



Republic of the Philippines
Province of Ifugao
Sangguniang Bayan
MUNICIPALITY OF LAMUT

18th SANGGUNIANG BAYAN
122nd REGULAR SESSION
November 6, 2018

PRESENT: Atty. Adryan B. Chaguile, Municipal Vice Mayor and Presiding Officer
Jerry J. Leal - Municipal Councilor & Member
Joseph G. In-uyay - Municipal Councilor & Member
Pio K. Famorca, Jr., Municipal Councilor & Member
Napoleon C. Belingon, Municipal Councilor & Member
Reneboy D. Millano, Municipal Councilor & Member
Jake Louie B. Casumpang, SK Federation President & Member

ABSENT: Everda Desiree D. Dulinayan- Municipal Councilor - on Official Business
Maria Victoria Grace G. Macadaeg - Municipal Councilor - on Sick Leave
Mark Anthony M. Indopia - Municipal Councilor - on Sick Leave
Manuel B. Kalahi, Jr. - LMB Federation President - on Official Business

MUNICIPAL ORDINANCE NO. 2018-18-019

PRINCIPAL AUTHOR : *Reneboy Dancel Millano*
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**REGULATING THE RIDING OR TRANSPORTING OF CHILDREN ON
MOTORCYCLES ALONG ROADS OF THE MUNICIPALITY OF LAMUT**

EXPLANATORY NOTE

The Municipal Government of Lamut exercising its power of *parens patriae*, may step into the shoes of natural parents to safeguard any child or incapacitated and dependent person or a physically challenged individual in need of protection against danger, risk of their lives and limbs. Taking a child for a motorcycle ride can be scary. This ordinance will serve as a precautionary measure to prevent motorcycle accidents involving children. It is a known fact that kids are more excitable and have the tendency to move more than an adult passenger. They may even play games by sticking their hands out in the wind while riding a motorcycle. Moreover, they generally want to talk and move more than an adult passenger. This is because, unlike adults, children lack the development skills to pay attention and properly secure themselves while riding a motorcycle.

Be it enacted by the Sangguniang Bayan of Lamut that:

SECTION 1. Title. This Ordinance shall be known as “Municipal Motorcycle Safety Ordinance for Children in the Municipality of Lamut.”

SECTION 2. Declaration of Policy. The municipal government recognizes its role to maintain at all times the safety and protection of children.

SECTION 3. Coverage. Motorcycles traversing the roads of the municipality of Lamut.

SECTION 4. Definitions. For the purpose of this Ordinance, the following terms shall mean:

- a) **Motorcycle** – any two-wheeled vehicle such as motorcycles, scooters and the like
- b) **Roads** – a thoroughfare, route, or way, that has been paved, or otherwise improved to allow travel by motor vehicle in the municipality

SECTION 5. Prohibition. This Ordinance strictly prohibits driving of motorcycle with a child on board without wearing the prescribed helmet along roads in the municipality of Lamut, unless one of the following conditions is met:

- a) the child's feet can comfortably reach the foot peg of the motorcycle;
- b) the child's arms can reach around and grasp the waist of the driver;
- c) the child is accompanied by an adult.

The prohibition and condition shall not apply when the minor or child being transported requires immediate medical attention.

SECTION 6. Penalties. Any violations of this Ordinance shall be punished as follows:

The first time offender shall be fined with an amount not exceeding P300.00 or eight hours' community service.

The second time offender shall be fined P500.00 or eight hours' community service.

For third and succeeding offenders, the fine shall be P1,000.00 or sixteen hours (2 days) community service.

SECTION 7. Implementing Rules and Regulations. The implementation of this ordinance shall be headed by the Municipal Mayor and includes the Philippine National Police and other authorized person/s by the Local Chief Executive.

SECTION 8. Separability Clause. If, for any reason, any section or provision of this Ordinance is declared unconstitutional, other provisions hereof which are not effected thereby shall continue to be in full force and effect.

SECTION 9. Repealing Clause. Any laws, rules and regulations which are inconsistent with or contrary to the provisions of this Ordinance are hereby amended or repealed.

SECTION 10. Effectivity Clause. This Ordinance shall take effect forty-five (45) days after its approval.

ENACTED this 6th day of November 2018 by the Sangguniang Bayan, this municipality.

(sgd) **JERRY J. LEAL**
Municipal Councilor

(sgd) **JOSEPH G. IN-UYAY**
Municipal Councilor

(sgd) **PIO K. FAMORCA, JR.**
Municipal Councilor

(sgd) **NAPOLEON C. BELINGON**
Municipal Councilor

(sgd) **RENEBOY D. MILLANO**
Municipal Councilor

(sgd) **JAKE LOUIE B. CASUMPANG**
SK Federation President

CERTIFIED CORRECT:

ATTESTED:

(sgd) **LOURDES T. MANGACCAT**
Secretary to the Sanggunian

(sgd) **Atty. ADRYAN B. CHAGUILE**
Municipal Vice-Mayor and Presiding Officer

Approved:

Certified True Copy of the original

(sgd) **Atty. MARIANO B. BUYAGAWAN, JR.**
Municipal Mayor

(sgd) **JOVIE MAE D. TUMITIT**
Administrative Officer I