



Republic of the Philippines  
**MUNICIPALITY OF BALAOAN**  
Province of La Union

*Office of the Sangguniang Bayan*

**RECEIVED**  
**OFFICE OF THE SANGGUNIAN**  
**PANLALAWIGAN**

**1<sup>ST</sup> Endorsement**  
August 15, 2019

BY: [Signature]  
DATE: 8-15-19 TIME: 1:10 PM

Respectfully forwarded to the Office of the Sangguniang Panlalawigan, Province of La Union, the herein attached **MUNICIPAL ORDINANCE NO. 65 S. 2019** titled "AN ORDINANCE REQUIRING ALL MOTORISTS OF PRIVATE AND PUBLIC VEHICLES TO FOLLOW SECURITY MEASURES RELATING TO HEADLIGHTS AND HIGH VISIBILITY VESTS FROM 6 O'CLOCK PM TO 6 O'CLOCK AM AND DURING HEAVY RAINS OR TYPHOONS FOR SAFETY PURPOSES, PROVIDING PENALTIES FOR VIOLATION THEREOF." for their information and appropriate action.

[Signature]  
**RALEIGH P. DOMONDON**  
Secretary to the SB





Republic of the Philippines  
MUNICIPALITY OF BALAOAN  
Province of La Union

OFFICE OF THE SANGGUNIANG BAYAN

Excerpts from the Minutes of the Weekly Regular SB Session held on August 14, 2019 at the Municipal Session Hall.

Present: HON. CARLO CASTOR U. CONCEPCION - Vice-Mayor/Presiding Officer  
HON. JOANNA KATRINA L. LEDDA - Sangguniang Bayan Member  
HON. ROGELIO O. CONCEPCION - Sangguniang Bayan Member  
HON. ROGELIO E. OPINALDO - Sangguniang Bayan Member  
HON. MICHAEL D. MARRON - Sangguniang Bayan Member  
HON. ROSIE M. IS-ISA - Sangguniang Bayan Member  
HON. HERMINIA M. ORDINARIO - Sangguniang Bayan Member  
HON. EMILIANA P. PORTACIO - Sangguniang Bayan Member  
HON. MARIFE C. HERMOSURA - Sangguniang Bayan Member  
HON. AMIEL JOHN U. CONCEPCION - ABC President  
HON. ZHOREN ELRICK R. ORDINARIO - SKMF President

MUNICIPAL ORDINANCE NO. 65 S. 2019

**AN ORDINANCE REQUIRING ALL MOTORISTS OF PRIVATE AND PUBLIC VEHICLES TO FOLLOW SECURITY MEASURES RELATING TO HEADLIGHTS AND HIGH VISIBILITY VESTS FROM 6 O'CLOCK PM TO 6 O'CLOCK AM AND DURING HEAVY RAINS OR TYPHOONS FOR SAFETY PURPOSES, PROVIDING PENALTIES FOR VIOLATION THEREOF.**

Author: Hon. Marife C. Hermosura  
Co-Author: Hon. Michael D. Marron

**Explanatory Note**

Our roads and highways are always filled with motor vehicles every hour of the day. Part of our responsibility is to protect the life and limbs of the inhabitants of our municipality to ensure that serious and fatal accidents be minimized and avoided.

For purposes of ensuring the safety of motorists, passengers and pedestrians as well as other road users, the Municipal Government of Balaoan, La Union shall pursue a more proactive rather than reactive stance on road safety with the imposition of this Ordinance.

This Ordinance shall require all motor vehicle drivers to switch on their headlights during night time and during heavy rains or typhoons to significantly reduce and effectively avoid serious and fatal road accidents.

It is a declared policy of the state to protect the life, liberty and property of the people as part of the enjoyment of the blessings of democracy as enshrined in Section 5, Article II of the 1987 Philippine Constitution.



This Ordinance pursuant to Republic Act 7160 otherwise known as the Local Government Code of 1991, authorizes the Sangguniang Bayan to enact ordinances for the general welfare of the province and its inhabitants pursuant to the general welfare clause specifically to promote health and safety, and preserve the comfort and convenience of their inhabitants.

**NOW THEREFORE**, Be it enacted by the Sangguniang Bayan in session duly assembled that:

**Section 1. Title.** This Ordinance shall be known and cited as the "**MANDATORY USE OF HEADLIGHTS AND HIGH VISIBILITY VESTS ORDINANCE OF 2019.**"

**Section 2. Declaration of Policy.** It is the declared policy of the Municipal Government of Balaoan to secure and safeguard its citizens, particularly the drivers and passengers as well as the pedestrians and other road users from the injurious and deadly effects of serious and fatal vehicular accidents. Towards this end, the Municipality shall take a more proactive and preventive approach in order to ensure the safety of the public particularly the drivers and passengers as well as the pedestrians and other road users by requiring motorists of private and public vehicles to switch on their headlights and wear high visibility vests during night time and during heavy rains of typhoons.

**Section 3. Definition of Terms.** As used in this Ordinance, the following terms shall mean:

- 3.1 **Motorcycle** – is a two-wheeled engine vehicle
- 3.2 **Motorist** – the driver of a motor vehicle
- 3.3 **Motor vehicle** – both private and public motor vehicle. The term shall include the tricycle, motorcycle and e-bike.
- 3.4 **Private motor vehicle** – is any of the following:
  - (a) Any motor vehicle owned by individuals and juridical persons for private use;
  - (b) Any motor vehicle owned by the National Government or any of its agencies, instrumentalities or political subdivisions, including government-owned or controlled corporations or their subsidiaries for official use; and
  - (c) Any diplomatic vehicle.
- 3.5 **Public motor vehicle** – any public utility vehicle or vehicle for hire.
- 3.6 **Headlight** – a light with a reflector and special lens mounted on the front of a vehicle to illuminate the road ahead
- 3.7 **High Visibility Vest** – a reflective vest that provides added visibility at night time or during heavy rains and typhoons which a motorist can simply slip on over regular clothing to make the person more noticeable and which can be taken off and packed up upon reaching his/her destination.
- 3.8 **Passenger** – any person on board a motor vehicle.
- 3.9 **Pedestrian** – any person walking rather than travelling in a vehicle.



4.0 **Other Road Users** – any person who uses the road aside from motorists and pedestrians, such as cyclists.

4.1 **Roads** – any road, street, highway within the territorial jurisdiction of the Municipality of Balaoan.

**Section 4. Mandatory Use of Headlights and High Visibility Vests.** All motorists of both private and public vehicles without exception, are required to travel, run or ride along the national highway and on all roads or streets with their high visibility vests worn from 6 o'clock PM to 6 o'clock AM and during heavy rains or typhoons.

In case the motorcycle and bicycle riders/drivers, back riders and tricycle drivers carry with them a backpack it should have a reflectorizer big enough for easy visibility.

**Section 5. Penalties.** Violation of the provisions of this Ordinance in relation to the use of headlights shall be penalized as follows:

1. 1<sup>st</sup> Offense – fine of Php 250.00
2. 2<sup>nd</sup> Offense – fine of Php 500.00
3. 3<sup>rd</sup> Offense and Succeeding Offenses – fine of Php 1,000.00 or imprisonment not exceeding three (3) months, or both at the discretion of the court.

Violation of the provisions of this Ordinance relating to the wearing of high visibility vests shall be penalized as follows:

1. 1<sup>st</sup> Offense – fine of Php 250.00
2. 2<sup>nd</sup> Offense – fine of Php 500.00
3. 3<sup>rd</sup> Offense and Succeeding Offenses – fine of Php 1,000.00 or imprisonment not exceeding three (3) months, or both at the discretion of the court.

Provided, that simultaneous offenses of non-use of headlights and non-wearing of high visibility vests on one and same occasion shall be counted as separate and distinct offenses and shall be penalized as two separate offenses.

The corresponding penalties shall be paid to the Municipal Treasurer's Office which shall issue an Official Receipt to evidence payment and monitor the frequency of offenses committed so that the proper fines/penalties may be imposed.

All penalties collected shall be used exclusively for the implementation of the provisions of this Ordinance, including the necessary promotion campaigns for the compliance with Section 4 thereof.

**Section 6. Implementation.** The provisions of this Ordinance shall be enforced and implemented by the Philippine National Police (PNP).

**Section 7. Public Information Campaign.** The PNP, in coordination with the Office of the Mayor and private agencies and organizations shall undertake regular



municipality-wide information, education and communication campaign for the proper understanding of the provisions of this Ordinance.

**Section 8. Submission of Annual Reports.** The PNP shall furnish a copy of reports to the Municipal Government – Sangguniang Bayan Office. The Sangguniang Bayan Members shall review these reports to determine if this Ordinance is strictly enforced and implemented.

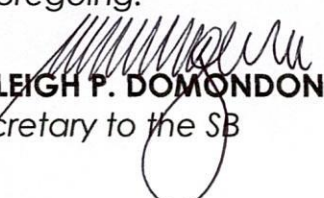
**Section 9. Repealing Clause.** Any ordinance inconsistent or in conflict herewith are hereby repealed, modified and amended accordingly.

**Section 10. Separability Clause.** If any section or part of this Ordinance is declared illegal or unconstitutional or inconsistent with any national law, the provisions not affected shall remain in full force and effect.

**Section 11. Effectivity.** This Ordinance shall take effect in accordance with the provisions of the Local Government Code.

**"UNANIMOUSLY APPROVED."**


*I hereby certify to the correctness of the foregoing.*

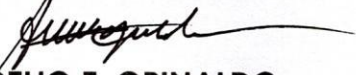
  
**RALEIGH P. DOMONDON**  
Secretary to the SB

ATTESTED:

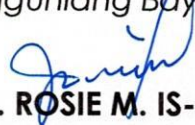
  
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Municipal Vice-Mayor/Presiding Officer

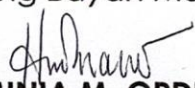
  
**HON. JOANNA KATRINA L. LEDDA**  
Sangguniang Bayan Member

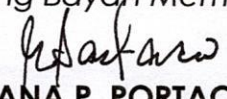
  
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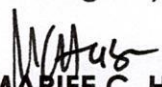
  
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ABC President

  
**HON. ZHOREN ELRICK R. ORDINARIO**  
SKMF President

APPROVED:

  
**ATTY. ALELI U. CONCEPCION**  
Municipal Mayor