



Republic of the Philippines
QUEZON CITY COUNCIL

Quezon City
22nd City Council

PO22CC-361

91st Regular Session

ORDINANCE NO. SP- 3341, S-2024

AN ORDINANCE DECLARING THE THIRD WEEK OF MARCH OF EVERY YEAR AS THE TRICYCLE OPERATORS AND DRIVERS' ASSOCIATIONS (TODA) WEEK IN QUEZON CITY AND INSTITUTIONALIZING THE CONFERMENT OF THE QUEZON CITY OUTSTANDING TRICYCLE OPERATORS AND DRIVERS' ASSOCIATION AWARD TO EXEMPLARY TRICYCLE OPERATORS AND DRIVERS' ASSOCIATIONS (TODA) OPERATING IN QUEZON CITY AND APPROPRIATING FUNDS THEREFOR

Introduced by Councilors VICTOR "Vic" BERNARDO, EMMANUEL BANJO A. PILAR, RAM V. MEDALLA and BERNARD R. HERRERA

WHEREAS, Section 18, Article II of the 1987 Philippine Constitution affirms labor as a primary socio-economic force, and the State is committed to protecting workers' rights and promoting their welfare;

WHEREAS, Republic Act No. 7160, otherwise known as the Local Government Code of 1991, devolved certain functions of the Department of Transportation and Communications to local government units. Section 458(a)(3)(vi), Article III, Chapter III, Title III, Book III of the Local Government Code of 1991 mandates the Sangguniang Panlungsod to regulate the operation of tricycles and grant franchises for the operation thereof within the territorial jurisdiction of the City subject to the guidelines prescribed by the Department of Transportation and Communications;

WHEREAS, in 2014, the Quezon City Council enacted Quezon City Ordinance No. SP-2337, S-2014, otherwise known as the Quezon City Tricycle Management Code of 2014, which recognized the integral role of tricycles in the public transport system of the City and the Metropolis as a whole, and stated that the franchising and operation of tricycles shall be controlled and regulated with the end view of effectively managing these vehicles for basic services. This Ordinance applies to all Tricycle Operators and Drivers' Associations (TODA) within the territorial jurisdiction of Quezon City, without prejudice to TODA holding existing dual franchises, and tricycles used for conveying goods or services;

WHEREAS, under Quezon City Ordinance No. SP-2337, S-2014, the Tricycle Regulatory Unit under the Department of Public Order and Safety (DPOS) was mandated to implement and enforce provisions of relevant laws and ordinances pertaining to the operation of tricycles;

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WHEREAS, in 2019, the Quezon City Council enacted Quezon City Ordinance No. SP-2864, S-2019, otherwise known as the Traffic and Transport Management Department (TTMD) Ordinance, which transferred the Tricycle Regulatory Division (TRD) and the Traffic Operation Division of the DPOS to the TTMD. This was amended in 2022 by Quezon City Ordinance No. SP-3134, S-2022 which maintained the TRD's mandate to implement and enforce provisions of relevant laws and ordinances pertaining to the operation of tricycles;

WHEREAS, the history of motorized tricycles in the Philippines began in the post-World War II era. During this time, motorcycles were fitted with sidecars to create a more adaptable mode of public transportation. These early motorized tricycles were designed to carry both passengers and cargo, meeting the demand for affordable and flexible transport options during the era. Over the years, motorized tricycles have become one of the most popular forms of public transportation in the Philippines;

WHEREAS, as the number of motorized tricycles increases, the need for their organization and regulation likewise increased. This led to the creation of TODA which were established to provide structure and support for tricycle operators and drivers by addressing operational issues, advocating for drivers' rights, and working with Local Government Units on regulatory matters;

WHEREAS, the public motorized tricycle-for-hire operations in Quezon City involve around 150 TODA that operate approximately 30,000 units across all six legislative districts of Quezon City;

WHEREAS, honoring the TODA in Quezon City with a dedicated week each year recognizes their crucial role in delivering accessible and affordable transportation, particularly in underserved areas. This celebration underscores their significant economic impact, supporting numerous families and invigorating local economies.

NOW, THEREFORE,

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

SECTION 1. SHORT TITLE. – This Ordinance shall be known as the “Quezon City Tricycle Operators and Drivers’ Associations (TODA) Week and Outstanding Tricycle Operators and Drivers’ Association Award Ordinance.”

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SECTION 2. DECLARATION OF POLICY. – It is hereby declared as a policy of the Quezon City Government to recognize and celebrate the vital contributions of Tricycle Operators and Drivers' Associations (TODA) to the City's transportation system and local economy by establishing an annual TODA Week. This week-long observance aims to highlight the essential role of tricycle operators and drivers in providing accessible, affordable, and efficient transportation, especially in underserved and densely populated areas. It is intended to underscore their economic impact, which supports numerous families and stimulates local economic activity.

The TODA Week will foster community engagement by encouraging residents to actively support and interact with their local tricycle operators, thereby strengthening community bonds and promoting unity. Additionally, this policy seeks to raise public awareness about the challenges faced by tricycle operators, leading to enhanced advocacy for their rights and better support for their needs. The observance will also serve as a platform for promoting road safety and environmental sustainability initiatives within the tricycle sector, ensuring a safer and more sustainable transport environment for all residents of Quezon City.

SECTION 3. DEFINITION OF TERMS. – For the purpose of this Ordinance, the following terms shall be defined as:

- a. **Franchise** – refers to a special privilege to do certain things conferred by the government on an individual or corporation, and which does not belong to citizens generally of common right;
- b. **Motorized Tricycle** – refers to a motor vehicle duly registered with the Land Transportation Office composed of a motorcycle fitted with a single-wheeled side car or two-wheeled cab, close van or open cart powered by gasoline, diesel, electricity or other energy source;
- c. **Public Motorized Tricycle-for-Hire** – refers to a motorized tricycle for hire rendering transport services to the general public;
- d. **Tricycle Operators and Drivers' Associations (TODA)** – refer to organized groups of individuals and entities engaged in the operation and driving of public motorized tricycles-for-hire; and
- e. **Tricycle Regulatory Division (TRD)** – refers to a division under the Traffic and Transport Management Department (TTMD) mandated to implement and enforce provisions of relevant laws and ordinances pertaining to the operation of tricycles pursuant to Quezon City Ordinance No. SP-2864, S-2019 and Quezon City Ordinance No. SP-3134, S-2022.

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SECTION 4. COVERAGE. – This Ordinance shall cover all TODA with a valid franchise granted by the Quezon City Government and operating within the territorial jurisdiction of Quezon City, without prejudice to TODA holding existing dual franchises and tricycles used for conveying goods and services.

SECTION 5. QUEZON CITY TODA WEEK. – The third week of March of every year is hereby declared as “Quezon City Tricycle Operators and Drivers’ Associations (TODA) Week.” During this week, the TRD shall organize and implement activities and programs that recognize and celebrate the significant contributions of TODA to the City’s transportation system and local economy. These activities shall include, but are not limited to, public events, community engagement programs, and awareness campaigns focused on the role and challenges of TODA. All TODA covered under this Ordinance shall actively participate in these activities and programs.

SECTION 6. OUTSTANDING TRICYCLE OPERATORS AND DRIVERS’ ASSOCIATION AWARD. – Every Quezon City Tricycle Operators and Drivers’ Associations (TODA) Week, the Quezon City Government shall confer the “Quezon City Outstanding Tricycle Operators and Drivers’ Association Award” to the top exemplary TODA operating in each legislative district of Quezon City.

SECTION 7. AWARD CRITERIA AND IMPLEMENTING RULES AND REGULATIONS. – The TRD shall promulgate the Implementing Rules and Regulations of this Ordinance within 60 days from the date of its enactment. The same shall bear the approval of the City Mayor to have the full force and effect of law.

SECTION 8. APPROPRIATION. – The annual fund necessary for the implementation of this Ordinance shall be included in the yearly appropriation from the General Fund of the Quezon City Government. The TRD is hereby authorized to allocate the necessary funds for the effective implementation of this Ordinance.

SECTION 9. SEPARABILITY CLAUSE. – If any provision of this Ordinance is declared void or unconstitutional, the remaining portions not affected thereby shall remain in full force and effect.

SECTION 10. REPEALING CLAUSE. – All ordinances, resolutions, executive orders, memorandum circulars, and administrative orders and other issuances or parts thereof, which are inconsistent with any provisions of this Ordinance, are hereby repealed or modified accordingly.

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SECTION 11. EFFECTIVITY CLAUSE. – This Ordinance shall take effect 15 days after its publication in a newspaper of general circulation within the territorial jurisdiction of Quezon City.

ENACTED: October 14, 2024.


GIAN G. SOTTO
City Vice Mayor
Presiding Officer

ATTESTED:



ATTY. JOHN THOMAS S. ALFEROS, III
City Government Department Head III
(City Council Secretary)

APPROVED: NOV 20 2024


MA. JOSEFINA G. BELMONTE
City Mayor

CERTIFICATION

This is to certify that this Ordinance was APPROVED by the City Council on Second Reading on October 14, 2024 and was PASSED on Third/Final Reading on October 16, 2024.


ATTY. JOHN THOMAS S. ALFEROS, III
City Government Department Head III
(City Council Secretary)