



CO NO. 2024-09-066

Republic of the Philippines  
**CITY OF TANGUB**  
**SANGGUNIANG PANLUNGSOD**

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[www.tangubcity.gov.ph](http://www.tangubcity.gov.ph)

**EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE 16<sup>TH</sup> SANGGUNIANG PANLUNGSOD OF TANGUB CITY HELD ON SEPTEMBER 12, 2024 AT 11:05 A.M. AT THE NEW SP SESSION HALL BUILDING, TANGUB CITY.**

**HON. TITO B. DECINA –P**  
*City Vice-Mayor*  
*Presiding Officer*

**HON. ANTONIO S. CAYLAN, JR. – P**  
*City Councilor*

**HON. RUBIN R. ROMA –OL**  
*City Councilor*

**HON. LOWIDA L. ALCALDE, Ph. D. –P**  
*City Councilor*

**HON. LEONIDO C. TALA, SR. -P**  
*City Councilor*

**HON. FRANCISCO I. CHIONG, JR. –P**  
*City Councilor*  
*Majority Floor Leader*

**HON. MARISSA V. AMAMIO -P**  
*City Councilor*

**HON. ROSE N. BUENAFE -P**  
*City Councilor*

**HON. ROMULO L. DEL SOCORRO -P**  
*City Councilor*

**HON. HIPOLITO G. ROXAS, JR. –P**  
*City Councilor*

**HON. ALEXANDER M. RETUERTO -P**  
*City Councilor*

**HON. MILDRED M. ACUNO –P**  
*ABC President*

**HON. LEONILLIO S. RESTILLADOR, JR. -P**  
*SK Federated President*

*Legend: P-Present, A-Absent, OL-On Leave*  
*OB-Official Business, OT Official Trip, R-Resigned*

**CITY ORDINANCE NO. 2024-09-066**

**AN ORDINANCE SETTING THE SPEED LIMITS OF ALL VEHICLES WITHIN THE TERRITORIAL JURISDICTION OF THE CITY OF TANGUB, MISAMIS OCCIDENTAL AND PROVIDING PENALTIES FOR THE VIOLATION THEREOF**

*Sponsored by: Hon. Romulo L. Del Socorro*

**WHEREAS**, Section 16 of Republic Act No. 7160, otherwise known as the "Local Government Code of 1991," grants local government units (LGUs) the authority to exercise police powers to promote the general welfare, health, and safety of its constituents;

**WHEREAS**, under Sections 447 (a) (5) and 458(a)(5)(vi) of Republic Act No. 7160 otherwise known as the Local Government Code, cities and municipalities have the power to regulate traffic in all streets and bridges within their territorial boundaries and to enact measures that will enhance public health, safety, convenience, maintain peace and order, and promote the general welfare of their inhabitants;

**WHEREAS**, Department of Transportation and Communications (DOTC) Joint Memorandum Circular No. 2018-001, otherwise known as the "Speed Limit Setting Guidelines," mandates LGUs to implement speed limits within their territorial jurisdiction in accordance with national standards and based on road classification and usage to ensure public safety and orderly traffic flow;

**WHEREAS**, Memorandum Circular No. 2011-008 issued by the Department of the Interior and Local Government (DILG) reiterates the need for LGUs to adopt speed limit ordinances as part of their road safety



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measures, considering factors such as road conditions, the volume of vehicles, and the presence of vulnerable road users;

**WHEREAS**, Section 38 of Republic Act No. 4136, also known as the "Land Transportation and Traffic Code," mandates that speed limits must be enforced to avoid hazards that could endanger life, property, and public safety;

**WHEREAS**, it is in the best interest of the City of Tangub to establish speed limits on roads, streets, and highways within its jurisdiction to ensure the safety and well-being of its residents, and to maintain traffic order;

**WHEREAS**, this ordinance is enacted in conformity with the "Philippine Road Safety Action Plan 2020-2030," which aims to reduce road traffic deaths and injuries by setting appropriate measures such as speed management;

**BE IT ORDAINED BY THE 16<sup>TH</sup> SANGGUNIANG PANLUNGSOD IN ITS REGULAR SESSION ASSEMBLED THAT:**

**SECTION 1. TITLE.** This ordinance shall be known as the "SPEED LIMIT ORDINANCE OF THE CITY OF TANGUB, MISAMIS OCCIDENTAL."

**SECTION 2. PURPOSE.** The purpose of this ordinance is to establish uniform speed limits for vehicles within the territorial jurisdiction of Tangub City, Misamis Occidental, to ensure public safety, reduce traffic accidents, promote orderly traffic flow and convenience.

**SECTION 3. COVERAGE.** This ordinance shall apply to all types of motor vehicles driven within, or passing through, the City of Tangub and the drivers and owners thereof.

**SECTION 4. DEFINITION OF TERMS.** As used in this ordinance, the following words and phrases shall have the meanings ascribed to them in this Section:

- a) **City of Tangub Streets** shall refer to roads within the city, roads that connect to the national and Provincial roads, and roads that provide inter-barangay connections to major city infrastructure without traversing provincial roads, within the jurisdiction of the City of Tangub not otherwise designated as National roads, provincial roads, Barangay roads, and crowded streets.
- b) **Motor Vehicle** refers to any vehicle propelled by any power other than muscular power using the public highways, but excepting road rollers, trolley cars, street-sweepers, sprinkles, lawn mowers, bulldozers, graders, fork-lifts, amphibian trucks, and cranes if not used on public highways, vehicles that run only on rails or tracks, and tractors, trailers and traction engines of all kinds used exclusively for agricultural purposes. Private cars, private jeepneys, utility mini-buses, passenger jeepneys, trucks of all kinds, motorcycles, and tricycles, vans, electric motorcycles, and electric cars shall be considered as vehicles.
- c. **Speed Limit** refers to the maximum allowable speed for vehicles as specified in this ordinance.
- d) **Driver** shall refer to any person operating a motor vehicle.
- e) **Owner** shall refer to the person in whose name the motor vehicle is registered, as indicated on the Certificate of Registration issued by the Land Transportation Office.
- f) **Road** shall refer to any public highway, street, thoroughfare, alley, boulevard, and the like within the City of Tangub.

- g) **Traffic Citation Ticket or TCT** shall mean the ticket issued by law enforcement officers in the City of Tangub for violation of its traffic ordinance/s.

h) **Traffic Management Committee** refer to as the lead agency created by the City Mayor tested in the implementation and enforcement of this ordinance

i) **Speed gun** shall refer to a speed measuring device using radar detection and ranging (RADAR) or light detection and ranging (LIDAR) technologies for the purpose of determining the speed of motor vehicles.

**SECTION 5. GENERAL PROVISIONS.** The following general provisions shall govern the implementation of the Speed Limit Ordinance:

- a) No person shall drive a motor vehicle on any road in this City of Tangub at a rate of speed greater than that permitted by this Ordinance.

b) No person shall drive a motor vehicle at a speed that is not appropriate for the width, traffic, grades, crossing, curvatures, visibility, or other condition of the road, as to endanger the safety of road users and their property.

c) No person shall drive a motor vehicle at a speed greater than that which will permit the vehicle to stop within the assured clear distance ahead, in order to prevent a road crash.

**SECTION 6. SPECIFIC PROVISIONS.** The following specific provisions shall apply in the implementation of this ordinance:

- a) Subject to the provisions of the preceding paragraph and unless otherwise provided herein, the speed limit on all streets within the City of Tangub shall be 30 kilometres per hour (kph)

b) The following speed limits shall apply to the roads and motor vehicles identified below, and other similar motor vehicles:

Road Classification (RA 4136)	Roads covered	Cars	Truck/Buses/Tricycle
Open Roads	(NATIONAL PRIMARY ROADS)	70kph	60kph
	Sta. Maria to Sumirap		
	(NATIONAL SECONDARY ROADS)	70kph	50kph
	Labuyo Highway from Labuyo crossing to Maquilao crossing		
	Sta, Maria Highway from Sta. Maria crossing to Isidro D. Tan before Elem. School		
	(NATIONAL TERTIARY)	60kph	50kph
	Manga Highway from Manga crossing to Asenso Mercado		
	Labuyo Highway to Sta. Cruz		
	Isidro D. Tan crossing to Silanga (Panguil Bay Bridge)		
Through Streets	(CITY PROPER) CITY ROADS	40kph	30pkh
	Polao Highway from crossing Polao to crossing Barangay III		
	Maquilao to Barangay 5		
Crowded Streets	(BARANGAY ROADS AND CROWDED STREETS)	20kph	20kph



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	Asenso Merkado to Barangay I,II,III,IV,V, Migcanaway, Mantic, Maloro		
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**SECTION 7. EXCEPTIONS.** The speed limits prescribed under Section (6) shall not apply to drivers or owners in the following circumstances, provided that these exemptions shall not be construed to allow unnecessary fast driving or endanger the life, health, or property, of any persons:

- a) A physician or his driver when the former responds to an emergency call.
- b) The driver of a hospital ambulance or any other vehicle on his way to and from the place of accident or other emergencies.
- c) Any driver picking up or bringing a wounded or sick person for emergency medical treatment to a hospital, clinic, or any other similar place.
- d) The driver of a motor vehicle belonging to the Armed Forces while in use for official purposes in times of protecting civilians.
- e) The driver of a vehicle, when he or his passengers are in pursuit of a crime suspect.
- f) A law-enforcement officer who is trying to apprehend a violator of traffic laws or any other law.
- g) The driver officially operating a vehicle of any fire department, provided that exemption shall not be construed to allow unless or unnecessary fast driving of drivers aforementioned;
- h) For security reasons, very important person (VIPs) such as visiting National Government, Regional and Provincial Officials and other dignitaries.

**SECTION 8. LEAD AGENCY.** Upon the approval of this Ordinance, a Traffic Management Committee shall be organized by the City Mayor as the lead agency for the implementation and enforcement of this Ordinance and shall be responsible for the general supervision and coordination with support agencies and offices.

**SECTION 9. RESPONSIBILITIES OF TRAFFIC MANAGEMENT COMMITTEE.** The Traffic Management Committee shall, in addition to other functions under other ordinances, orders, or policy issuances have the following functions:

- a. Cause the installation of speed limit signs, in accordance with the speed limits provided in Section 6;
- b. Assign traffic law enforcement officers for the enforcement of speed limits within the City of Tangub, Misamis Occidental;
- c. Enforce this Ordinance, through traffic law enforcement officers, by apprehending offending drivers/motor vehicles, issuing TCTs, and resolving protests, without prejudice to the authority of the Land Transportation Office (LTO) to enforce traffic rules and regulations, including reckless driving;
- d. Coordinate with the Philippine National Police of the City of Tangub, Misamis Occidental, barangay officials, and other deputized law enforcement officers to harmonize deployment and traffic operations with the City; and
- e. Traffic law enforcement officers on the use of speed guns, speed enforcement cameras, and other speed enforcement strategies, in coordination with the LTO.

**SECTION 10. SPEED LIMIT SIGNS.** The Local Government Unit of Tangub City, through the City Engineering Office (CEO), shall be responsible for the installation and maintenance of speed limit signs in all areas specified under Section 6. These signs shall be placed at regular intervals and positioned for clear



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visibility to all road users. Furthermore, the speed limit signs must comply with the standards set forth in the Department of Public Works and Highways (DPWH) Manual on Highway Safety Design Standards.

**SECTION 11. ENFORCEMENT PROCEDURE.** The enforcement of speed limits within the City of Tangub, Misamis Occidental shall be conducted in accordance with the following procedure:

**SECTION 11.1. VIOLATION OF SECTION 5 (A) DETECTED USING SPEED GUNS.**

- a) Upon detection of a violation of Section 5 (a) using speed guns, the law enforcement officer shall flag the offending driver or motor vehicle down.
- b) Upon apprehension, the law enforcement officer shall inform the offending driver of the violation and show him the speed detected by the speed gun. The law enforcement officer shall demand the presentation of the driver's license of the offending driver and motor vehicle certificate of registration and official receipt of registration.
- c) The law enforcement officer shall indicate the following details on the TCT:
  - i. name and address of the driver
  - ii. driver's license number and date and place of issuance
  - iii. driver's birth date
  - iv. name of motor vehicle owner
  - v. certificate of registration number
  - vi. Speed registered on the speed gun
  - vii. speed limit on the road where the violation was committed

d) Upon issuing the TCT to the offending driver, the law enforcement officer shall confiscate the driver's license. The TCT shall be valid as a temporary operator's permit for a period of seventy-two (72) hours from the time of its issuance.

e) The driver shall have seven (7) days within which to settle the fine or to file a protest in accordance with Section 12. Failure to file a protest within the period shall be deemed a waiver of the right to protest and shall result in the automatic resolution of the violation against the registered owner.

**SECTION 11.2. VIOLATION OF SECTION 5 (a) Detected Using Speed Enforcement Cameras.**

- a) Upon detection of a violation of Section 5 (a) using speed enforcement cameras, the law enforcement officer shall issue a notice to the registered owner of the motor vehicle via registered mail.
- b) The notice shall indicate the speed limit of a road where the violation was committed and shall include a photograph of the vehicle with the speed detected by the camera at the time of violation legibly shown.
- c) The registered owner shall be presumed to be the driver of the motor vehicle unless he/she can prove that the motor was driven by another person.
- d) The registered owner shall have seven (7) days from the date of receipt of the notice within which to settle the fine indicated in the notice, or to file a protest in accordance with Section 13. Failure to file a protest within the period shall be deemed a waiver of the right to protest, and shall result in the automatic resolution of the violation against the registered owner.



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e) In case of a protest based on the identity of the driver, the registered owner shall have the duty to provide under oath the name of the driver of the motor vehicle, his known address, and other details as may be required by the TMC. Except in cases where the protest is based on stolen vehicles, no protest based on the identity of the driver shall be allowed unless the alleged driver at the time of violation is identified.

f) Upon a finding that the registered owner is not the driver of the motor vehicle at the time of the violation, the Traffic Management Committee shall send a notice to the driver, as identified by the registered owner, subject to the requirements of Sections 11.2 (b) and 11.2 (d).

**SECTION 12. FINES AND PENALTIES.** Any person who exceeds the speed limit established by this ordinance shall be subject to a fine of:

- a. **First Offense:** PHP 1,000.00 or community service of 8 hours.
- b. **Second Offense:** PHP 2,000.00 and seminar on road safety to the LTO.
- c. **Third and Subsequent Offenses:** PHP 3,000.00 and seminar on road safety to the LTO.

**SECTION 13. REVIEW OF SPEED LIMITS.** The TMC shall conduct a review of the speed limits provided in this Ordinance every three (3) years to ensure that the speed limits are appropriate for the actual road conditions.

**SECTION 14. INFORMATION, EDUCATION AND COMMUNICATION CAMPAIGN.** The TMC shall conduct a continuing information, education, and communication campaign on the speed limits with the City of Tangub, Misamis Occidental, the impact of the implementation of this Ordinance, and other speed enforcement activities.

**SECTION 15. FUNDING.** Funds necessary for the implementation of this Ordinance shall be funded by the Local Government Unit of Tangub City.


**SECTION 16. SEPARABILITY CLAUSE.** If any provision of this ordinance is found to be unconstitutional or invalid, the remaining provisions shall continue in full force and effect.

**SECTION 17. EFFECTIVITY.** This ordinance shall take effect within fifteen (15) days after publication in a newspaper of general circulation and after posting of copies of this Ordinance in conspicuous places within the City of Tangub, Misamis Occidental.

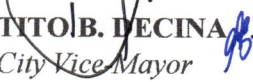
ENACTED

SEPTEMBER 12, 2024


I HEREBY CERTIFY the correctness of the foregoing City Ordinance No. 2024-09-066 which was duly enacted by the Sangguniang Panlungsod during the REGULAR Session held at the New SP Session Hall, Tangub City, Misamis Occidental on September 12, 2024.

  
ELISEA A. LORENTON  
College Department Head  
Acting SP Secretary

ATTESTED:

  
TITO B. DECINA  
City Vice Mayor  
Presiding Officer

APPROVED:

  
SABINIANO S. CANAMA  
City Mayor

Date of Approval: \_\_\_\_\_