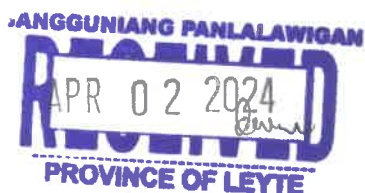


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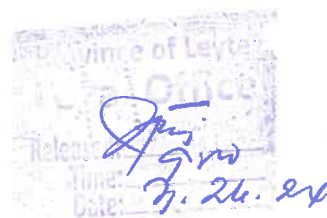
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Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte

PROVINCIAL LEGAL OFFICE



2nd INDORSEMENT
March 25, 2024



Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 2023-29 of the Sangguniang of Bayan of Julita, Leyte, recommending for the declaration of its validity, pursuant to its power under Section 56 (C) of R.A. 7160, to the opinion of the Provincial Legal Office (PLO), for it is within the powers of the Local Council to repeal/amend its prior acts either expressly or by the passage of an essentially inconsistent resolution.¹

Furthermore, the opinions rendered herein are without prejudice to opinions rendered by higher authorities.


ATTY. JOSE RAYMUND A. ACOL
Asst. Provincial Legal Officer ✕

¹ (Constantino vs Desierto, 288 SCRA 654).

Republic of the Philippines
PROVINCE OF LEYTE


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OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
22 March 2024

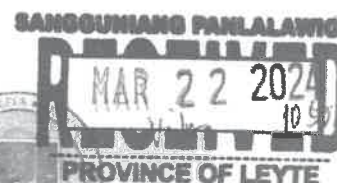
Respectfully indorsed to the **PROVINCIAL LEGAL OFFICE** the herein **MUNICIPAL ORDINANCE NO. 2023-29** of the **MUNICIPALITY OF JULITA, LEYTE**, amending Municipal Ordinance No. 2017-14, the "Traffic Management Code", for review and recommendations.


FLORINDA J. UYVICO
Secretary to the Sanggunian

SP Records
03222024



Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Julita
-oOo-



OFFICE OF THE SANGGUNIANG BAYAN

March 22, 2024

MS. FLORINDA JILL S. UYVICO
Sangguniang Panlalawigan Secretary
Province of Leyte
Tacloban City

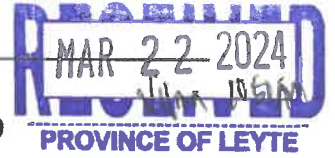
Dear Ms. Uyvico,

Copy furnished are copies of **Municipal Ordinance Nos. 2023-22, 2023-24** and **2023-29** passed and approved by the **Sangguniang Bayan of Julita, Leyte** in its **Regular Session held on October 02, 2023** and **November 13, 2023** at the Municipal Session Hall for your appropriate action.

Thank you.

Very truly yours,


FRANCIS RAAGAS-AVELINO
Sangguniang Bayan Secretary



MUNICIPAL ORDINANCE NO. 2023-29

AN ORDINANCE AMENDING MUNICIPAL ORDINANCE NO. 2017-14, ENTITLED, "THE TRAFFIC MANAGEMENT CODE OF THE MUNICIPALITY OF JULITA, LEYTE, SPECIFICALLY, BY AMENDING SECTION 11 (g) THUS INCREASING THE HONORARIUM OF TRAFFIC AIDES TO THREE HUNDRED PESOS (Php300.00) PER DAY.

Sponsored by:

Hon. Mark Joy E. Macaso

NOW THEREFORE, on motion of the *Hon. Mark Joy E. Macaso*, duly seconded by the *Hon. Earl Ivan V. Pelenio* and the *Hon. Jude Andrei M. Romualdez*,

BE IT ENACTED by the Sangguniang Bayan of Julita, Leyte, in session duly assembled, that:

Section 1. Title

This shall be known as **AN ORDINANCE FURTHER AMENDING MUNICIPAL ORDINANCE NO. 2017-14, ENTITLED, "THE TRAFFIC MANAGEMENT CODE OF THE MUNICIPALITY OF JULITA, LEYTE, SPECIFICALLY, BY AMENDING SECTION 11 (g) THUS INCREASING THE HONORARIUM OF TRAFFIC AIDES TO THREE HUNDRED PESOS (Php300.00) PER DAY.**

Section 2. Amended Section.

Section 11 (g) of Article II of Municipal Ordinance No. 2017-14, "The traffic aide shall receive an honorarium of Two Hundred Sixty Pesos (Php260) per day, which shall be drawn from the appropriations of the Office of the Municipal Mayor or from any other source of fund. Provided, that all fines and penalties being collected shall accrue to the general fund, however, subject to the 15% allocation of fund to the Julita Police Department Traffic Division. The Traffic Manager and/or the Municipal Treasurer shall render a weekly report on such collection to the Julita Traffic Enforcement and Management Board", **SHALL BE AMENDED AS FOLLOWS:**

Section 11 (g) of Article II of Municipal Ordinance No. 2017-14, "The traffic aide shall receive an honorarium of Three Hundred Pesos (Php300) per day, which shall be drawn from the appropriations of the Office of the Municipal Mayor or from any other source of fund. Provided, that all fines and penalties being collected shall accrue to the general fund, however, subject to the 15% allocation of fund to the Julita Police Department Traffic Division. The Traffic Manager and/or the Municipal Treasurer shall render a weekly report on such collection to the Julita Traffic Enforcement and Management Board",

Aliana Marie R. Tubi
ALIANA MARIE R. TUBI
 SB Member

Geraldine S. Daya
GERALDINE S. DAYA
 SB Member

Irvin R. Dy
IRVIN R. DY
 SB Member

ALLAN T. NOVALES
 SB Member

Ria S. Dumduma
RIA S. DUMDUMA
 SB Member

Mark Joy E. Macaso
MARK JOY E. MACASO
 SB Member

Jude Andrei M. Romualdez
JUDE ANDREI M. ROMUALDEZ
 SB Member

Rosila L. Advincula
ROSILA L. ADVINCULA
 SB Member

Rodrigo J. Macaso
RODRIGO J. MACASO
 Bise-Pres. Ng Liga Ng
 Mga Barangay/
 Ex-Officio Member

Earl Ivan V. Pelenio
EARL IVAN V. PELENIO
 Pres. Ng Sambayang
 Pederasyon Ng Mga
 Sangguniang Kabataan/
 Ex-Officio Member

Francis F. Avelino
FRANCIS F. AVELINO
 SB Secretary

German J. Macaso
GERMAN J. MACASO
 Municipal Vice Mayor

ALIANA MARIE R. TUBI
SB Member

GERALDINE S. DAYA
SB Member

IRVIN R. DY
SB Member

ALLAN T. NOVALES
SB Member

RIA S. DUMDUMA
SB Member

MARK JOY E. MACASO
SB Member

JUDE ANDREI M. ROMUALDEZ
SB Member

ROSILA L. ADVINCULA
SB Member

RODRIGO J. MACASO
Bise-Pres. Ng Liga Ng
Mga Barangay/
Ex-Officio Member

EARL IVAN V. PELEÑO
Pres. Ng Pambayang
Pederasyon Ng Mga
Sangguniang Kabataan/
Ex-Officio Member

FRANCIS R. AVELINO
SB Secretary

GERMAN J. MACASO
Municipal Vice Mayor

Section 3. Repealing Clause.

All ordinances, resolutions, local executive orders or rules and regulations contrary or inconsistent with the provisions of this Ordinance are hereby repealed, amended or modified accordingly.

Section 4. Separability Clause.

If any provision of this Ordinance be held invalid other parts or provisions that are not affected thereby shall continue to be in full force and effect.

Section 5. Effectivity.

This Ordinance shall take effect after the final review of the members of the Sangguniang Panlalawigan of Leyte and the requirement of posting is complied with.

Passed and enacted by the Sangguniang Bayan in session assembled on November 13, 2023 at the Municipality of Julita, Leyte, Philippines.

I HEREBY CERTIFY to the correctness of this foregoing Ordinance.

FRANCIS RAAGAS-AVELINO
Sangguniang Bayan Secretary

ATTESTED:

HON. GERMAN J. MACASO
Honorable Presiding Officer/Municipal Vice Mayor

CONCURRED:

HON. ALIANA MARIE R. TUBI
SB Member

HON. GERALDINE S. DAYA
SB Member

HON. IRVIN R. DY
SB Member

HON. ALLAN T. NOVALES
SB Member/*On-Leave*

HON. RIA S. DUMDUMA
SB Member

HON. MARK JOY E. MACASO
SB Member

HON. JUDE ANDREI M. ROMUALDEZ
SB Member

HON. ROSILA L. ADVINCULA
SB Member

HON. RODRIGO J. MACASO
Bise-Pres. Ng Liga Ng Mga Barangay
Ex-Officio Member

HON. EARL IVAN V. PELEÑO
Pres. Ng Pambayang Pederasyon
Ng Mga Sangguniang Kabataan
Ex-Officio Member

APPROVED:

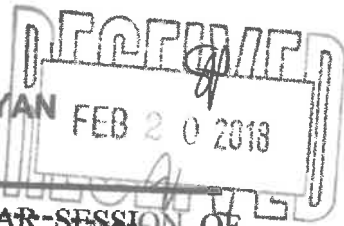
ATTY. PERCIVAL S. CAÑA
Municipal Mayor



Republic of the Philippines
 PROVINCE OF LEYTE
 Municipality of Julita

-oOo-

OFFICE OF THE SANGGUNIANG BAYAN



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF
 THE SANGGUNIANG BAYAN OF JULITA, HELD AT THE
 MUNICIPAL SESSION HALL OF JULITA, LEYTE ON OCTOBER
 09, 2017

PRESENT:

HON. GERMAN J. MACASO	Presiding Officer/Municipal Vice Mayor
HON. RIA S. DUMDUMA	Sangguniang Bayan Member
HON. ARNULFO R. AVELINO	Sangguniang Bayan Member
HON. ROSILA L. ADVINCULA	Sangguniang Bayan Member
HON. O'NEAL T. OPINIANO	Sangguniang Bayan Member
HON. MAE ANGELI R. GAJARDO	Sangguniang Bayan Member
HON. EVELINA G. DY	Sangguniang Bayan Member
HON. PATRECIA A. RAMOS	Sangguniang Bayan Member
HON. FLORA N. BERONES	Sangguniang Bayan Member
HON. RICO D. ABRERA	ABC Vice President/SB Member

ABSENT: NONE

MUNICIPAL RESOLUTION NO. 2017 - 107

**A RESOLUTION APPROVING ON THIRD AND FINAL READING
 MUNICIPAL ORDINANCE NO. 2017 - 14 , "THE TRAFFIC
 MANAGEMENT CODE OF THE MUNICIPALITY OF JULITA,
 LEYTE".**

On motion of the Honorable Patrecia A. Ramos, unanimously
 seconded by all Sangguniang Bayan members present in session
 assembled, be it;

RESOLVED AS IT IS HEREBY RESOLVED, to approved on
 third and final reading, the following:

**MUNICIPAL ORDINANCE NO. 2017 - 14
 THE TRAFFIC MANAGEMENT CODE OF THE MUNICIPALITY
 OF JULITA, LEYTE**

Author:

HON. PATRECIA A. RAMOS

[Signature]
 S. DUMDUMA
 SB Member

[Signature]
 ARNULFO R. AVELINO
 SB Member

[Signature]
 ROSILA L. ADVINCULA
 SB Member

[Signature]
 O'NEAL T. OPINIANO
 SB Member

[Signature]
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[Signature]
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 SB Member

[Signature]
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 SB Member

[Signature]
 FLORA N. BERONES
 SB Member

[Signature]
 RICO D. ABRERA
 SB Member

[Signature]
 ARNULFO R. AVELINO
 Secretary

[Signature]
 GERMAN J. MACASO
 Municipal Vice Mayor



Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Julita
-oOo-

OFFICE OF THE SANGGUNIANG BAYAN

all traffic by voice or hand in conformance with the provision of this Code; Provided, however, in the event of fire or other emergency or to expedite or to safeguard pedestrians, officers of the police department may direct traffic as conditions may require notwithstanding the provisions herein.

e. Officers and members of the police department are hereby authorized to display portable signs within certain intersection forbidding vehicle drivers to perform specific maneuvers. Said portable signs shall only be displayed at a specified intersection during times of emergency or traffic congestion when in the opinion of the Chief of Police such restrictions are necessary to expedite the movement.

f. Only those police officers who are deputized by the LTO are enjoined to issue a Citation Ticket to every driver whose license to drive is taken for any violation of this ordinance. Such Citation Ticket shall serve as a temporary license to drive until a given date for the violator to report to the office of the Chief of Police.

g. All persons are hereby required to obey the order of any Police Officer and Traffic Enforcer of the Municipality of Julita given in relation to the enforcement of this Traffic Code.

h. Administrative Fines- The Chief of Police or Traffic Chief is hereby authorized or empowered to impose administrative fines for minor offenses or violations where the penalty prescribed is not more than ONE THOUSAND PESOS (P1000.00) which is payable direct to the Office of Municipal Treasurer.

Section 10. Allocation of fifteen percent (15%) of fines to the Julita Police Department Traffic Division and the remaining five percent (5%) to the Julita Traffic Enforcers as incentives

a. Fifteen percent (15%) of all fines collected by virtue hereof shall be allocated to the Traffic Division of the Julita Police Department for the purpose of paying the costs in the maintenance of Traffic Signs, Pedestrians Lanes, Traffic Signals, Safety Rails and gasoline for vehicle that may be assigned to the Traffic Division for the enforcement of this Code and other related purposes, and the five percent (5%) be allocated as incentives to the Julita Traffic Enforcers which amount the Municipal Treasurer shall hold in trust.

Section 11. Julita Traffic Aides.-

a. **Creation.** There is hereby created the team of Julita traffic Aides to be known as the Julita Traffic Enforcers which shall be appointed by the Municipal Mayor and be deputized by the LTO to assist specifically in the implementation of all traffic rules and regulations.

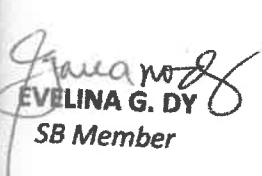

RIA S. DUMDUMA
SB Member


ARNULFO R. AVELINO
SB Member


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SB Member


FRANCIS R. AVELINO
SB Secretary


HERMAN J. MACASO
Municipal Vice Mayor




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SB Member



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FLORA M. BERONES
SB Member


RICO D. ABRERA
SB Member


FRANCIS R. AVELINO
SB Secretary


GERMAN J. MACASO
Municipal Vice Mayor

b. Supervision. The Julita Traffic Aides shall be under the supervision of the Julita-PNP and shall report on duty when called by the Julita PNP.

c. Qualification. A traffic Aide shall be physically and psychologically fit, of good moral character, and at least a high school graduate, a natural born Filipino, a resident of the Municipality of Julita, and must have undergone course/training on traffic enforcement and management.

d. Screening Committee. The applicant for traffic aide must present himself personally to the Municipal Mayor before he shall be allowed to undergo screening by the Municipal Traffic Management Board.

e. Uniform. The traffic aides shall be provided with appropriate uniforms, equipment, and other devices to ensure efficiency in the fulfillment of their duties and responsibilities in the service.

f. Functions.

1. Enforce the provisions of the Municipal Traffic Code of Julita, Leyte and assist the regular members of Julita-PNP in the enforcement of all the national laws and related local ordinance on traffic regulation applicable to the national highway and streets within the Municipality of Julita, Leyte;

2. Keep records of the names, addresses, driver's license numbers, and registration and plate numbers of vehicles, of all violators of this code;

3. Apprehend any person violating any provision of this code, and issue Citation Ticket thereof upon confiscation of the driver's license/official receipt after informing the apprehended violator of the violation committed. Any penalty or fine shall be paid to the Municipal Treasurer's Office;

4. Surrender the confiscated driver's license or official receipt not more than 24 hours from confiscation to the Municipal Traffic Management Board;

5. When required under the circumstances, immobilize the vehicle driven or operated by traffic violator using approved gadgets, impound the same as may be warranted, and to release the same vehicle upon payment of the specified fine/s prescribed in this code at the MTO., or as may be ordered by the proper authority;

6. Perform such other functions as maybe directed by the Municipal Mayor or his direct superior on matter pertaining to traffic enforcement and management and the implementation of related ordinances and national laws and regulations; and

7. Act as enforcer of other national laws or local ordinances



OFFICE OF THE SANGGUNIANG BAYAN

8. Be able to attend capability building activities in relation to their duties as traffic enforcers.

g. Remuneration. The traffic aide shall receive an honorarium of Two Hundred Sixty Pesos (P260.00) per day, which shall be drawn from the appropriations of the Office of the Municipal Mayor or from any other source of fund. Provided, that all fines and penalties being collected shall accrue to the general fund, however, subject to the 15% allocation of fund to the Julita Police Department Traffic Division. The Traffic Manager and/or the Municipal Treasurer shall render a weekly report on such collection to the Julita Traffic Enforcement And Management Board.

**ARTICLE III
 PARKING**

Section 13. Coverage. The provisions under this article shall govern all types of vehicles, such as but not limited to, motorcycle, tricycle, cargo trucks or vans, PUJ's, AUV's, private cars and the likes, among others.

Section 14. No Parking Zone.

1. All secondary streets within the mainland barangays of the Municipality of Julita, are hereby declared as "No Parking Zone".

Unless provided elsewhere in this code, the JTEAMB, is authorized to designate any municipal properties or public area/s as "No Parking" or "Parking Area", provided that proper signboard shall be placed thereon.

2. Pursuant to R.A No. 4136 Article IV, Section 46, no driver shall park a vehicle, or permit it to stand, whether attended or unattended, upon a highway in any of the following places:

- a. Within an intersection.
- b. On a crosswalk.
- c. Within six meters of the intersection of curb lines.
- d. Within four meters of the driveway entrance to fire station.
- e. Within four meters of fire hydrant.
- f. In front of a private driveway.
- g. On the roadway side of any vehicle stopped or parked at the curb or edge of the highway
- h. On the main entrance of theaters, stadiums, banks, during banking hours. during classes in schools

[Signature]
RIA S. DUMDUMA
 SB Member

[Signature]
ARNULFO R. AVELINO
 SB Member

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ROSILA L. ADVINCULA
 SB Member

[Signature]
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[Signature]
FRANCIS R. AVELINO
 SB Secretary

[Signature]
GERMAN J. MACASO
 Municipal Vice Mayor



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PROVINCE OF LEYTE
Municipality of Julita

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- i. There shall be no double parking on any street within the town. For the purpose of this ordinance;
, "DOUBLE PARKING" refers to vehicles parked parallel to each other on opposite sides of the road or street from its corner.
- j. Places designated as no parking areas by the JTEAMB.

Section 15. Parking Fee – Any type of vehicle shall pay a parking fee at the designated pay parking areas for the following amount:

1. P 150.00 per day for Ten (10) wheeler trucks/vehicles.
2. P 100.00 per day for Six (6) wheeler trucks/vehicles.
3. P 50.00 per day for Four (4) and Three (3) wheeler vehicles.
4. P 15.00 per day for Two (2) wheeler vehicles.

Barangay who hosted the designated parking area/s shall be given share from the collection in such percentage as may be determined by the JTEAMB through the Municipal Treasurer.

Section 16. Parking Areas. The JTEAMB shall designate the areas that will be utilized as parking/ waiting areas of all public vehicle with the destinations in and outside the municipality of Julita.

Section 17. Method of Parking Vehicles. Any driver who parks or leaves a vehicle waiting on a thoroughfare shall park or leave the vehicle waiting:

- a. in the case on which vehicles are permitted to travel in both direction, as near as practicable to the right of the boundary of the thoroughfare;
- b. in the case of a road on which vehicles to travel in one direction only, as near as practicable to the left boundary of the road and parallel to the boundary of the thoroughfare;
- c. so that not less than three (3) meters of the width of the thoroughfare between the vehicle and the far boundary of the thoroughfare is available for the movement of other vehicles;
- d. in a manner that it does not cause undue obstruction on the thoroughfare; and
- e. where parking bays are marked on the thoroughfare, entirely within the confines of a single bay.

Provided that paragraphs a. and b. of this section shall not apply to a person leaving a vehicle waiting in a parking area.

Section 18. Officers Authorized to Remove Illegally


RIA S. DUMDUMA

SB Member


ARNULFO R. AVELINO

SB Member


ROSILA L. ADVINCULA

SB Member


YNEAL T. OPINIANO

SB Member


E ANGEL R. GAJARDO

SB Member


EVELINA G. DY

SB Member


PRECIA A. RAMOS

SB Member


LORA N. BERONES

SB Member


RICO D. ABRERA

SB Member


ANCIS R. AVELINO

SB Secretary


IMMANUEL J. MACASO

Municipal Vice Mayor