



Republic of the Philippines
PROVINCE OF LEYTE
Provincial Capitol
Tacloban City

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PROVINCIAL LEGAL OFFICE

Sangguniang Panlalawigan
Province of Leyte

RECEIVED

Date: AUG 07 2025
By: J. M. M.

2nd INDORSEMENT

July 28, 2025

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 2025-007, series of 2025 of the Sangguniang Bayan of Sta Fe, Leyte.

Issues/concerns for review/recommendation/legal opinion is/are as follows:

- Ordinance No. 2025-007, series of 2025 entitled: “ **Ordinance Regulating the Operation of Pedicabs, and Motorized Tricycles, to include Habal-Habal Operating within the Jurisdiction of Santa Fe, Leyte imposing fees, and penalizing violators thereof.**”

REVIEW/RECOMMENDATION/LEGAL OPINION:

This office opines that the subject Ordinance is, in general, within the legislative authority of the Sangguniang Bayan under Sections 447(a)(3)(vi)¹ of the Local Government Code of 1991 (R.A 7160). Hence, we recommend for the declaration of its validity.

We hope to have assisted you with this request. Please note that the opinion rendered by this Office are based on the facts available and may vary or change when additional facts and documents are presented or changed. This opinion is likewise without prejudice to the opinions rendered by higher and competent authorities and/or the courts.

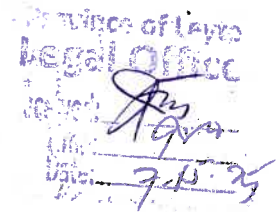
ATTY. JOSE RAYMUND A. ACOL
Provincial Legal Officer

¹ (vi) Subject to the guidelines prescribed by the Department of Transportation and Communications, regulate the operation of tricycles and other vehicles and grant franchises for the operation thereof within the territorial jurisdiction of the municipality;

Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte
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OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST Indorsement
15 July 2025



The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Municipal Ordinance No. 2025-007, series of 2025** of the **Municipality of Santa Fe, Leyte**, entitled: **An Ordinance regulating the operation of pedicabs (Pot-Pot), and motorized tricycles, including "Habal-Habal", operating within the jurisdiction of Santa Fe, Leyte imposing fees, and penalizing violators thereof.**

FLORINDA JILL S. UYVICO
Secretary to the Sanggunian



Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Santa Fe

Sangguniang Panlalawigan
Province of Leyte
RECEIVED
JUL 15 2025
Date: _____
By: Jenni H

SANGGUNIANG BAYAN SECRETARY

INDORSEMENT

RESPECTFULLY FORWARDED to the Sangguniang Panlalawigan of the Province of Leyte, Tacloban City, the herein attachment *Municipal Ordinance No. 2025 – 007 (Series of 2025)* of the Sangguniang Bayan, this Municipality entitled *“An Ordinance Regulating the Operation of Pedicabs (Pot-pot), and Motorized Tricycles, Including “Habal-Habal” Operating Within the Jurisdiction of Santa Fe, Leyte Imposing Fees, and Penalizing Violators Thereof”*, duly approved by said August Body on *June 16, 2025*, hereby recommending your appropriate favourable action.


JULIUS XERXES M. OBENQUE
Secretary to the Sangguniang Bayan

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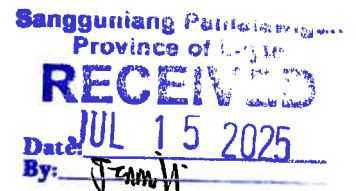
- *The Municipal Mayor*
- *The Municipal Treasurer*
- *The PNP Station Commander*
- *All in Santa Fe, Leyte*



Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Santa Fe

SANGGUNIANG BAYAN SECRETARY

CERTIFICATION OF POSTING



TO WHOM IT MAY CONCERN:

This is to certify that copies of Municipal Ordinance of the herein attached **“Municipal Ordinance No. 2025 – 007 (Series of 2025) of the Sangguniang Bayan, this Municipality, entitled *“An Ordinance Regulating the Operation of Pedicabs (Pot-pot), and Motorized Tricycles, Including “Habal-Habal” Operating Within the Jurisdiction of Santa Fe, Leyte Imposing Fees, and Penalizing Violators Thereof”***, duly approved and/or enacted by said August Body on **June 16, 2025**, has been posted in at least three (3) conspicuous places in the municipality. One copy was posted at the bulletin board at the lobby of the municipal hall, one at the HRMO and one at the Municipal Gymnasium.

ISSUED this 23rd day of **June 2025** at Santa Fe, Leyte.


JULIUS XERXES M. OBENQUE
Secretary to the Sangguniang Bayan



Republic of the Philippines
 Province of Leyte
 MUNICIPALITY OF SANTA FE
OFFICE OF THE SANGGUNIANG BAYAN

MUNICIPAL ORDINANCE NO. 2025 - 007
 Series of 2025

**AN ORDINANCE REGULATING THE OPERATION OF PEDICABS (POT-POT), AND
 MOTORIZED TRICYCLES, INCLUDING "HABAL-HABAL" OPERATING WITHIN THE
 JURISDICTION OF SANTA FE, LEYTE IMPOSING FEES, AND PENALIZING VIOLATORS
 THEREOF.**

Sponsor: **HON. RODEL L. AJETO**
 Chairperson, Committee on Public Order and Safety
 Co-sponsors:

- HON. AMIEL P. ENAGE**
- HON. ALVIN D. PETILLA**
- HON. GENY R. ESMERO**
- HON. AGNES A. CHUCA**
- HON. RICARDO D. FAJARDO**
- HON. LARRY S. ARUTA**
- HON. LEAH T. SALCEDA**
- HON. MARILOU L. MILITANTE**
- HON. JERALD LORENZ NARGA**

Sangguniang Panlalawigan
 Province of Leyte
RECEIVED
 Date: JUL 15 2025
 By: Tenn H.

HON. EDUARDO N. TOREROS
 Municipal Vice Mayor/Presiding Officer

By the powers vested upon the Sangguniang Bayan by Section 447, paragraph A, sub paragraph VI of the Republic Act 7160, otherwise known as the Local Government Code of 1991, the Sangguniang Bayan of Santa Fe Leyte now ordains:

Section 1. Title- This Ordinance shall be known as the "Ordinance Regulating the Operation of Pedicabs (Pot-Pot), and Motorized Tricycles, to include "Habal-Habal" Operating within the jurisdiction of Santa Fe, Leyte imposing fees, and penalizing violators thereof;

Section 2. Declaration of Policy- To develop the local economy by maximizing the potential and contribution of the tricycle sector. To promote safety, and protect the riding public.

Section 3. Definition of Terms- According to this Ordinance, the following terms shall mean:

- a.) **Tricycle for Hire** - a motor vehicle composed of a motorcycle fitted with a single-wheeled sidecar or a two-wheeled cab operated to render transport services to the general public for a fee.
- b.) **Pedicab for Hire** - is a three-wheeled light passenger vehicle that the driver propels by pedaling, usually with the cab attached to the right side of a bicycle. Also locally known as "pot-pot" it operates to render transport services to the general public for a fee.
- c.) **Color Coding** - means non-operation of tricycle for hire for the specified color.
- d.) **Motorized Tricycle Operator's Permit (MTO)** — is the document granting a franchise or license to operate issued to a person, natural or juridical, allowing him/her/it to operate a tricycle-for-hire over a specified route.
- e.) **Pedi-cab Operator's Permit (POP)** — is the document granting franchise or license to operate issued to a person, natural or juridical, allowing him/her/it to operate a Pedicab for hire over a specified route.
- f.) **Habal-Habal**- is a highly improved two-wheeled single motorcycle usually ridden beyond its passenger capacity. Since it is used as public transportation, especially in areas with narrow roads and steeper, rougher terrain, it could carry up to two passengers.

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 Santa Fe
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Republic of the Philippines
Province of Leyte
MUNICIPALITY OF SANTA FE
OFFICE OF THE SANGGUNIANG BAYAN

Continuation: Municipal Ordinance No. 2025- 007
Dated: June 16, 2025

Section 4. Fare Rates: Hereunder is the table of fare rates in and around the Municipality of Santa Fe Leyte, including the different routes plied by tricycles for hire, to wit:

A. Tricycle for Hire:

Regular Rate:	Student/Senior Citizens (20% less)
Php 15.00	Php 12.00
30.00	24.00
10.00	8.00
12.00	10.00
12.00	10.00

B. From Santa Fe Pob. To

Baculanad	Php 50.00
Badiangay	Php 50.00
Bulod	Php 30.00
Catoogan	Php 30.00
Cutay	Php 50.00
Gapas	Php 25.00
Katipunan	Php 30.00
Milagrosa	Php 50.00
Pilit	Php 20.00
Pitogo	Php 40.00
San Juan	Php 25.00
San Isidro	Php 20.00
San Miguelay	Php 30.00
San Roque	Php 15.00
Tibak	Php 25.00
Victoria	Php 50.00
Zone I	
Zone II	
Zone III	
Zone IV	
Others:	
Pastrana	Php 40.00
Pulak	Php 40.00
Divisoria	Php 70.00

C. Pedicab (pot-pot) for Hire — The rate for pot-pot shall be fixed at **Php 5.00**. Bonafide students and registered Senior Citizens shall only pay **Php 4.00** (discounted rate). However, considering that the route to _____ and _____ are quite far, the fare from the market area to _____ is _____, same is true from the market area to _____, and vice versa. For students and senior citizens, _____ only.

D. Color Coding: Hereunder is the color coding for the tricycle for hire (meaning no operation)
➤ **North and South – Green (Motorcycle and Pedicab).**

Section 5. Imposition of Fees: There shall be collected the following fees:

a.) Franchise Application Fee (to be paid annually upon filling of application)

1. Motorized Tricycle Operator's Permit **Php 1000.00/unit**

to include the following:

- Mayor's Permit
- Police Number
- Health Certificate

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Continuation: Municipal Ordinance No. 2025- 007
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|--|------------------------|
| 2. Pedi-cab Operator's Permit
to include the following: | Php 500.00/unit |
| <ul style="list-style-type: none"> ➤ Police Number ➤ Health Certificate ➤ Mayors Permit | |
| 3. Habal-habal
to include the following: | Php 700.00/unit |
| <ul style="list-style-type: none"> ➤ Police Number ➤ Health Certificate | |
| 4. Private Vehicle | |

Section 6. Time and Manner of Payment — The fees imposed in this Article shall be paid to the Municipal Treasurer upon filling out the application for the required permit. No application for a Motorized Tricycle Operator’s Permit (MTO) or Pedicab Operator Permit (POP) shall be given due course without the Official Receipt/s attached to it showing payment of corresponding fees. The deadline for filling out the application is not later than the **20th day of January** of every year.

Section 7. Regulatory Acts: The term of the MTO and POP is one (1) year subject to renewal. It may be suspended/canceled upon due hearing by the Sangguniang Bayan:

- a) No Motorized Tricycle Operator’s Permit (MTO) shall be granted unless the applicant has unit/s with valid registration papers from the Land Transportation Office (LTO).
- b) Operators shall only employ drivers for tricycles who are duly licensed by the Land Transportation Office (LTO).
- c) No person shall drive a motorized tricycle or Pedi-cab-for-hire (pot-pot) unless at least 18 years. old.
- d) The carrying capacity of Habal-Habal shall only be 3 persons including the driver;
- e) Passenger carrying capacity of motorized tricycles must only be 6 and must be strictly observed.
- f) Refusal to convey passengers is strictly prohibited.
- g) Overloading of passenger farm products and other cargo is strictly prohibited.
- h) Drivers must always WEAR PROTECTIVE HELMET and should practice proper grooming.
- i) Any person operating or driving a tricycle-for-hire or Pedi-cab-for-hire without necessary

Motorized Tricycle Operator’s Permit (MTO) or Pedicab Operator Permit (POP) shall be punished by the following:

- **First Offense - Php 200.00 (after 10 days for impounding and 50 pesos per day impounding fee for tricycle and 25 pesos for Pedicab.)**
- **Second Offense - Php 300.00**
- **Third Offense - Php 500.00 and cancellation of MTO/POP for that year.**

- j) Late **renewal** of Motorized Tricycle Operator’s Permit (MTO) and Pedi-cab Operator’s Permit (POP) shall pay a **fine of 2% penalty per month and 25% surcharge / Annum.**
 - 1) For Motorized Tricycle Operator’s Permit (MTO),
 - 2) For Pedicab Operator Permit (POP),

Section 8. Parking of vehicles, motorized vehicles including tricycles, motorcycles, buses, jeepneys, habal-habal, and private vehicles shall park only at the designated parking places designed by the LGU.

- a) Parking of tricycles and pot-pots along the National Highway from Zone 1 to Zone III to the waiting shed, is **STRICTLY** prohibited.

(Signature)

(Signature)

(Signatures)

(Signatures)

(Signature)

(Signature)



Republic of the Philippines
Province of Leyte
MUNICIPALITY OF SANTA FE
OFFICE OF THE SANGGUNIANG BAYAN

*Continuation: Municipal Ordinance No. 2025- 007
Dated: June 16, 2025*

Section 9. Penalty Clause: There shall be an administrative fine for violation of any provision of this Ordinance:

- First offense - **a fine of Php 200.00;**
- Second offense - **Php 500.00;**
- Third offense - **Php 1,000.00**
- Succeeding offenses - imprisonment of not less than 5 days but not more than 30 days or both upon the discretion of the court and revocation of their Franchise or Business Permit.

Section 10. - Repealing Clause: All Ordinances of parts Inconsistent therewith are hereby repealed/ modified accordingly.

Section 11. - Separability Clause: If for any reason(s), any part of this Ordinance shall be unconstitutional or invalid, other parts thereof which are not affected thereby shall remain in full force and effect.

Section 12. - Effectivity Clause: This ordinance shall take effect after three (3) consecutive weeks by way of posting copies at the bulletin board of the municipal building and in at least three (3) conspicuous places within the municipality of Santa Fe, Leyte.

ENACTED this 16th day of **June 2025** during the 22nd Regular Session of the Sangguniang Bayan at the Legislative Building, 4th floor, Santa Fe, Leyte.

Let copies of this Ordinance be furnished to the Office of the Municipal Mayor Hon. Amparo H. Monteza; to the Office of the Municipal Treasury of this LGU and to all other concerned for their guidance and appropriate action.


This ordinance is approved unanimously.


HON. AMIEL P. ENAGE
SB Member


HON. RODEL L. AJETO
SB Member


HON. ALVIN D. PETILLA
SB Member


HON. GENY R. ESMERO
SB Member


HON. AGNES A. CHUCA
SB Member


HON. RICARDO D. FAJARDO
SB Member


HON. LARRY S. ARUTA
SB Member


HON. LEAH T. SALCEDA
SB Member


HON. MARILOU L. MILITANTE
ABC President



HON. JERALD LORENZ NARGA
SK Federation President



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Continuation: Municipal Ordinance No. 2025- 007
Dated: June 16, 2025

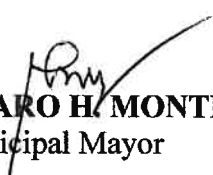
I HEREBY CERTIFY to the correctness of the foregoing Ordinance.


JULIUS XERXES M. OBENQUE
Secretary to the Sanggunian

ATTESTED BY:


HON. EDUARDO N. TOREROS
Municipal Vice Mayor
Presiding Officer

APPROVED:


HON. AMPARO H. MONTEZA
Municipal Mayor

Date: _____