended by traffic enforcers for different violations other than the violations identified and captured under the NCAP, the corresponding penalties for each violation committed shall be imposed accordingly. In case the violator was apprehended or captured by both the traffic enforcers and the NCAP but for the same violation, the traffic enforcer’s apprehension shall prevail over the NCAP.

SECTION 7. ALTERNATIVE PENALTY PAYMENT SYSTEM – The City Government is hereby authorized to accept payments for fines, and their applicable surcharges and interest, through over-the-counter payments in accredited banks and payment centers, internet banking, automated teller machines, and mobile money as alternative modes of payment for such penalties resulting from violations of this Ordinance identified and captured through the NCAP. The City Mayor is hereby authorized to enter into agreements with banks, other financial institutions, and non-banking financial institutions, as well as mobile money service providers under terms and conditions advantageous to the City Government, for this purpose.

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SECTION 8. PROTEST ADJUDICATION – Notices of Violation may be protested under the same procedure provided for in Section 2, Article XXI of Quezon City Ordinance No. SP-2785, S-2018.

SECTION 9. NCAP IMPLEMENTING RULES – The Lead Agency and the City Legal Department may, if necessary, formulate the necessary rules and regulations for the implementation of the NCAP under this Ordinance.”

SECTION 7. Section 8 of Article XXI of the Quezon City Revised Traffic Management Code of 2018 is hereby amended to read as follows:

“SECTION 8. PENALTY –

- a. Any violation of the provisions of this Ordinance shall be penalized with fines indicated in Article XXV hereof.*
- b. Where the violator is not a driver, and not identified or captured under the NCAP, a written notice or citation to the offending party shall be issued by the deputized traffic enforcer.*
- c. In the case of a violator apprehended by traffic enforcers, the violator shall have five (5) days from the date of the violation within which to redeem his license, which shall only be released upon presentation of the UOVR and proof of payment and/or fulfillment of the appropriate fines and/or appropriate penalties. An additional surcharge of five percent (5%) of the fine shall be imposed upon the failure to pay the fine within the subject period, and an additional surcharge of five percent (5%) of the fine shall be imposed each month thereafter until full payment of the fine and surcharge.*
- d. In the case of a violation identified and captured through the NCAP, the violator or the registered owner of the Motor Vehicle shall have thirty (30) days from receipt of the Notice of Violation within which to pay the appropriate fine. An additional surcharge of five percent (5%) of the fine shall be imposed upon the failure to pay the fine within the subject period, and an additional surcharge of five percent (5%) of the fine shall be imposed each month thereafter until full payment of the fine and surcharge.*

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SECTION 8. Article XXV of the Quezon City Revised Traffic Management Code of 2018 is hereby amended in its entirety as follows:

“ARTICLE XXV – UPDATED FINES AND PENALTIES

SECTION 1. PENALTY FOR VIOLATIONS ON GENERAL DRIVING RULES, DISOBEDIENCE TO TRAFFIC CONTROL SIGNALS AND SIGNS, AND CARELESS AND DANGEROUS DRIVING – Violations on General Driving Rules, Disobedience to Traffic Control Signals and Signs, and Careless and Dangerous Driving shall warrant the following fines:

1. Disobedience to Traffic Control Signals and Signs	1 st offense - Php2,000.00 2 nd offense - Php3,000.00 3 rd offense - Php4,000.00
2. Obstructing Pedestrian Lanes	1 st offense - Php2,000.00 2 nd offense - Php3,000.00 3 rd offense - Php4,000.00
3. Counter Flow Driving	1 st offense - Php2,000.00 2 nd offense - Php3,000.00 3 rd offense - Php4,000.00
4. Violating Speed Limit	1 st offense - Php2,000.00 2 nd offense - Php3,000.00 3 rd offense - Php4,000.00
5. Driving Over a Yellow Box	1 st offense - Php3,000.00 2 nd offense - Php4,000.00 3 rd offense - Php5,000.00
6. Reckless Driving	1 st offense - Php3,000.00 2 nd offense - Php4,000.00 3 rd offense - Php5,000.00
7. Erection and Interference with Traffic Control Items	Php2,000.00
8. Disregarding Lane Markings	Php500.00
9. Violation of other General Driving Rules	Php500.00

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SECTION 2. PENALTY FOR VIOLATIONS ON RULES ON PARKING – Violations on Rules on Parking shall warrant the following fines:

1. <i>Illegal Parking</i>	<i>Php500.00</i>
2. <i>Non-payment of Parking Fees</i>	<i>Php500.00</i>
3. <i>Parking and Waiting in Prohibited Areas</i>	<i>Php500.00</i>
4. <i>Parking Near Grade or Curve</i>	<i>Php500.00</i>
5. <i>Parking on Parade Routes or Special Occasions</i>	<i>Php500.00</i>
6. <i>Parking for Certain Prohibited Purposes</i>	<i>Php500.00</i>
7. <i>Parking in front of Residential or Commercial Establishment</i>	<i>Php500.00</i>
8. <i>Violation of Parking Areas</i>	<i>Php500.00</i>
9. <i>Violation of other Rules on Parking</i>	<i>Php500.00</i>

SECTION 3. PENALTY FOR VIOLATIONS ON RULES ON OBSTRUCTIONS – Violations on Rules on Obstructions shall warrant the following fines:

1. <i>Violating Restriction on Pedestrian</i>	<i>Php500.00</i>
2. <i>Obstructing Road by Motor Vehicles Vendors Installed Vehicles</i>	<i>Php500.00</i>
3. <i>Obstructing Roads or Sidewalks by Residential or Commercial Establishment</i>	<i>Php500.00</i>
4. <i>Violating Loading/ Unloading Zones</i>	<i>Php500.00</i>
5. <i>Violation of other Rules on Obstructions</i>	<i>Php500.00</i>

SECTION 4. PENALTY FOR VIOLATIONS ON RULES ON NOT GIVING WAY –Violations on Rules on Not Giving Way shall warrant the following fines:

1. <i>Not Giving Way at Intersections</i>	<i>Php500.00</i>
2. <i>Not Giving Way During U-Turns</i>	<i>Php500.00</i>
3. <i>Not Giving Way to or from Parked Vehicles</i>	<i>Php500.00</i>
4. <i>Not Giving Way to Emergency Vehicles</i>	<i>Php500.00</i>
5. <i>Not Giving Way to Vehicles while Leaving or Entering a Road</i>	<i>Php500.00</i>
6. <i>Not Giving Way at Roundabouts and Rotundas</i>	<i>Php500.00</i>
7. <i>Violation of other Rules on Giving Way</i>	<i>Php500.00</i>

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SECTION 5. PENALTY FOR VIOLATIONS OF RULES ON OPERATING AND MAINTAINING MOTOR VEHICLES – Violations of Rules on Operating and Maintaining Motor Vehicles shall warrant the following fines:

1. Driving an Unregistered Motor Vehicle	1 st offense - Php3,000.00 2 nd offense - Php4,000.00 3 rd offense - Php5,000.00
2. Improper Use, Attachment, Posting, or Display of Plate Numbers, Stickers, Tags, and IDs	1 st offense - Php3,000.00 2 nd offense - Php4,000.00 3 rd offense - Php5,000.00
3. Distracted Driving	1 st offense - Php3,000.00 2 nd offense - Php4,000.00 3 rd offense - Php5,000.00
4. Driving or Riding a Motorcycle without using a Safety Helmet	1 st offense - Php2,000.00 2 nd offense - Php3,000.00 3 rd offense - Php4,000.00
5. Obstructing Driver's View of Mechanism	Php500.00
6. Failure to Carry/ Show Vehicle Registration	Php1,000.00
7. Unclean/ Unsanitary Vehicle	Php500.00
8. Failure to Install Side Mirrors	Php500.00
9. Driving without Driver's License	Php1,000.00
10. Driving with expired Driver's License	Php1,000.00
11. Violation of License Restriction	Php1,000.00
12. Failure to Carry/ Show/ Surrender Driver's License	Php1,000.00
13. Student Driver not accompanied by a Professional Driver	Php1,000.00
14. Unregistered Motor Vehicles	Php1,000.00
15. Improper Display of Plates	Php1,000.00
16. Unauthorized Change of Color/ Engine	Php1,000.00
17. Road Unworthiness of Motor Vehicles	Php2,500.00

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SECTION 6. PENALTY FOR VIOLATIONS OF RULES ON OPERATING PUBLIC UTILITY VEHICLES (PUVs) – Violations of Rules on Operating and Maintaining Motor Vehicles shall warrant the following fines:

1. Driving in Sandos/ Slippers/ of Public Utility Vehicles/ Improper Uniform	Php300.00
2. Illegal Display of Signboard	Php300.00
3. Lack of Accessories of Taxicabs	Php300.00
4. No Franchise/ CPC/ PA Carried	Php500.00
5. No Fare Matrix Displayed	Php500.00
6. No IDs Displayed	Php500.00
7. No Designated Seats for Disabled Persons	Php500.00
8. Unauthorized Installation/ Use of Jalousies or Additional Aircon, Dim Colored Light	Php500.00
9. Discrimination of Passengers/ Trip Cutting	Php1,000.00
10. Out of Service Area (Tricycle and Pedicab)	Php1,000.00
11. Taxi without Meter/ Uncalibrated or Tampered Taximeter Seal	Php1,750.00
12. Failure to Secure Traffic Clearance for Operating Public Utility Vehicle (PUV) for Buses and Cargo Trucks	Php2,000.00 +impounding
13. Out of Route (PUB/ PUJ)	Php2,500.00
14. Breach of Franchise Condition	Php2,500.00
15. Kabit System	Php2,500.00
16. Colorum Operation of Cargo Vehicle/ PUV	Php2,500.00 +impounding
17. Overcharging of Fares (TRU)	Php5,000.00

SECTION 7. PENALTY FOR OTHER VIOLATIONS – Other violations not mentioned in the above sections shall warrant the following fines and penalties:

1. Non-Use of Seatbelts	1 st offense - Php3,000.00 2 nd offense - Php4,000.00 3 rd offense - Php5,000.00
2. Smoking Ban	EPWMD
3. Smoke Belching	EPWMD
4. Overloading of Passenger of Bicycles and Tricycles	Php200.00
5. No Holding onto Handle Bar	Php200.00
6. Cycling Outside Bicycle Lane	Php200.00
7. Jaywalking	Php300.00
8. Urinating/ Defecating/ Spitting	Php300.00

9.	Violation or Non-Compliance with any provision of Article XV (Lighting, Warning Signs, Equipment, Etc.)	Php500.00
10.	Non-Compliance with UVVRP	Php300.00
11.	Non-Compliance with UVVRP by Light Truck	Php2,000.00
12.	Towing of Bicycles	Php400.00
13.	Driving Tricycles on National Road	Php500.00
14.	Putting Glass, Sharp Object on the Road/ Highway	Php500.00
15.	Tracking Mud onto the Road/ Highway	Php500.00
16.	Failure to Install Seatbelts	Php500.00
17.	Sirens, Dazzling Lights and Gadgets	Php500.00
18.	Violation of Bridge Load Limit	Php500.00
19.	Improper Riding of Bicycle or Tricycle	Php500.00
20.	Riding Bicycle or Tricycle without Regular and Permanent Seat	Php500.00
21.	Riding Bicycle more than two abreast	Php500.00
22.	Driving Through Funeral or Other Procession	Php500.00
23.	Violating Restriction on Animals and Livestock	Php500.00
24.	Improper Opening of Doors and Alighting from Vehicles	Php500.00
25.	Improper Use of Horns or Warning Instruments	Php500.00
26.	Loaded with Cement – Keep Distance (Truck/ Mixer)	Php500.00
27.	Violation of Tricycle Lanes	Php500.00
28.	Lights on Moving Motor Vehicles	Php500.00
29.	Motorcycle with Improper or Defective Header/ Muffler/ Silencer	Php500.00
30.	Violation of PUV Stop/ Loading/ Unloading Segregation Scheme	Php500.00 +reeducation seminar
31.	Overcharging of Fares/ Contracting Services	Php1,000.00
32.	Operating Animal Drawn Carriages, Bicycles, and Tricycles without License	Php1,000.00
33.	Exceeding Gross Weight, Axle, and/or Wheel Load limit	Php1,000.00
34.	Projecting Loads on Passenger Vehicles	Php1,000.00
35.	Loads not properly secured	Php1,000.00
36.	Refusal to have Vehicles weighed and/or remove excess load	Php1,000.00
37.	Violation of Bridge Load Limit	Php1,000.00
38.	Motor Vehicle without properly functioning headlights during night-time	Php1,000.00
39.	Transport of children by Motorcycle	Php1,000.00
40.	Children six (6) years and below riding in the front seat of any running Vehicle	Php1,000.00

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41.	Towing Fees - Class A Vehicles (cars, jeepneys, and other light vehicles)	Php1,000.00
42.	Towing Fees - Class B Vehicles (delivery vans, trucks not more than 4,000kg gross weight)	Php1,500.00
43.	Towing Fees - Class C Vehicles (buses, trucks, heavy equipment)	Php2,000.00
44.	Exceeding maximum load limit specified in Motorcycle's owner's manual	Php1,000.00
45.	Failure to secure Traffic Clearance for operating PUV/ AUV/ Taxis/ Jeepneys	Php1,000.00 +impounding
46.	Involved in Accident	Php2,000.00
47.	Violation of procedures involving traffic accidents	Php2,000.00
48.	Following Fire Trucks and other Emergency Vehicles	Php2,000.00
49.	Reserving a portion of public streets	Php2,000.00
50.	Street Digging or Road Closure without Permit	Php2,500.00
51.	No permit to move Heavy Equipment and/or loading of excessive loads	Php2,500.00
52.	Restriction of some roads	Php2,500.00
53.	Violation of Red-Light Camera	Php3,000.00 +reeducation seminar
54.	Violation of Limited Truck Ban	Php5,000.00 +impounding
55.	Illegal parking of Trucks and other similar Motor Vehicles on any public roads	Php5,000.00
56.	Illegal towing	Php5,000.00

SECTION 9. The amount of the fines mentioned in other Articles of the Quezon City Revised Traffic Management Code of 2018 shall, as may be applicable, be amended to conform to the amount of the fines as provided for in Article XXV, as amended herein.

SECTION 10. NON-REVOCATION BY THE QUEZON CITY GOVERNMENT OF FRANCHISE OF PUBLIC UTILITY VEHICLES. The violation of any of the provisions of this Ordinance shall not result in the revocation by the Quezon City Government of the franchise of Public Utility Vehicles, unless such violation constitutes a violation of the subject franchise or privilege, and only after due proceedings for that specific matter have been observed.

SECTION 11. RECEIPT OF NOTICE OF VIOLATION UNDER THE NCAP BY OWNERS OF VEHICLES REGISTERED IN QUEZON CITY. - All registered owners of vehicles with registered addresses within Quezon City as found in the appropriate LTO database shall receive their Notices of Violation within fourteen (14) working days from the commission of the traffic violation.

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SECTION 12. SEPARABILITY CLAUSE. - If for any reason, a part of this Ordinance is declared illegal or invalid, the other parts or provisions hereof which are not affected thereby shall remain valid and in full force and effect.

SECTION 13. REPEALING CLAUSE. - All previous issuances, ordinances, rules and regulations or parts thereof which are inconsistent with any provision of this Ordinance are hereby repealed or modified accordingly.

SECTION 14. EFFECTIVITY CLAUSE. - This Ordinance shall take effect fifteen (15) days after its publication in a newspaper of general circulation.

ENACTED: August 2, 2021.


GIAN G. SOTTO
City Vice Mayor
Presiding Officer

ATTESTED:



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

APPROVED: OCT 1 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 August 2, 2021 and was PASSED on Third/ Final Reading on September 06, 2021.


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

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