

**Republic of the Philippines**

**Province of Pampanga**

**Municipality of Mexico**

**OFFICE OF THE SANGGUNIANG BAYAN**

EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF THE MUNICIPALITY OF MEXICO, PROVINCE OF PAMPANGA HELD ON JANUARY 23, 2006 AT THE SANGGUNIANG BAYAN SESSION HALL.

**PRESENT:**

- Hon. Roy D. Manalastas - Municipal Vice-Mayor / Presiding Officer
- Hon. Trina T. Dizon - S. B.Member
- Hon. Jonathan R. Pangan -“
- Hon. Merly E. Manalo -“
- Hon. Emmanuel R. Manalo -“
- Hon. Rex DL. Calma - “
- Hon. Nestor C. Sotto -“
- Hon. Lourdes G. Sicat -“
- Hon. Renato G. Colis -“
- Hon. Marcelino T. Reyes - A.B.C.President
- Hon. Bryan T. David - S.K.M.F.President

**ABSENT: N O N E**

## MUNICIPAL ORDINANCE NO.002-2006

A MUNICIPAL ORDINANCE ENACTING THE MEXICO TRAFFIC CODE;PRESCRIBING RULES AND REGULATIONS ON VEHICULAR TRAFFIC AND PEDESTRIANS MOBILITY;AND IMPOSING PENALTIES FOR VIOLATION THEREOF.

WHEREAS, the daily occurrence of traffic congestion along the Gapan-Olongapo Road from Barangay San Antonio to Barangay Sto. Cristo in this municipality particularly during rush hours has caused public anxiety which situation demands immediate attention; and

WHEREAS, to prevent or contain the occurrence of traffic congestion along that portion of the Gapan-Olongapo Road, and in an effort to promote public safety, the Sanggunian strongly believes that the enactment of the Mexico Traffic Code appears highly in order and deserves favorable consideration.

NOW THEREFORE –

On motion of Honorable Lourdes G. Sicat and duly seconded by Honorable Jonathan R. Pangan,

BE IT ORDAINED BY THE SANGGUNIANG BAYAN OF THE MUNICIPALITY OF MEXICO, PROVINCE OF PAMPANGA,in regular session assembled:

**SECTION 1.Title.**This Municipal Ordinance shall be known as the **Mexico Traffic Code.**

**SECTION 2. Purpose.** This Municipal Ordinance aims primarily to regulate the flow of vehicular traffic and pedestrians mobility,including parking, loading and unloading of passengers from private and public motor vehicles and at the same time to promote awareness on public safety.

**SECTION 3.Definition of Terms.**Unless the context states otherwise,the following terms shall mean, apply and construe as follows:

**3.1. Motor vehicle –** refers to any motorized means of transportation having two (2) or more wheels used for private and public purposes like jeep, automobile, van, pick-up, truck, bus and tricycle.

**3.2. Highway –** refers to any public road, street, avenue, thoroughfare, boulevard, alley, driveway, parking, plaza and square.

**SECTION 4. Traffic Rules.** Prescribed hereunder are traffic rules governing the operation of motor vehicles within the Municipality of Mexico:

**4.1.Restriction to Speed.**Any person driving a motor vehicle on a highway shall drive the same at a prudent or reasonable speed to ensure public safety.

**4.2. Allowable Maximum Speeds.** All drivers of motor vehicles shall operate the same at a maximum speed of twenty (20) kilometers per hour on highways and / or municipal streets with light traffic; and fifteen (15) kilometers per hour through crowded highways and / or municipal or barangay roads.

**4.3. Exemption.** The rate of speeds prescribed in the preceding section shall apply to the following:

**4.3.1.** A physician or his driver when the former responds to emergency calls.

**4.3.2.** The driver of an ambulance on the way to and from the place of accident or other emergency.

**4.3.3.** Any driver bringing a wounded or sick person for emergency treatment to a hospital or clinic.

**4.3.4.** The driver of a motor vehicle of the Army or law enforcement agencies in times of emergency or when in pursuit of a traffic violator or criminal element.

**4.4. Overtaking a Vehicle.** The driver of a motor vehicle overtaking another vehicle proceeding in the same direction shall pass at a safe distance to the left; and shall not again drive to the right side of the highway until safely clear of such overtaken vehicle.

**4.5. Driver to Give Way to Overtaking Vehicle.** The driver of a vehicle about to be overtaken and passed by another vehicle approaching from the rear shall give way to the overtaking vehicle and shall, in no case, increase the speed of his vehicle until completely passed through by the overtaking vehicle.

**4.6. Restriction on Overtaking and Passing.** The driver of a motor vehicle shall not drive to the left side of the center line of a highway in overtaking or passing another vehicle proceeding in the same direction, unless such left side is clearly visible and is free from incoming traffic for a sufficient distance ahead to permit such overtaking or passing to be made in safety. Moreover, the driver of a motor vehicle shall not overtake or pass any other vehicle proceeding in the same direction when approaching at a road curve, railway crossing or intersection of highway.

**4.7. Right of Way.** To ensure public safety, all drivers operating within the Municipality of Mexico must observe or adhere to the courtesy of the right of way rule.

**4.7.1.** When two (2) vehicles approach or enter an intersection at approximately the same time, the driver of the vehicle on

the left shall yield the right of way to the vehicle on the right.

- 4.7.2. The driver of a motor vehicle approaching but not having entered an intersection, shall yield the right of way to a motor vehicle within such intersection or turning therein to the left across the line of travel.
- 4.7.3. The driver of any motor vehicle upon a highway within a business or residential district shall yield the right of way to a pedestrian crossing such highway within a crosswalk.
- 4.7.4. Pedestrian crossing a highway within a business or residential district, at any point other than a crosswalk, shall yield the right of way to motor vehicles upon the highway.
- 4.7.5. The driver of a motor vehicle upon a highway shall bring to full stop such motor vehicle before traversing any through highway or railroad crossing.
- 4.7.6. The driver of a motor vehicle entering a highway from a private road or drive shall yield the right of way to all motor vehicles approaching on such highway.
- 4.7.7. The driver of a motor vehicle upon a highway shall yield the right of way to a police or fire department vehicles and ambulances when such vehicles are operated on official business.
- 4.7.8. The driver of a motor vehicle entering a through highway or a stop intersection shall yield the right of way to all vehicles approaching in either direction on such through highway or stop intersection.

**SECTION 5. Signals.** The driver of any motor vehicle upon a highway, before starting, stopping or turning from a direct line, shall ensure that such movement is made in safety. Such signals shall be given by means of extending the hand arm beyond the left side of the vehicle or by means of mechanical or electrical devices.

**SECTION 6. Turning at Intersections.** The driver of a motor vehicle intending to turn to the right at an intersection shall approach such intersection in the lane for traffic nearest to the right hand side of the highway and, in turning, shall keep as close as possible to the right hand curb or edge of the highway. Likewise, the driver of a motor vehicle turning left shall approach such intersection in the lane for traffic to the right of and nearest to the center line of the highway and, in turning, shall pass to the left of the center of the intersection. For this purpose, the center of the intersection shall mean the meeting point of the medial lines of the highways intersecting one another, except when it is occupied by a monument, grass plot or any permanent structure, other than a traffic control device.

**SECTION 7. Prohibited Parking.** No driver shall park a vehicle or permit it to stand, whether attended or unattended, upon a highway in any of the following places:

- 7.1. Within an intersection;
- 7.2. On a crosswalk;
- 7.3. Within six (6) meters of the intersection of curve lines
- 7.4. Within four (4) meters of the driveway entrance to any fire station;
- 7.5. Within four (4) meters of a fire hydrant;
- 7.6. In front of a private driveway;
- 7.7. On the road side of any vehicle stopped or parked at the curve edge of the highway;
- 7.8. At any place where official signs are erected prohibiting parking

**SECTION 8. Reckless Driving.** No person shall operate a motor vehicle on any highway within the Municipality of Mexico recklessly or without reasonable caution to obviate damage to properties and ensure the public safety of pedestrians.

**SECTION 9. Hitching to a Vehicle.** No person shall hang on to or ride on the outside or the rear end of any motor vehicle, and no person on a bicycle, roller skate or other similar device, shall hold part to or hitch to any moving motor vehicle; and no driver shall knowingly permit or allow such purposes to take place on his moving motor vehicle.

**SECTION 10. Driving while under the Influence of Liquor or Prohibited Drugs.** No person shall drive a motor vehicle while under the influence of liquor or narcotic drug.

**SECTION 11. Obstruction of Traffic.** No person shall drive a motor vehicle in such manner as to obstruct or impede the passage of vehicles while taking passengers or loading or unloading freight or cargoes.

**SECTION 12. Duty of Driver in Case of Accident.** In the event of accident, the driver of a motor vehicle must stop immediately and, if requested by persons present therein, shall show his driver's license and give his other personal circumstances. No driver involved in an accident shall leave the scene without aiding the victim unless he is threatened to bodily harm or to summon a physician or bring the victim for medical treatment in hospital or medical clinic.

**SECTION 13. Flow of Vehicular Traffic.** All motorists, whether private or public passing through the municipality along that portion of the Gapan-Olongapo Road from Sto. Cristo to Sto. Rosario must observe, in strict compliance, the following traffic schemes and regulations:

- 13.1. All motor vehicles coming from the Municipalities of Arayat, Candaba, Sta. Ana and San Luis and going to the City of San Fernando via Mexico shall proceed along the Gapan-Olongapo Road through the town proper.

**13.2.** All motor vehicles coming from the Municipality of Magalang, Barangays Anao, San Juan, Sta. Cruz, Laput, Concepcion, Balas and San Carlos going to the City of San Fernando shall pass through the road in front of the Municipal Hall and thereafter shall proceed to the Gapan-Olongapo Road.

**13.3.**All motor vehicles coming from the City of San Fernando going to Arayat, Candaba, Sta. Ana and San Luis shall take a right turn at the Napocor Bailey Bridge at Barangay San Jose Matulid and thereafter shall proceed through Sitio Tinajero of Barangay San Antonio.

**13.4.**All motor vehicles coming from the City of San Fernando going to Barangays San Carlos, Balas, Laput, Concepcion, Sta. Cruz, San Juan, Anao and the Municipality of Magalang and Concepcion, Tarlac shall take a left turn at Jose Abad Santos Street passing through the Third Street and Sitio Lico.Vehicles turning left along the street fronting the Municipal Hall are prohibited from crossing the Gapan-Olongapo Road

**13.5.**All motor vehicles coming from the City of San Fernando shall turn left at Jose Abad Santos Street passing through the Second Street in going to the church patio for parking purposes.Those leaving the church patio shall not turn left in passing along the Olongapo-Gapan Road.

**13.6.**All motor vehicles coming from Sitio Tinajero of Barangay San Antonio shall not take a left turn in going to the town proper,neither to cross the Gapan-Olongapo Road to proceed to Sitio Lote of Barangay San Antonio.However,they may turn left at Barangay Sto. Rosario.

**SECTION 14. Truck Ban.** All trucks,whether private or public including haulers of sand and gravel are banned from passing through the Gapan-Olongapo Road along the town proper and at Barangays San Antonio and Sto. Cristo from 7:30 A.M. to 8:30 A.M. and from 5:00 P.M. to 6:30 P.M.

**SECTION 15.Terminal for Public Utilities.**The Municipal Mayor is hereby authorized to designate open areas for terminal of PUJ units and tricycles.

Moreover,the Municipal Treasurer is likewise authorized to collect from the PUJ and tricycle operators / drivers or associations the corresponding daily terminal fees imposed against them under the Mexico Revenue Code.

**SECTION 16 .Color Coding.** Tricycles operated for public purposes shall have and be painted with their corresponding color coding and assigned number for easy identification.

**SECTION 17.Pedestrian Lane.**Pedestrians shall use the pedestrian lane or designated crosswalk in crossing the Gapan-Olongapo Road within the town proper,otherwise they will be fined for jaywalking as provided in the preceding section hereof.

**SECTION 18.Traffic Signs.**Traffic signs like loading and unloading, one way, no left turn, turn right and no u-turn,which are necessary in keeping motorists' awareness to traffic rules and regulations must be installed or posted in strategic places from Barangay Sto. Rosario to Barangay Lagundi of the Gapan-Olongapo Road and public streets or roads within the town proper.

**SECTION 19. Other Prohibited Acts.** To ensure public safety and to prevent the occurrence of traffic congestion along the Gapan-Olongapo Road from Barangay Sto. Rosario and Lagundi, the following prohibitions are hereby adopted:

**19.1.** No person shall operate a motor vehicle or tricycle without having in his possession a valid license to drive.

**19.2.** No left-turn prohibition as cited in Sections 13.4, 13.5 and 13.6 hereof.

**19.3.** Truck Ban as cited in Section 14 hereof.

**19.4.** No parking on both sides of the Gapan-Olongapo Road from Barangay Sto. Rosario to Barangay Lagundi. Provided, however, motorists may park their motor vehicles on places designated for such purpose along this route.

**19.5.** No loading and unloading of passengers on places not designated for such purposes within the town proper, including loading and unloading of cargoes.

**19.6.** No person shall remove, alter, or deface and / or allow the removal and alteration of traffic signs.

**19.7.** Obstruction to the flow of vehicular traffic in any form or kind is prohibited.

**19.8.** No person shall use any section or portion of any public highway for personal gain and / or allow the use thereof for such purpose.

**19.9.** No jaywalking as cited in Section 17 hereof.

**19.10.** Religious procession, public parade, funeral and the like, when permitted, shall use the right lane of any public highway.

**19.11.** No person shall operate his PUJ unit or tricycle and / or allow other person to operate his PUJ unit or tricycle in any transportation route within the territorial jurisdiction of the Municipality of Mexico without a Certificate of Public Convenience issued by the government authorities concerned.

**19.12.** No driver shall allow any person to ride on the running board and step board for any purpose while the vehicle is in motion.

**SECTION 20. Penal Provisions.** Traffic violators and jaywalkers shall be penalized as follows:

**20.1.** Any driver found violating this Municipal Ordinance for the first time shall be fined the amount of TWO HUNDRED (P 200.00) PESOS or should the violator be unable to pay the fine, his driver's license shall be confiscated and shall only be released after payment of the fine or after serving one (1) day of community service.

**20.2.** Violator for the second time shall likewise be fined in the amount of THREE HUNDRED (P 300.00) PESOS or shall he fail to pay the fine, his driver's license shall be

confiscated and the same shall only be released after payment of the fine or after serving two (2) consecutive days of community service.

**20.3.** Violator for third and succeeding occasions shall be fined in the amount of FIVE HUNDRED (P 500.00) PESOS or one (1) week of community service; and habitual violators shall be banned from operating his motor vehicle within the territorial jurisdiction of the Municipality of Mexico and recommendation for revocation of his driver's license.

**20.4.** Jaywalker shall be fined in the amount of TWO HUNDRED (P 200.00) PESOS or be required to render one (1) day of community service. Jaywalking offender for the second and succeeding occasions shall be required to render one (1) week or two (2) upon the sound discretion of the Municipal Mayor.

**20.5.** Person who violates Subsection 19.11. of Section 19. shall be penalized by a fine of FIVE HUNDRED (P 500.00) PESOS. Should he fail to pay the fine, his / her driver license shall be confiscated and the public utility vehicle and / or tricycle shall be impounded and be charged garage fee at the rate of ONE HUNDRED (P 100.00) PESOS per day for which the same shall be released immediately after payment of such fine and fee.

**SECTION 21. Authorization.** The Municipal Mayor is hereby authorized to implement this Municipal Ordinance and / or through delegation of authority, may authorize the Local PNP Chief to carry out the purposes of this Municipal Ordinance; and hire additional traffic aides should the need arises.

Provided, further, he may re-route vehicular traffic as he may deem necessary, designate terminals and parking spaces; place traffic signs, signals and road pavement markings on designated areas to keep motorists aware of traffic rules and regulations and public safety and such other purposes like the relocation of market and street vendors ;and regulate rolling stores.

All guidelines, policy implementation which may be prescribed at the sound discretion of the Municipal Mayor to enhance effective implementation of this Municipal Ordinance, shall no longer require Sanggunian authorization.

**SECTION 22.** The Municipal Mayor is likewise authorized to use such funds under his discretion or from appropriations earmarked for public safety in carrying out the purposes of this Municipal Ordinance.

**SECTION 23. Repealing Clause.** Any ordinance or resolution or administrative issuances inconsistent with this Municipal Ordinance are deemed repealed or revoked.

**SECTION 24. Separability Clause.** If any provision of this Municipal Ordinance shall be declared invalid or contrary to law, the other provisions thereof shall remain in full force and effect.

**SECTION 23. Effectivity.** This Municipal Ordinance shall take effect ten (10) days after copies hereof are posted in the bulletin board at the Ground Floor of the Municipal Hall and other strategic places.



**UNANIMOUSLY ENACTED.**

I HEREBY CERTIFY to the correctness of the above Municipal Ordinance.

**ADONIS L. COSIO**

Secretary to the Sanggunian

**ATTESTED BY:**

TRINA T. DIZON – SB Member

JONATHAN R. PANGAN – SB Member

MERLY E. MANALO – SB Member

EMMANUEL R. MANALO – SB Member

REX DL. CALMA – SB Member

NESTOR C. SOTTO – SB Member

LOURDES G. SICAT – SB Member

RENATO G. COLIS – SB Member

MARCELINO T. REYES – ABC President

BRYAN T. DAVID – SKMF President

**ROY D. MANALASTAS**

**Municipal Vice-Mayor / Presiding Officer**

**APPROVED BY:**

**TEDDY C. TUMANG**

**Municipal Mayor**