

**EXCERPT FROM THE MINUTES OF THE 5TH REGULAR SESSION OF THE
SANGGUNIANG BAYAN OF MANOLO FORTICH, BUKIDNON WHICH WAS HELD AT
THE SANGGUNIANG BAYAN SESSION HALL ON FEBRUARY 10, 1999.**

PRESENT:

HON. MARCELA P. GALOPE	Presiding Officer Municipal Vice Mayor
HON. HILARIO B. PAUSANOS	Sangguniang Bayan Member
HON. JERSON S. LEYSON	Sangguniang Bayan Member
HON. VINCENT Y. QUINGA	Sangguniang Bayan Member
HON. ROLANDA D. AGUDA	Sangguniang Bayan Member
HON. JULIAN A. TORRES	Sangguniang Bayan Member
HON. NICKARTER S. ONAHON	Sangguniang Bayan Member
HON. RICARDO C. DOYDORA	Sangguniang Bayan Member
HON. SERGIO T. HISONA	Sangguniang Bayan Member
HON. LEONILO G. TILAP	Sangguniang Bayan Member ABC President
HON. SALVADOR A. ALBARECE III	Sangguniang Bayan Member SK Federation Rep.

ORDINANCE NO. 98-102
(5th Regular Session)

**AN ORDINANCE REGULATING THE OPERATION OF HABAL-HABAL AND TO GRANT
PERMIT TO OPERATE OTHERWISE KNOWN AS HABAL-HABAL ORDINANCE.**

BE IT ORDAINED by the Sangguniang Bayan of Manolo Fortich,
Bukidnon in session that:

SECTION 1. This Ordinance shall be known as Regulating The
Operation Of Habal-habal and to Grant Permit To Operate otherwise
known as Habal-habal Ordinance.

b. It is the policy of the Local Government Unit to
regulate the operation of Habal-habal as embodied in the Local
Government Code of 1991.

SECTION 2. Operative Principles: Every operator and
driver of habal-habal in the entire municipality shall be guided
by these implementing policies.

a. The operator of the said habal-habal should submit
himself together with the driver and the motorcycle to licensing
division of the municipality for registration and to get the
permit to operate.

b. The operator upon registration should present to the
Licensing Division the registration of the motor from LTO and the
policy for his riders (4).

c. The operator can be given the said permit to operate
upon the payment of P250.00 and it is good for one year, and to
expire every end of the year.

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d. A sticker, bearing the logo of the municipality and duly signed by the Municipal Mayor should be given to the operator after the registration and upon payment of Two Hundred Fifty Pesos.

SECTION 3. SCOPE OF IMPLEMENTATION. The driver of the habal-habal should in all times follow the section to avoid penalties.

a. The habal-habal should only carry a maximum of four (4) riders including the driver.

b. The driver should be at least 18 years of age and should have a drivers license from the Land Transportation Office (LTO).

c. A minimum speed should be observed always particularly when travelling in the national highway.

d. The rider should be insured in a capable insurance agency and bring his policy including the registration and insurance of the motor whenever the unit or the permit to operate is to be renewed in the municipality.

SECTION 4. PROHIBITED ACTS.

a. No habal-habal will operate in any of the barangays in the Municipality without the permit to operate and the sticker given to them during the registration.

b. They should not pass or be allowed to traverse in the national highway with more than three (3) riders including the driver.

c. Drivers of the said habal-habal should not go beyond their destination or to any barangays which is outside its destination.

d. A Memorandum of Understanding should be entered by and between the officials of every barangay and operators so that they'll be allowed to enter to some barangay to ferry passengers only but not to pick up passengers outside of their jurisdiction.

e. No driver should be allowed to drive without a helmet.

SECTION 5. PENALTIES.

a. 1st Offense - P150.00

b. Second Offense - P200.00

c. Third & Succeeding Offenses - P300.00 and possible revocation of his permit or imprisonment of not more than one month or both the fine and imprisonment.

SECTION 6. DEFINITION OF TERMS

a. Destination - The habal-habal should not cross its destination from one barangay to another. It also means that from the barangay to their terminal and from terminal to barangay only.


b. Riders - Drivers and passengers.

SECTION 7. IMPLEMENTATION. The Local Traffic Division of the Philippine National Police will be tasked to implement the said ordinance.

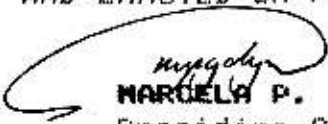
This Ordinance shall take effect after 30 days of publication and approval by the members of the Sangguniang Bayan of this municipality.

APPROVED: February 10, 1999.


CERTIFIED CORRECT:


LYDIA O. LASTINDSA
Municipal Secretary

CERTIFIED AND ATTESTED TO BE APPROVED
AND ENACTED ON FEBRUARY 11, 1999:


MARCELA P. GALOPE
Presiding Officer
Municipal Vice Mayor

APPROVED:


BENJAMIN C. ALBARECE
Municipal Mayor