



REPUBLIKA NG PILIPINAS  
LUNGSOD NG TAGUIG

# PAMAHALAANG BARANGAY NG WESTERN BICUTAN

#1 SAMPAGUITA ST., WESTERN BICUTAN, TAGUIG, 1630



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TIME: 11:27 AM  
SECTION 1  
TAGUIG

ORDINANCE No. 003  
Series of 2024

## AN ORDINANCE ENACTING THE BARANGAY TRAFFIC CODE OF BARANGAY WESTERN BICUTAN.



Sponsored by: Sangguniang Barangay

WHEREAS, pursuant to (a) and (b) of Section 391 of the Republic Act No. 7160, otherwise known as the Local Government Code of 1991 which states that:

"SECTION. 391. Powers, Duties, and Functions. - (a) The Sangguniang Barangay, as the legislative body of the Barangay, shall:

- (a.) Enact ordinances as may be necessary to discharge the responsibilities conferred upon it by law or ordinance and to promote the general welfare of the inhabitants therein;"

WHEREAS, the Sangguniang Barangay of Western Bicutan Taguig City passed Ordinance No. 01, Series of 2012 declaring streets of the barangay as towing zones;

WHEREAS, the Sangguniang Barangay fully adheres to MMDA Resolution No. 02-28 Series of 2002 Authorizing The Metropolitan Manila Development Authority And The Local Government Units To Clear The Sidewalks, Streets, Avenues, Alleys, Bridges, Parks And Other Public Places In Metro Manila Of All Illegal Structures And Obstructions;

WHEREAS, pursuant to Section 10 (a), Article VI of RA 7610, the acts cited in Article 59 of Presidential Decree (PD) 603 that are prejudicial to a child's development are included among those penalized under the child abuse law:

"Art. 59. Crimes. – Criminal Liability shall attach to any parent who:

- ...  
(11) Allows or requires the child to drive without a license or with a license which the parent knows to have been illegally procured. If the motor vehicle driven by the child belongs to the parent, it shall be presumed that he permitted or ordered the child to drive."

As clearly stated above, the law considers the act of allowing a child without a driver's license to drive as a form of child abuse since it endangers the safety of the child by unnecessarily exposing him or her to potential road and vehicular hazards. The law imposes a penalty of prision mayor with a minimum period that is equivalent to six (6) years and one (1) day to eight (8) years of



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imprisonment for those who will be proven guilty of this crime (Section 10 (a) Article VI, RA 7610). Thus, it is clear that the act of letting a minor drive a vehicle without a driver's license is indeed a form of child abuse that is penalized by the law.

WHEREAS, pursuant President Rodrigo Roa Duterte's call to "Reclaim all public roads that are being used for private ends" in his State of the Nation Address last July 22, 2019

WHEREAS, the rampant proliferation of vehicles parked along sidewalks and major roads including private and public transports caused inconsiderable discomfort among motorists and pedestrians passing through these major roads.

WHEREAS, there is an urgent need to address all road and sidewalk obstructions by providing an efficient traffic management to deliberately maintain an orderly and smooth traffic flow for the motorists, students and residents of the Barangay Western Bicutan;

NOW, THEREFORE, BE IT ORDAINED AS IT IS HEREBY ORDAINED by the Sangguniang Barangay of Western Bicutan in a session duly assembled, to ENACT ORDINANCE No. 003 SERIES OF 2024 OTHERWISE KNOWN AS THE BARANGAY TRAFFIC CODE OF BARANGAY WESTERN BICUTAN, TAGUIG as follows:

## CHAPTER I. GENERAL PROVISIONS

**SECTION 1. Title.** This Ordinance shall be known and cited as "THE BARANGAY TRAFFIC CODE OF BARANGAY WESTERN BICUTAN, TAGUIG CITY".

**SECTION 2. Declaration of Policy.** It is the policy of Barangay Western Bicutan to protect the health, welfare of the residents and motorists concerning traffic problems and issues.

**SECTION 3. Scope of Application.** This ordinance provides traffic rules and regulations to all roads, sidewalks, streets, alleys, subdivisions or districts whether private or public, within the political jurisdiction of Barangay Western Bicutan; vehicle stops and transport terminals; parking and no parking zones; the use of sidewalks and alleys; road use of all motor vehicles including motorized tricycles and pedicabs, push carts and other forms of conveyances, whether public or private; and in general, such other rules and regulations hereinafter promulgated in furtherance of an optimum utilization of the road where the context applies in accordance with Taguig City Traffic Management Ordinance No. 103 Series of 2003 and MMDA Resolution No. 02-28 Series of 2002.

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## SECTION 4. Definition of Terms. When used in this ordinance, the term:

1. "Abandoned Vehicle" shall refer to any vehicle unattended for more than twenty-four (24) hours on a street or public space;
2. "Authorized Towing Vehicle" shall refer to any vehicle authorized by the Metropolitan Manila Development Authority (MMDA), City Government of Taguig or Barangay Government of Western Bicutan specially designed for towing services within the Barangay;
3. "Barangay" shall refer to Barangay Western Bicutan;
4. "Emergency Vehicle" shall refer to a motor vehicle conveying members of the police force, fire brigade, ambulance or any vehicle on an emergency duty;
5. "Illegally Parked Vehicle" shall refer to any vehicle illegally parked that is unattended or abandoned;
6. "Loading" the halting of a motor vehicle temporarily for the purpose of and while actually engaged in boarding either freight or passengers;
7. "Motorbike" shall refer to a two wheeled motorized conveyance;
8. "Owner, Driver or Operator" shall refer to the person who either directly owns or rents a vehicle or is employed by a company to operate the same;
9. "Parked or Parking" shall refer to a situation when a vehicle has been brought to a stop on a street or public place and remains inactive for an appreciable temporary period of time;
10. "Pedicab" shall refer to a pedal-operated vehicle used either to transport cargo or as a common carrier;
11. "Stalled Vehicles" shall refer to stalled vehicles as a result of a flat tire, empty fuel or engine trouble or any other reason for the immobility of the same, left unattended by the driver, operator or owner;
12. "Tricycle" shall refer to any 3-wheeled motor vehicle;
13. "Unloading" the parking of an occupied motor vehicle temporarily for the purpose of and while actually engaged in alighting either freight or passengers;
14. "Vehicle" refers to any means of conveyance motorized or man-powered, powered by a battery, fuel cell or hybrid-powered including animal driven or ridden,

## SECTION 5. Words and Phrases Not Herein Expressly Defined. Words and phrases embodied in the Code not herein specially defined shall have the same definitions found in R.A. 7160 and its Implementing Rules and Regulations as well as in other applicable laws.



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**SECTION 6. Exemption.** Any emergency vehicle may, in line of fulfilling its duties and when it is expedient and safe to do so, proceed, pass a traffic control device, stop, left waiting or parked at any place at any time.

## CHAPTER II. SCOPE OF OPERATION

**SECTION 7. Erection and Interference with Traffic Control Items.** No person shall, except when duly authorized by the barangay or other lawful authority, construct, establish or display on the road or in the view of any person on any road, or interfere with, alter or take down any control sign or device.

**SECTION 8. Obedience to Traffic Control Signals or Enforcer.** Every person shall at all times observe and comply with the instructions of any traffic control signal or enforcer applicable to him.

**SECTION 9. Obedience to Signs.** Traffic signs installed shall be obeyed by motorists at all times whether such signs were erected permanently or temporarily.

## CHAPTER III. ENFORCEMENT

**SECTION 10. Western Bicutan Traffic Task Force.** The Western Bicutan Traffic Task Force shall be created to aid in the implementation, enforcement and monitoring of this Ordinance as well as to conduct educational awareness campaigns, information dissemination programs, and capacity building programs, that will inform the constituents and train enforcement officers.

The Western Bicutan Traffic Task Force shall be composed of the following:

- a. Punong Barangay who shall concurrently be the Traffic Chief
- b. Sangguniang Barangay Members
- c. Barangay Tanod Executive Officer
- d. Barangay Traffic Enforcers
- e. Barangay Law Enforcers
- f. Barangay Law Enforcer Auxiliaries
- g. Representatives from Traffic Management Office of Taguig
- h. Representatives of Taguig City Police Traffic
- i. Other persons or agents who shall be deputized by the Sangguniang Barangay to exercise the provisions of this ordinance

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## CHAPTER IV. PROHIBITIONS AND PENALTIES

**SECTION 11. Prohibition on the Illegal Use of Streets and Sidewalks.** The use of streets, sidewalks, avenues, alleys, bridges, parks and other public places in the barangay for commercial and personal purposes shall be prohibited. Such prohibited acts include but not limited to the following:

- a. Vending or selling of foods, magazines, newspapers, cigarettes, brooms, watches or jewelries, shoes and other footwear, and/or any other items;
- b. Conduct of shoe-shine occupation;
- c. Conduct of "religious" activities, such as preaching and seeking alms;
- d. Doing house chores such as washing clothes, hanging clothes, and bathing;
- e. Vehicle garage and/or vehicle repair;
- f. Dumping garbage;
- g. Setting up of basketball court or goal;
- h. Use of sidewalk or road to install pens of animals or keep animals in chains;
- i. Storing soft drinks or wine bottles and cases; drinking liquor and beverages and holding picnics or gatherings;
- j. Storing of junk and recyclable materials;
- k. Use of sidewalk for storage of construction materials (pipes, tubings, lumber, cement, and the like);
- l. House extension or stall/store extension including installation of roofs or awnings;
- m. Installation of permanent or picket fence;
- n. Use of sidewalks for plants, trees and plant boxes; and,
- o. Signs or signboards on or above sidewalks and detached from the business establishment
- p. Setting up TODA, Habal-habal, Taxi, Jeepney and Bus terminals

**SECTION 12. Prohibition on the Illegal Operation of Vehicles.** No person shall operate a vehicle without a valid driver's license.

**SECTION 13. Loading and Unloading.** Loading and unloading, stopping or parking are prohibited, except when necessary to avoid conflict with other traffic or in compliance with the law or the directions of a traffic enforcer or traffic control devices, in any of the following places within Barangay Western Bicutan:

1. On a crosswalk or sidewalk;

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2. Within 6 meters from either approach to an intersection or street corner;
3. Within 30 meters on any approach to a signalized intersection;
4. Within 6 meters of the driveway entrance to any fire station and on the side of a street opposite the entrance;
5. Within 2 meters of either side of a public or private driveway;
6. Within 3 meters of either side of a school gate or entrance;
7. On the roadway side of any vehicle stopped or parked at the edge of the curb or a roadway;
8. Alongside or opposite any street excavation or obstruction when loading and unloading would obstruct traffic;

Loading and unloading of products, freight and goods from delivery trucks, vans and other vehicles should be properly parked within their compound if this activity would take more than two (2) minutes.

For establishments with no provisions for parking within their property, loading and unloading shall be facilitated between the following time intervals ONLY to minimize obstruction to traffic:

1. 9:00AM to 11:00 AM
2. 1:00PM to 3:00PM
3. 8:00PM to 5:00AM of the following day

The driver of any public utility vehicle shall not park such vehicles on any street for the purpose of loading and unloading passengers at any place other than the officially designated stopping, loading and unloading area.

It shall be unlawful for the driver of any vehicle to park and wait for passengers except in the event of any emergency.

**SECTION 14. Penal provision.** In case of non-compliance with any of the provisions promulgated in this ordinance, the Sanggunian hereby empowers and authorizes the Punong Barangay to take effective remedial measures to enforce compliance therewith. The Punong Barangay is authorized to prescribe fines or other penalties for violation of this ordinance but in no case shall be more than one thousand pesos (PhP 1,000.00) or imprisonment upon the discretion of the Court pursuant to Section 391 of R.A 7160.



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Any person who violates any provision of this ordinance shall be subject to the following graduated fines for which a corresponding official receipt shall be issued. Payment shall be made at any official payment center designated by the barangay.

- |                       |   |  |
|-----------------------|---|--|
| a. 1st offense        | = | Php 300.00 or 1 hour of community service    |
| b. 2nd Offense        | = | Php 500.00 or 2 hours of community service   |
| c. 3rd Offense        | = | Php 700.00 or 3 hours of community service   |
| d. Subsequent Offense | = | Php 1,000.00 or 8 hours of community service |

Any unpaid fines shall result in an annotation or remarks to be added in the Barangay Clearance that the person is in violation of Ordinance No. 003 Series of 2024.

In addition to the above mentioned fine, all items, goods and structures found on or along roads, streets, avenues, alleys, sidewalks, bridges, parks and other public places shall be cleared and confiscated by the barangay government without prior notice. The same shall be treated as common or ordinary garbage and shall be disposed of as such. The barangay government shall not be held liable for any damage arising from the removal, confiscation or disposal of the said structure or items.

**SECTION 15. Minors.** Any minor caught driving without a valid driver's license shall be brought to the barangay or police station for recording and safekeeping.

The law enforcement officer shall exert all efforts to get in touch with his parent or guardian. If they could not be reached nor contacted, the members of the barangay tanod on duty shall send home the child to ensure his safety or turn over him to the Taguig City's Social Welfare Department Office within for proper disposition pursuant to existing laws.

No penalty shall be imposed on children for violation of this ordinance and they shall instead be brought to their residence or to any barangay official at the barangay hall to be released to the custody of their parents. The child shall also be recorded as a 'child at risk' and not as a 'child in conflict with the law'. However, the parent and child shall be required to attend intervention programs, such as counseling, attendance in group activities for children, and for the parents, attendance in parenting education seminars.

The following penalties shall be imposed upon the parent or guardian of the child found to be in violation of this Ordinance:



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- a. **1st offense.** Counseling for 1 hour for both parent or guardian and child before the child is turned over or released to his or her parents or guardians. Prior to the turn over, the parent or guardian shall be informed of the consequences in the event that their child is caught again for the same offense. The parent or guardian shall also be imposed a penalty of PhP 300.00 or 1 hour of community service.
- b. **2nd offense.** Counseling for 2 hours for both parent or guardian and child before the child is turned over or released to his or her parents or guardians. Prior to the turn over, the parent or guardian shall be informed of the consequences in the event that their child is caught again for the same offense. The parent or guardian shall also be imposed a penalty of PhP 500.00 or 2 hours of community service.
- c. **3rd offense.** Counseling for 3 hours for both parent or guardian and child before the child is turned over or released to his or her parents or guardians. Prior to the turn over, the parent or guardian shall be informed of the consequences in the event that their child is caught again for the same offense. The parent or guardian shall also be imposed a penalty of PhP 700.00 or 3 hours of community service.
- d. **Subsequent offense.** Counseling for 3 hours for both parent or guardian and child before the child is turned over or released to his or her parents or guardians. Prior to the turn over, the parent or guardian shall be informed of the consequences in the event that their child is caught again for the same offense. The parent or guardian shall be imposed a penalty of PhP 1000.00 or 3 hours of community service. Moreover, the child shall be turned over to the Taguig City's Social Welfare and Development (CSWDO) for other interventions that may be conducted pursuant to the provisions of RA 9344 as amended and filing of case against the parent or child for child abuse or violation of RA 7610.

**SECTION 16.** The offender shall be given seventy-two (72) hours or three working days within which to pay the fine otherwise appropriate charges shall be filed in court against the offender for violation of this ordinance.

**CHAPTER V. FINANCING**

**SECTION 17.** Fines collected from the violation of this ordinance shall accrue to the Trust Fund of the Barangay for the continuous implementation of the Traffic

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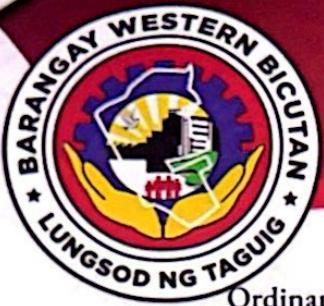
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Ordinance, procurement of necessary equipment, uniform or signages and as aid in filing a case against the offenders and in case the apprehending law enforcers are the subject of a complaint while in the performance of their duty.

**SECTION 18.** An initial funding to defray the expenses necessary for or incidental to the implementation of this Ordinance shall be sourced from the General Fund of Barangay Western Bicutan.

The expenses include, but are not limited to:

- a. Costs of printing copies of this Ordinance, the Citation Tickets, and information, education and communication materials pertaining to this ordinance
- b. Costs of inspection and enforcement by the Task Force, including allowances for meals and transportation, the amount of which shall be set by the Office of the Punong Barangay
- c. Incentive or reward for the enforcement of this Ordinance
- d. Incentive or reward for private citizens who report violations of this Ordinance
- e. Other expenses associated with the implementation and enforcement of this Ordinance

## CHAPTER VI. FINAL PROVISIONS

**SECTION 19. Mandatory Review.** The Sangguniang Barangay shall undertake a mandatory review of this ordinance at least once in every three (3) years with the primary objective of providing a more responsive and accountable local government structure.

**SECTION 20. Repealing Clause.** All prior inconsistent ordinances are hereby repealed and or modified accordingly.

**SECTION 21. Separability Clause.** If for any reason, any section or provision of this ordinance is disallowed or declared invalid by proper authorities, other sections or provisions hereof which are not affected thereby shall continue to be in full force and effect.

**SECTION 22. Effectivity Clause.** This ordinance shall take effect upon its approval by the Sangguniang Panlungsod of Taguig City or after thirty (30) days from receipt thereof, pursuant to Section 57 or R.A. 7160.

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**SECTION 23.** Let copies of this ordinance be furnished to all concerned offices for their information and guidance.

ENACTED this 13<sup>th</sup> day of August 2024 at Barangay Western Bicutan, Taguig City.

ATTESTED BY:

SEC. ROMELL L. SANTIAGO  
Barangay Secretary

TREAS. JOSE T. RAVAGO JR.  
Barangay Treasurer

HON. OSCAR V. DIO  
Sangguniang Barangay Member

APPROVED BY:

HON. SAMUEL A. CADIZ  
Sangguniang Barangay Member

HON. LEONORA M. PERU  
Sangguniang Barangay Member

HON. JOHN ROLAN A. FUENTES  
Sangguniang Barangay Member

HON. ERNESTO B. OCCIANO  
Sangguniang Barangay Member

HON. RAYMUNDO G. POBLACION JR.  
Sangguniang Barangay Member

HON. JOSE N. GIRON JR.  
Sangguniang Barangay Member

HON. KIMBERLY F. MALUBAY  
SK Chairperson  
Sangguniang Barangay Ex-Officio Member



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HON. PEDRITO B. BERMAS

PUNONG BARANGAY  
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