



Republic of the Philippines
City Government of Meycauayan
Province of Bulacan

Office of the City Mayor

EXECUTIVE ORDER NO. 038
Series of 2020

AN ORDER PROVIDING AMNESTY TO QUALIFIED BONAFIDE MEMBERS OF THE TRICYCLE OPERATORS AND DRIVERS ASSOCIATION (TODA) IN THE CITY OF MEYCAUAYAN, BULACAN, ALLOWING THEM TO RENEW THEIR EXPIRED TRICYCLE FRANCHISE OR TO TRANSFER IN THEIR FAVOR THE FRANCHISE OF TRICYCLE UNITS PURCHASED FROM OTHER OPERATORS.

WHEREAS, many tricycle operators and their families who are dependent on tricycle operations for livelihood in the City of Meycauayan, Bulacan were extremely affected by the Covid-19 Pandemic, due to intermittent operations as the quarantine status changes from time to time, and many of them have failed to renew their tricycle franchises on time as the operations of the government were also affected by the dreaded disease;

WHEREAS, the City Government ensured the compliance and adherence to the rules and regulations provided in the processing of applications for renewal of tricycle franchise and issuance of tricycle permits, which resulted to a rationalized number of operators who have renewed their tricycle franchise and permits, and renewal disqualification for those who were not able to submit complete and appropriate motor vehicle records that originated from improper acquisition of tricycle units, purchase of repossessed motorcycles, default in the vehicle mortgage, and refusal to transfer motor vehicle registration to its new owner just to avoid payment of fees and charges;

WHEREAS, no NEW tricycle franchise has been issued to date due to the moratorium imposed by DOTr and DILG in its Joint Memorandum No. 001 series of 2017;

WHEREAS, the Committee on Transportation of the Sangguniang Panlungsod, after series of campaigns and consultation meetings with the members of Tricycle Operators and Drivers Associations (TODAs) in different barangays of the city to notify, educate and encourage legitimate operators to renew their franchise and permits, found that there is misconception among tricycle operators that they can legally enjoy the privileges of the franchise awarded to another person and assigned to a tricycle unit that they have purchased without transferring and registering the same to the new legal owner;

WHEREAS, in order to augment the number of authorized tricycles-for-hire needed to provide public transport services in the city and in order to give these operators the chance to rectify their deficiencies and legalize their operation, there is a need to pursue corrective measures in the regulation of franchising of tricycles;

NOW THEREFORE, I, **LINABELLE RUTH R. VILLARICA**, Mayor of the City of Meycauayan, Bulacan, by virtue of the powers vested in me by law, hereby order the following:

SECTION 1. An amnesty is hereby granted to **qualified bonafide members** of the Tricycle Operators and Drivers Association (TODA) in the City of Meycauayan, Bulacan for **late renewal or transfer of franchise** to operate public motorized tricycle-for-hire, provided they satisfy the following conditions:

- a. The applicant must be a bonafide resident of the City of Meycauayan with his/her Comelec registration as proof;
- b. The original copy of the expired franchise must be submitted together with the application form. A photocopy of the franchise shall not be considered for this purpose.
- c. The applicant has no existing active tricycle franchise in his/her name at the time of application for Amnesty; and
- d. The applicant has never sold any tricycle unit with franchise under his name.

SECTION 2. The period for filing of application to avail of this Amnesty shall be from October 5, 2020 up to November 13, 2020 only.

SECTION 3. The following policies/rules shall be observed in the implementation of this order:

- a. **One Operator - One Unit Policy.** No operator of motorized tricycle-for-hire shall be allowed to possess two (2) or more tricycle franchise in his/her name;
- b. **Banned franchisee.** An operator who was issued a franchise and decided to completely transfer or sell his tricycle unit and franchise to an individual shall be banned from obtaining a new franchise;
- c. **Issuance of franchise.** All applications conforming to Section 1 hereof and supported by the necessary documentary requirements shall be accepted and further evaluated, subject to the conditions of this Order, the Route Measure Capacity (RMC) in each Zone or Barangay of the City and the approval of the Sangguniang Panlungsod;
- d. **Issuance of MTOP.** For MTOP¹ to be issued, it is mandatory that the OR/CR of the tricycle appearing in the franchise is in the name of the franchisee (operator), and the configuration is "For Hire".
- e. **Option to change motor vehicle by reason of road unworthiness.** If an expired original franchise enlists a motor vehicle that is not road worthy for purposes of public transportation, the franchisee may, at the same time, opt to apply for changing the motor vehicle, *provided* that he/she submits an affidavit for the substitution of the old unit.
- f. **When change in motor vehicle is not allowed.** If a franchisee (operator) acquired his franchise by reason of his/her purchase of a franchised tricycle unit, he/she will not be allowed to change or substitute the said vehicle.

¹ Motorized Tricycle Operator's Permit

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SECTION 4. The applicant for this Amnesty shall provide the following documentary requirements:

- a. ORIGINAL copy of Certificate of Franchise;
- b. Official Receipt/Certificate of Registration (OR/CR) of the Tricycle Unit;
- c. Voter's ID/COMELEC Certification;
- d. TODA Certification and FM TODA Confirmation;
- e. 2"x 2" Picture of the Applicant;

SECTION 5. For purposes of this order, the Office of the City Administrator and Business Permit and Licensing Office shall have the following functions, duties, and responsibilities:

- a. Supervise and ensure the implementation of this Order;
- b. Create and safe keep a tricycle information database of operators holding active tricycle franchise and Motorized Tricycle Operators Permit (MTO) in order to strictly monitor the implementation of Section 3 hereof, and to promote equity in the distribution of franchise in consideration of the RMC;
- c. Assign a team who shall evaluate the applications for amnesty based on the provisions of this order, in addition to the existing ordinance, rules and regulations relative to franchising;
- d. Endorse the qualified applications to the Sangguniang Panlungsod for approval;
- e. Pursue other actions necessary for the smooth implementation of this order.

SECTION 6. If any section or part of this Executive Order shall be declared unconstitutional or illegal, the other sections or parts thereof shall not thereby be affected.

SECTION 7. All other orders, issuances or portions thereof, which are inconsistent with this Executive Order are hereby revoked, amended or modified accordingly.

SECTION 8. This Executive Order shall take effect immediately after approval hereof.

Done this OCTOBER 21, 2022 in the City of Meycauayan, Bulacan.


LINABELLE RUTH R. VILLARICA
City Mayor