



ORDINANCE NO. 167  
Series of 2002

ORDINANCE TRANSFERRING TO INFORMANTS, THE CANCELLED  
FRANCHISE-TO-OPERATE OF PUBLIC UTILITY TRICYCLES APPREHENDED AND  
FOUND TO BE OPERATED BY A DRUG USER/ PUSHER AND BEING USED AS A  
MEANS OF TRANSPORT IN THE DISTRIBUTION OF ILLEGAL DRUGS

Introduced by Vice-Mayor MARION S. ANDRES, M.D.

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WHEREAS, Section 458, (a), sub-paragraph (1) of the Local Government Code of 1991 provides that the Sangguniang Panlungsod, as the legislative body of the City, for an efficient and effective city government, shall "*x x x (v) Enact ordinances intended to prevent, suppress and impose appropriate penalties for x x x drug addiction, maintenance of drug dens, drug pushing, x x x, and such other activities inimical to the welfare and morals and inhabitants of the city x x x ;*"

WHEREAS, sub-paragraph (3) of the said Section of the same Code has also provided that the Sangguniang Panlungsod shall enact ordinances granting franchises x x x x , 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 x x x ;*"

WHEREAS, in an attempt to curb the proliferation of illegal drugs using the above provisions as basis, the Sangguniang Panlungsod of Marikina enacted Ordinance No. 124, Series of 2002 imposing the penalty of permanent cancellation of the franchise-to-operate of any public utility tricycle apprehended and found to be operated by a drug-user/-pusher and/or being used as a means of transport in the distribution of illegal drugs

WHEREAS, considered too as an effective approach to crime-fighting, is to enjoin the participation of the citizenry themselves, providing vital information that will lead to the successful apprehension of personalities involved in the drug trade, reporting nefarious drug activities and expose clandestine drug operations;

WHEREAS, the City Government of Marikina recognizing the value of the public's cooperation in its anti-drug movement, believes that providing such crucial information deserves a reciprocal course of action corollary to Ordinance No. 124, Series of 2002,

NOW THEREFORE, BE IT ORDAINED, AS IT IS HEREBY ORDAINED by the CITY COUNCIL of MARIKINA, in session duly assembled, that:

SECTION 1. Any person giving information that will lead to the successful arrest and apprehension of any public utility tricycle which are found to be operated by a drug pusher/user, and being used as a means of transport in the distribution of illegal drugs and as a result thereof cause the impoundment and cancellation of the said public utility tricycle's franchise-to-operate shall be granted with the same franchise-to-operate. *l*


SECTION 2. The franchise-to-operate shall be granted only to those informants, who own/possess a public utility tricycle but does not have a franchise-to-operate.

SECTION 3. The Public Utility Transportation Franchising Regulatory Board (PUTFRB) and the Marikina Land Transportation Office (MLTO) in cooperation with the police authority responsible for the arrest/apprehension of the subject public utility tricycle, is hereby tasked to allocate the franchise-to-operate and relative thereto, issue documents for the transfer and conveyance of said franchise-to-operate to the informant or the person covered by Section 1 of this Ordinance.

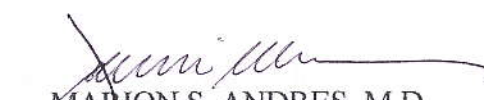
SECTION 4. This Ordinance shall take effect upon its approval.

APPROVED by the CITY COUNCIL of MARIKINA, on this 18<sup>th</sup> day of December, 2002.

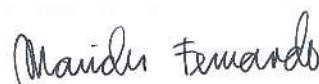
I hereby certify to the passage of the foregoing ORDINANCE, which was duly approved by the City Council of Marikina during its 48<sup>th</sup> Regular Session held on the 18<sup>th</sup> day of December, 2002.

  
LOLITA E. DE LEON  
Secretary to the Sanggunian

CERTIFIED AND ATTESTED  
TO BE DULY APPROVED:

  
MARION S. ANDRES, M.D.  
Presiding Officer/ City Vice Mayor

APPROVED by the Hon. CITY MAYOR on this 27 DEC 2002

  
MA. LOURDES C. FERNANDO  
City Mayor