Republic of the Philippines
Province of Ilocos Sur
MUNICIPALITY OF SAN VICENTE
OFFICE OF THE SANGGUNIANG BAYAN

Sangguniang Bayan Members:

HON. PAULA CYNTHIA R. VALENCIA

HON. CONRADO R. ROJO

HON. FIDEL R. ALDOS

HON. JUANITA R. RAGIL

HON. ALBERT R. ROLA

HON. WARLITO R. RIDULME

HON. RENATO T. ROJAS

HON. LOU BERNARD R. LAZO

Ex-Officio Members

HON. MELECIO G. DAQUEP SR.

HON. MARK JINDREI L. CAJIGAL

ORDINANCE NO. 5
SERIES 2024

EXPLANATORY NOTE

The sale and use of ebikes in the municipality have considerably increased lately because of its ease and convenience usage. However, its presence in the streets pose both dangers to the riders, commuters and other vehicle owners as well. As enshrined in the Local Government Code of 1991, the Sangguniang Bayan has the power to enact ordinances promoting public safety so as further enhance the socioeconomic development of the municipality. Hence, the passage of this ordinance is earnestly sought.

NOW THEREFORE, be it ordained by the Sangguniang Bayan of San Vicente in session assembled, that:

SECTION 1. Purpose. This ordinance is enacted to regulate the use of ebikes in the Municipality of San Vicente.

SECTION 2. Coverage. This ordinance shall cover the use of ebikes in the municipality of San Vicente. For this purpose, the registration of dealers under Section 9 hereof shall be for identification of the units while the registration of users as contemplated under Sections 8 and 8-A of this Ordinance pertains to the identification of the buyer or users thereof.

SECTION 3. Definitions of Terms. Administrative Order Number 2021-039 of the Land Transportation Office (LTO), which being made an integral part of this Ordinance, has the following definitions:

a) Electric Vehicle - a motor vehicle powered by electric motors with power outage charge directly from external sources. The definition excludes hybrid vehicles;

b) Category - shall refer to vehicle category as specified in the Philippine National Standards (PNS) on road Vehicles-Classification and Definition PNS 1891-:2008 (UN ECE Published 2017) ICS 43.040.1;

c) Electric Mobility Scooter - a two, three, four wheeled vehicles, with or without operable pedals, powered by electrical energy with less than 300 wattage capable of propelling the unit up to a maximum speed of 12.5 km/hr;

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SECTION 4. Guidelines on Registration of Ebikes in the municipality of San Vicente. All ebikes operating in the municipality are hereby required to register in the local government of San Vicente. The BPLO shall cause the registration of the same based on the same mechanics laid down in the registration of bicycles in the municipality. The Public Safety Office and the Philippine National Police, together with the deputized agents shall help in the implementation of this Ordinance.

SECTION 5. Guidelines on the use of Ebikes. Administrative Order No. 2021-039 of the Land Transportation Office designates the areas and/or roads where ebikes may be used, which are made integral part of this Ordinance, to wit:

"Designed for shorter trips and within communities. Their operation shall be limited within private roads subject to internal regulations on private road. They may be operated on pedestrian walkways and bicycle lanes or on similar lanes designated by proper authorities with the rider required to wear a protective helmet like those designated for a bicycle rider. Driver's license and registration are not required."

It is the desire of the Local Government Unit of San Vicente to observe the said Administrative Order No. 2021-039.

However, the power given to the sanggunian bayan to enact regulations for public safety, the following are hereby promulgated to further clarify the use of ebikes. It may be used in thoroughfares not specifically mentioned by Administrative Order No. 2021-039, under the following circumstances:

a. During emergency cases

b. During certain activities wherein use of ebikes may help in the transport of participants, especially children

SECTION 6. Ebike Parking. There shall be designated ebike parking areas in public places with in the municipality.

SECTION 7. Period of registration and other requirements. The following shall be observed during the registration of ebikes:

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a) Only 18 years old are qualified to operate ebikes. Owners of ebikes must register their ebike immediately to the concerned Office as mentioned in this Ordinance. Owners of ebikes who bought their units before the effectivity of this Ordinance are given thirty (30) days within which to register their units;

b) In lieu of license plate, a sticker and road ID shall be issued by the local government to the ebike user upon registration, subject to payment of the corresponding fee;

c) The sticker shall be placed at the rear of the ebike exposed to the public view.

Section 7A. Ebike users or owners are prohibited under this Ordinance to use ebike as public utility vehicle.

SECTION 8. Mandatory Ebike Registration. It shall be mandatory for Ebike dealers to register their units to the concerned Office as stated in this Ordinance before its release to the buyer/s. For this purpose, the maker, country of origin, color and other pertinent information of the ebike must be furnished the registering Office. A picture of the ebike must accompany said registration.

SECTION 9. Penalties. Despite the lapse of the periods stated in Section 7 and/or by allowing and/or using the unit as public utility vehicle under Section 7A hereof, or by failing to register the same as contemplated under Section 8 hereof, despite demand, and after determination of Court of competent jurisdiction, the following penalties shall apply:

1st Offense - A fine of Five Hundred Pesos (Php 500.00)

2nd Offense - A fine of One Thousand Pesos (Php 1,000.00)

3rd Offense - A fine of Two Thousand Pesos (Php 2,000.00)

SECTION 10. Recognition of Ebike Dealers. This Ordinance hereby establishes recognition for ebike dealer/s who actively supports in the promotion of the use of ebikes and their assistance in the implementation of this Ordinance.

SECTION 11. The Local Government of San Vicente shall endeavor to provide charging areas in partnership with the private sector.

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SECTION 12. Repealing Clause. All ordinances, executive orders, rules and regulations, or parts thereof, which are contrary to, or inconsistent with, any provision of this ordinance are hereby amended, repealed and/modified accordingly.

SECTION 13. Separability Clause. If any provision of this ordinance is declared invalid by a court of competent jurisdiction, the other provisions hereof not so declared shall continue to be in full force and effect.

SECTION 14. Effectivity. This ordinance shall take effect upon its approval and posting in different public places.

ENACTED: April 8, 2024.

Certified Correct:

Sgd.

MARIUS CLIFFORD R. BILLEDO
SB Secretary

ATTESTED:

Sgd.

JOSE C. TABANDA III
Vice-Mayor/Presiding Officer

APPROVED:

Sgd.

JONAN D. TABANDA
Municipal Mayor