



Republic of the Philippines
QUEZON CITY COUNCIL

Quezon City
22nd City Council

PO22CC-465

109th Regular Session

ORDINANCE NO. SP-**3395**, S-2025

AN ORDINANCE GRANTING ADDITIONAL FRANCHISE TO 37 PETITIONERS FROM HI-TOP TRICYCLE OPERATORS AND DRIVERS ASSOCIATIONS, INC. (HI-TOP TODA) TO OPERATE A MOTORIZED TRICYCLE-FOR-HIRE WITHIN THEIR DESIGNATED ZONES/ROUTES AND AUTHORIZING THEIR SPECIFIED ROUTE MEASURED CAPACITIES (RMCs) THEREBY PARTIALLY LIFTING QUEZON CITY ORDINANCE NO. SP-1479, S-2005, OTHERWISE KNOWN AS THE "ORDINANCE DECLARING MORATORIUM IN THE FRANCHISE OF PUBLIC UTILITY TRICYCLES IN QUEZON CITY AND FOR OTHER PURPOSES"

Introduced by Councilors RAM V. MEDALLA, KATE GALANG-COSETENG, GELEEN "Dok G" G. LUMBAD, ALBERT ALVIN "Chuckie" L. ANTONIO III, DON S. DE LEON and WENCEROM BENEDICT C. LAGUMBAY

Co-Introduced by Councilors Bernard R. Herrera, Tany Joe "TJ" L. Calalay, Dorothy A. Delarmente, M.D., Joseph P. Juico, Nikki V. Crisologo, Charm M. Ferrer, Dave C. Valmocina, Tatay Rannie Z. Ludovica, Godofredo T. Liban II, Atty. Anton L. Reyes, Edgar "Egay" G. Yap, Imee A. Rillo, Irene R. Belmonte, Nanette Castelo-Daza, Marra C. Suntay, Joseph Joe Visaya, Alfred Vargas, MPA, Shaira "Shay" L. Liban, Aiko S. Melendez, Maria Eleanor "Doc Ellie" R. Juan, O.D., Kristine Alexia R. Matias, RN, Eric Z. Medina, Emmanuel Banjo A. Pilar, Vito Sotto Generoso, Victor "Vic" Bernardo, Jose Maria M. Rodriguez and Jhon Angelli "Sami" C. Neri

WHEREAS, in 2005, the Quezon City Council passed Ordinance No. SP-1479, S-2005 entitled "An Ordinance declaring a Moratorium in the Franchise of Public Utility Tricycles in Quezon City and for other purposes" (hereinafter referred to as the Moratorium Ordinance, for brevity). The passage of the said Moratorium Ordinance was due to the proliferation of tricycles in practically all streets and roads of Quezon City, encroaching even the main thoroughfares, congesting the road network and complicating further the already complex traffic situation of the City;

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“(3) Subject to the provisions of Book II of this Code, enact ordinances granting franchises and authorizing the issuance of permits or licenses, upon such conditions and for such purposes intended to promote the general welfare of the inhabitants of the city and pursuant to this legislative authority shall:

x x x

(vi) Subject to the guidelines prescribed by the Department of Transportation and Communications, regulate the operation of tricycles and grant franchises for the operation thereof within the territorial jurisdiction of the city.”

WHEREAS, in 1992, the Quezon City Council passed Ordinance No. SP-15, S-1992 entitled “An Ordinance Franchising and Regulating the Operation of Motorized Tricycles in Quezon City” known as the “Quezon City Tricycle Ordinance of 1992,” but due to the dramatic change contributed by the operation, regulation and demographic aspects of the City through time, the said Ordinance was therefore considered as outdated, thus the need to update the same;

WHEREAS, pursuant to the mandates provided for by the Moratorium Ordinance, the City Planning and Development Department (CPDD) and the Committee on Transportation of the Quezon City Council conducted a tricycle study using an on-board passenger origin-destination (O-D) and tricycle mapping survey using an on-board data collection device equipped with sensor and Global Positioning System (GPS) capable of recording passenger boarding and alighting times and locations;

WHEREAS, as a result thereto, the CPDD submitted the final report to the Phase 2 program of the Tricycle Route Measured Capacity (RMC) Study for Unserved Routes in Quezon City;

WHEREAS, it is the primordial concern of the Quezon City Government to update the existing Routes/Zones of tricycles in Quezon City and uphold the livelihood of the tricycle sector by granting herein tricycle associations legitimate franchise;

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WHEREAS, initially, pursuant to QCTFB Case No. 96-054 entitled, "Petition to operate as an independent TODA on a separate Route Measured Capacity (RMC), a separate color code, and a separate number scheme." for the aforesaid TODA to operate 25 motorized tricycles-for-hire to ply the route within Barangays Bagumbuhay, Marilag, Milagrosa, and Escopa I, II, III and IV via P. Tuazon Avenue, Lakandula Street, A. De Legaspi Street, A. Luna Street, Aguinaldo Street, Rajah Matanda Street, Kalatiaw Street, F. Castillo Street and vice versa, petitioner seeks to operate as an independent TODA, separate from Project 4 TODA, which will be granted only upon authorization by the City Council;

WHEREAS, the 1st update of the existing RMCs of HI-TOP TODA was under Quezon City Tricycle Franchising Board (QCTFB) Case No. 97 entitled, "Petition for additional Route Measured Capacity (RMC) of that tricycle established within within the territorial limits of Barangays Bagumbuhay, Marilag, Milagrosa, and Escopa I, II, III and IV via P. Tuazon Avenue, Lakandula Street, A. De Legaspi Street, A. Luna Street, Aguinaldo Street, Rajah Matanda Street, Kalatiaw Street, F. Castillo Street and vice versa", for the additional 18 motorized tricycles-for-hire to operate for the aforesaid TODA;

WHEREAS, the 2nd update of the existing RMCs of HI-TOP TODA was under QCTFB Case No. 2001-031 entitled "Petition for Amendment of Name of Queens Tricycle Operators and Drivers Association (Queens TODA) to HI-TOP Tricycle Operators and Drivers Association. (HI-TOP TODA)," for the amendment of Name the aforesaid TODA;

WHEREAS, upon perusal of the Petition for Accreditation, it was revealed that HI-TOP TODA is registered with the Securities and Exchange Commission (SEC) and is a Civil Society Organization accredited by the Quezon City Council and the Barangay and Community Relations Department (BCRD);

WHEREAS, HI-TOP TODA Resolution No. 001, Series of 2019 sought the legalization of their existing 37 colorums;

WHEREAS, the Sangguniang Barangay of Barangay Bagumbuhay endorsed to the Tricycle Franchising Board (TFB) for the accreditation of additional 37 units of the HI-TOP TODA for the granting of regular franchise, and Drivers Association Officers and members and the tricycle riding public, as a whole, support the application for the issuance of franchises through a resolution or certification;

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WHEREAS, the District III TODA Presidents Federation, Inc. endorsed to the TFB the request for additional 37 tricycle units of the HI-TOP TODA for regular franchise in support of the application for the issuance of franchise for certain TODA in District III, Quezon City;

WHEREAS, the Tricycle Regulation Division (TRD) of the Traffic and Transport Management Department (TTMD), in coordination with Barangay Bagumbuhay, transmitted the attached list of operators or members of HI-TOP TODA for physical inventory of 37 units to operate additional RMCs to underserved areas in this City;

WHEREAS, the TTMD, in coordination with the Committee on Transportation of the Quezon City Council and City Administrator for Operations, transmitted the Tricycle RMC Revalidation and Survey Result of various TODAs in Quezon City for the RMC Recommendation dated December 6, 2024. The TTMD recommended the following underserved TODA including its maximum required number of units;

WHEREAS, the CPDD with the TTMD, in coordination with the Committee on Transportation of the Quezon City Council, transmitted the RMC recommendation of various TODAs in Quezon City. The CPDD recommended the following RMC Revalidation to be updated including its maximum required number of units;

WHEREAS, the applicant has complied with all the necessary requirements prescribed by laws, ordinances and administrative issuances.

NOW, THEREFORE,

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

SECTION 1. The tricycle zones/routes of hereunder HI-TOP Tricycle Operators and Drivers Association (HI-TOP TODA) and the additional Route Measured Capacities (RMCs) are hereby approved and granted, to wit:

ZONES/ROUTES	RMCs	Additional RMCs
Within Barangay Milagrosa, Marilag, Bagumbuhay and Escopa I, II, III, and IV via P. Tuazon Avenue, Lakandula Street, A. De Legaspi Street, A. Luna Street, Aguinaldo Street, Rajah Matanda Street, Kalantiaw Street and vice versa.	43	37

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SECTION 2. *The partial lifting of the Moratorium is hereby granted to the following 37 additional petitioners, subject to existing laws, rules and regulations that are now and may hereinafter be promulgated, with their respective routes and body numbers and other motor vehicle specifications, to wit:*

Additional 37 petitioners for HI-TOP TODA (see attached).

SECTION 3. *The individual applications for franchise should be filed and approved by the TFB and TRD.*

SECTION 4. *All tricycle zones/routes and additional RMCs herein approved and granted shall be governed by Quezon City Ordinance No. SP-2337, S-2014, otherwise known as the Quezon City Tricycle Management Code of 2014, and its corresponding amendments.*

SECTION 5. **MORATORIUM ORDINANCE, PARTIALLY LIFTED.** – *Quezon City Ordinance No. SP-1479, S-2005 (hereinafter referred to as the Moratorium Ordinance, for brevity) is hereby partially lifted for 37 petitioners only. However, any request for additional franchise and RMC of any existing TODAs in Quezon City shall undergo Tricycle Study to be conducted by the TRD, the TFB and the City Planning and Development Department (CPDD).*

A Tricycle Study includes using an on-board passenger origin-destination (O-D) and tricycle mapping survey using an on-board data collection device equipped with sensor and Global Positioning System (GPS) capable of recording passenger boarding and alighting times and locations.

SECTION 6. **PENALTY CLAUSE.** – *Any TODA violating this Ordinance and the guidelines that shall be implemented subsequently shall be penalized under Quezon City Ordinance No. SP-2337, S-2014, as amended.*

SECTION 7. **REPEALING CLAUSE.** – *All ordinances, resolutions, executive orders, memorandum circulars and administrative orders or parts thereof which are inconsistent with any provisions of this Ordinance are hereby repealed or modified accordingly.*

SECTION 8. **SEPARABILITY CLAUSE.** – *If for any reason, any section or provision of this Ordinance is declared illegal or unconstitutional, other sections or provisions hereof which are not affected thereby shall continue to be in full force and effect.*

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SECTION 9. EFFECTIVITY CLAUSE. – This Ordinance shall take effect after its publication in a newspaper of general circulation, and after posting of copies in conspicuous locations within Quezon City.

ENACTED: February 24, 2025.


GIAN G. SOTTO
City Vice Mayor
Presiding Officer

ATTESTED:



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

APPROVED: APR 24 2025


MA. JOSEFINA G. BELMONTE
City Mayor

CERTIFICATION

This is to certify that this Ordinance was APPROVED by the City Council on Second Reading on February 24, 2025 and was PASSED on Third/Final Reading on March 3, 2025.


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