



Republic of the Philippines
MUNICIPALITY OF PANIQUI
Province of Tarlac

OFFICE OF THE SANGGUNIANG BAYAN

EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF PANIQUI, TARLAC HELD ON FEBRUARY 08, 2011 AT THE SB SESSION HALL.

PRESENT: Hon. Genevieve S. Linsao – *Vice Mayor/Presiding Officer*
Hon. Jayrold Z. Roxas, *member*
Hon. Christian Alfred F. Cuchapin, *member*
Hon. Evelyn S. David, *member*
Hon. Godofredo G. Tangonan, Jr., *member*
Hon. Dante P. Belarmino, *member*
Hon. Gerardo N. Tiangsing, *member*
Hon. William M. Ibay, Sr., *member*
Hon. Gerardo N. Chanchico (ABC)-*Ex-officio member*
Hon. Jovien Ian U. Lagmay (SK)- *Ex-officio member*

ABSENT: Hon. Rosauro V. Tayag, *member*

RESOLUTION NO. 016 - 2011

WHEREAS, Section 447 par A, sub-par 3 (V) of R.A. 7160 otherwise known as the Local Government Code of 1991 expressly provides that the Sangguniang Bayan being the legislative body of the municipal government, shall enact ordinances, approve resolutions and appropriate funds for the general welfare of the municipality's inhabitants;

WHEREAS, this Sanggunian deems it proper and necessary to enact an ordinance in order to ensure the safety of the municipality's inhabitants

NOW THEREFORE, on motion of Councilor Christian Alfred F. Cuchapin, duly seconded by Councilor Gerardo N. Tiangsing, **RESOLVED**, as it is hereby **RESOLVED**, to enact an ordinance prohibiting DRAG RACING of motorized vehicles within the territorial jurisdiction of the municipality of Paniqui.

RESOLVED FURTHER that this resolution be enacted into an ordinance, to wit;

ORDINANCE NO. 2011 - 004

AN ORDINANCE PROHIBITING DRAG RACING OF MOTORIZED VEHICLES WITHIN THE TERRITORIAL JURISDICTION OF THE MUNICIPALITY OF PANIQUI.

BE IT ORDAINED by the Sangguniang Bayan of the municipality of Paniqui, Tarlac in session assembled that:

ARTICLE 1
TITLE AND SCOPE

Section 1. Title – This Ordinance shall be known as AN ORDINANCE PROHIBITING DRAG RACING OF MOTORIZED VEHICLES WITHIN THE TERRITORIAL JURISDICTION OF THE MUNICIPALITY OF PANIQUI.

Section 2. Coverage – This ordinance shall prohibit the holding of illegal drag racing or any similar activity involving motorized vehicles within the territorial jurisdiction of the municipality of Paniqui.

Section 3. Purpose – This Ordinance is enacted to prohibit drag racing on highways, roads or streets regardless of whether or not a bet is associated with or involved in the race, within the territorial jurisdiction of the municipality of Paniqui.

Milagrosa
[Signature]

ARTICLE II DEFINITION OF TERMS

Section 4. Definition of Terms – As used in this Ordinance, the following terms shall mean:

4.1 *Motor Vehicle* – Any type of self propelled vehicles including but not limited to scooters, motorcycles, motorized tricycles, cars, jeepney and the likes either used for private or public conveyances.

4.3 “*Drag Race*” means the operation of two or more motor vehicles or motorcycles from a point side by side at accelerating speeds in a competitive attempt to outdistance each other, or the operation of one or more motor vehicles over a common selected course, from the same point to the same point, for the purpose of comparing the relative speeds or power of acceleration of such motor vehicle or motor vehicles within a certain distance or time limit.

4.4 “*Racing*” means the use of one or more motor vehicles or motorcycles in an attempt to outgain or outdistance another motor vehicle, to prevent another motor vehicle from passing, to arrive at a given destination ahead of another motor vehicle or motor vehicles, or to test the physical stamina or endurance of drivers over long-distance driving routes.

4.5 “*Highway/Roadway*” – refers to any public thoroughfare, public boulevard, driveway, avenue, streets, park and alley.

ARTICLE III PROHIBITION

Section 5. Prohibition – a person may not:

5.1 Drive any motor vehicle, including any kind of motorcycle, in any race, speed competition or contest, drag race or acceleration contest, test of physical endurance, or exhibition of speed or acceleration or for the purpose of making a speed record in any highway, roadway, or parking lot;

5.2 In any manner participate in, coordinate, facilitate, or collect moneys at any location for any such race, competition, contest, test, or exhibition;

5.3 Knowingly ride as a passenger in any such race, competition, contest, test, or exhibition; or

5.4 Purposefully cause the movement of traffic to slow or stop for any such race, competition, contest, test, or exhibition;

ARTICLE IV PENAL PROVISION

Section 6. Penalties – any person who violates this ordinance shall suffer the following penalties:

6.1 for the 1st offense – a fine of One Thousand Pesos (P1,000.00) and the immediate impoundment of such vehicle.

6.2 for the 2nd offense – a fine of Two Thousand Pesos (P2,000.00) and the immediate impoundment of such vehicle.

6.3 for the 3rd offense and subsequent offenses – a fine of Two Thousand Five Hundred Pesos (P2,500.00) and the immediate impoundment of such vehicle and place the violators into custody of the local PNP station.

The impounding authority shall release the impounded motor vehicle under the conditions provided:

- a. After paying the corresponding penalty at the municipal treasury office.
- b. Present valid driver's license
- c. Present the vehicle's proper documents
- d. And after determining other violations in relation to traffic ordinances of the municipality. (Ordinance No. 2006-04; Ordinance No. 2005-19; Ordinance No. 2005-22; Ordinance 04-2002)

M. Magal
Carmona

Section 7. The provisions of this ordinance shall exclude licensed or duly authorized motorcycle racing, racetracks, drag strips, or other designated areas set aside by proper authorities for such purposes.

Section 8. Aside from the Philippine National Police (PNP), this ordinance shall be monitored, coordinated and implemented by the Barangay Officials within their territorial jurisdictions and shall closely and fully coordinated with each other to ensure proper, effective and full implementation of this Ordinance.

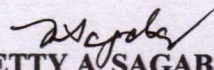
Section 9. If any part/s or provision/s of this Ordinance shall be declared void or unconstitutional by the proper court, the remaining parts or provisions not affected thereby shall continue to remain in force and effect.

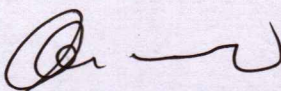
Section 10. All ordinances, rules and regulations as well as orders inconsistent with any of the provisions of this Ordinance shall be deemed modified, amended or repealed accordingly.

Section 11. This Ordinance shall take effect fifteen (15) days after its publication in a newspaper of local circulation.

ENACTED by the affirmative votes of all the members present in session assembled namely, Hon. Christian Alfred Cuchapin(Author), Hon. Gerardo Tiangsing (Co-author), Hon. Evelyn David, Hon. Jayrold Roxas, Hon. Godofredo Tangonan, Jr., Hon. Dante Belarmino, Hon. William Ibay, Sr., Hon. Gerardo Chanchico, and Hon. Jovien Ian Lagmay.

I HEREBY CERTIFY to the correctness of the foregoing ordinance.


BETTY A. SAGABAEN
OIC SB Secretary

ATTESTED: 
HON. GENEVIEVE S. LNSAO
Vice Mayor/Presiding Officer

APPROVED: 
HON. MIGUEL C. RIVILLA
Municipal Mayor