



**cagayan
de Oro**
city of golden friendship

Republic of the Philippines
CITY OF CAGAYAN DE ORO
OFFICE OF THE CITY COUNCIL
(088) 857-2258; 857-4029; 857-4032; 857-4035
www.cdeo-sanggunian.online



ORDINANCE NO. 13850-2020

AN ORDINANCE MANDATING ALL DRIVERS, OPERATORS, PASSENGERS AND COMMUTERS OF THE ROAD TRANSPORT SECTOR IN CAGAYAN DE ORO CITY TO OBSERVE SOCIAL DISTANCING DURING PUBLIC HEALTH EMERGENCY, EPIDEMIC OR PANDEMIC AND WHEN THERE IS A DECLARATION OF COMMUNITY QUARANTINE; PROVIDING PENALTY FOR VIOLATION THEREOF, AND FOR OTHER PURPOSES

Whereas, Section 16 of the Local Government Code states that every local government unit shall exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare;

Whereas, during a public health emergency, outbreak, epidemic or pandemic of infectious diseases, health authorities would advise people to observe social and physical distancing to avoid and contain the spread thereof;

NOW, THEREFORE:

BE IT ORDAINED by the 19th City Council (Sangguniang Panlungsod) in session assembled, that:

SECTION 1. TITLE. This Ordinance shall be known as ***Road Transport Sector Social Distancing Ordinance of 2020.***

SECTION 2. DEFINITION OF TERMS.

- a) **Social Distancing** – is a public health safety intervention used to reduce the spread of any infectious disease by deliberately increasing the physical space between people;
- b) **Operator** - means any employer, owner or principal contractor engaged in the business of transport;
- c) **Driver** - a person who drives a vehicle with driver's license issued by the Land Transportation Office (LTO);
- d) **Passenger** – a traveler on a public or private conveyance other than the driver or conductor;
- e) **Commuter** – a person who travels some distance to work on a regular basis;
- f) **Conductor** – a person who calls passenger to ride and assist and collects fares.

SECTION 3. SOCIAL DISTANCING MEASURES. - During public health emergency, epidemic or pandemic and when there is a declaration of community quarantine, all drivers and operators of the Road Transport Sector are hereby mandated to observe a passenger limit through a "one-seat apart" policy, to wit:

- a. For Taxis/Transportation Network Vehicle Services (TNVS) including accredited airport taxis, should not be more than four (4) passengers including driver;
- b. For UV Express, should not be more than six (6) passengers including driver;
- c. For old units of Public Utility Jeepneys (PUJs), should not be more than half of their regular capacity including driver;



- d. For Omnibus Franchising Guidelines (OFG) compliant units (Class 2 and 3), should not be more than one-half (1/2) of the seating capacity, one seat apart without any standing passenger; and
- e. For Public Utility Buses (PUBs) should not be more than twenty-five (25) passengers including driver and conductor, one seat apart and without any standing passenger.
- f. For motorela, should not be more than five (5) passengers including driver.

SECTION 4. EDUCATION AND REFERRAL. - All operators shall inform and educate their drivers and conductors to be observant of their passengers during travel. Should any of their passengers manifest any symptom of an infectious or contagious disease, they shall assist said person to the nearest hospital and to report the incident to the Department of Health-Region 10 (DOH-10) or City Health Office (CHO) or to the Cagayan de Oro City Police Office (COCO).

SECTION 5. REGULAR DISINFECTION. - All drivers of public transport vehicles shall conduct proper sanitation of their units and at the same time disinfect the interior and exterior parts thereof each time they completed their respective route.

SECTION 6. COMPULSORY WEARING OF FACE MASK. - All drivers and conductors shall wear at all times appropriate face masks, wash their hands with soap and wipe any part of their body with alcohol or disinfectant.

SECTION 7. PENALTY. - Any driver, conductor, operator, or any person found violating any provision of this Ordinance shall be subjected to a penalty of community service to be administered by the City Public Services Office (CPSO) or the Punong Barangay of the barangay where the violation was committed, in accordance hereof, to wit:

- a) 1st Offense: two (2) hours of community;
- b) 2nd Offense: four (4) hours of community service;
- c) 3rd and Subsequent Offenses: eight (8) hours of community service.

SECTION 8. EFFECTIVITY. This Ordinance shall take effect upon approval.

UNANIMOUSLY APPROVED.

AUTHORED BY COUNCILOR TEODULFO E. LAO, JR.

| | | | |
|-----------------|---------------------------------|--|--------------------------------------|
| <u>Present:</u> | <i>1st District:</i> | - Councilor Edna M. Dahino | - Councilor George S. Goking |
| | | - Councilor Jay R. Pascual | - Councilor Lordan G. Suan |
| | | - Councilor Reuben R. Daba | - Councilor Romeo V. Calizo |
| | | - Councilor Roger G. Abaday | |
| | <i>2nd District:</i> | - Councilor Joyleen Mercedes L. Balaba | - Councilor Maria Lourdes S. Gaane |
| | | - Councilor Ian Mark Q. Nacaya | - Councilor Suzette G. Magtajas-Daba |
| | | - Councilor Edgar S. Cabanlas | - Councilor Teodulfo E. Lao, Jr. |
| | | - Councilor Jocelyn B. Rodriguez | - Councilor Enrico D. Salcedo |
| | <i>Ex-Officio:</i> | - Councilor Yan Lam S. Lim | - Councilor John Michael L. Seno |
| <u>Absent:</u> | | - Councilor Zaldy O. Ocon | |

ENACTED this 30th day of March 2020 in the City of Cagayan de Oro.



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I hereby certify to the correctness of the foregoing Ordinance.

ARTURO S. DE SAN MIGUEL
CITY COUNCIL SECRETARY

Attested as duly enacted:

RAINEIR JOAQUIN V. UY
CITY VICE-MAYOR
PRESIDING OFFICER

Approved:

OSCAR S. MORENO
CITY MAYOR

Attested:

TEODORO A. SABUGA-A, JR.
ACTING CITY ADMINISTRATOR