

Republika ng Pilipinas
Lungsod ng Dagupan
TANGGAPAN NG SANGGUNIANG PANLUNGSOD
-oOo-

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG PANLUNGSOD, DAGUPAN CITY, HELD AT THE SANGGUNIANG PANLUNGSOD SESSION HALL VIA ZOOM ON JANUARY 19, 2021.

PRESENT:

Hon. Dean Bryan L. Kua	City Vice Mayor & Presiding Officer
Hon. Karlos Liberato E. Reyna IV	Presiding Officer Pro Tempore, Member
Hon. Jose Netu M. Tamayo	Deputy Presiding Officer, Member
Hon. Michael B. Fernandez	Majority Floor Leader, Member
Hon. Luis M. Samson, Jr.	Asst. Majority Floor Leader, Member
Hon. Dennis C. Canto	Second Asst. Majority Floor Leader, Member
Hon. Maria Librada Fe M. Reyna	Minority Floor Leader, Member
Hon. Celia C. Lim	Asst. Minority Floor Leader, Member
Hon. Marvin V. Fabia	City Councilor, Member
Hon. Cisco Jay P. Flores	City Councilor, Member
Hon. Teresa T. Coquia	City Councilor, Member
Hon. Marcelino D. Fernandez	Liga ng mga Barangay President, Ex-Officio Member
Hon. Joshua Bon Bon F. Bugayong	Pederasyon ng mga Sangguniang Kabataan President, Ex-Officio Member

ABSENT:

N O N E

ORDINANCE NO. 2229-2021

AN ORDINANCE IMPOSING MORATORIUM ON THE APPLICATION OF SECTION 343 (CHAPTER IX) TO SECTIONS 239 AND 240, ARTICLE 38 (CHAPTER III), OF CITY ORDINANCE NO. 2089-2017, OTHERWISE KNOWN AS THE 'REVENUE CODE OF THE CITY OF DAGUPAN'

WHEREAS, this body is in receipt of a letter from His Honor, the City Mayor, this city, imposing moratorium on the application of Section 343 of Ordinance No. 2089-2017 (annual Increase of five percent (5%) of fees) to Section 239 and 240 (permit fees on tricycle operation) of the same Ordinance, for a period of two (2) years, which the same was certified to as "URGENT";

WHEREAS, Sections 239 and 240, Article 38, of City Ordinance No. 2089-2017 provides for the permit fees on tricycle operation;

WHEREAS, Section 343 of the same Ordinance provides for the automatic increase of permits and fees by five percent (5%) every year, unless otherwise amended by duly constituted authorities;

WHEREAS, the current public health emergency caused unprecedented disruption of economic activities and financial difficulties to the people of Dagupan;

WHEREAS, due to the Covid-19 pandemic, the President of the Republic Philippines, RODRIGO ROA DUTERTE, has declared a State of Calamity throughout the Philippines through Proclamation No. 929;

WHEREAS, it is enshrined in the Section 192 of the Local Government Code that local government units, through enactment of an ordinance, may grant tax exemptions, incentives or reliefs under such terms and conditions;

WHEREAS, the tricycle drivers and operators in Dagupan had sought the assistance of the City Mayor, Hon. Marc Brian C. Lim, for the imposition of a moratorium in the increase of permit fees on tricycle operation owing to the financial difficulties they experience amid the travel and passenger-capacity restriction imposed by the national government as part of health and safety protocols during the public health emergency, which the City Mayor has transmitted to the Sanggunian Panlungsod for its prompt and appropriate action;

NOW, THEREFORE, on joint motion of Councilors Celia C. Lim, Michael B. Fernandez, Karlos Liberato E. Reyna IV, Jose Netu M. Tamayo, Luis M. Samson, Jr., Dennis C. Canto, duly and jointly seconded by Councilors Maria Librada Fe M. Reyna, Marvin V. Fabia, Cisco Jay P. Flores, Teresa T. Coquia, Marcelino D. Fernandez, and Joshua Bon Bon F. Bugayong, be it ordained by the Sangguniang Panlungsod of Dagupan in regular session duly assembled, that:

SECTION 1. TITLE. This Ordinance shall be known as the **"AN ORDINANCE IMPOSING MORATORIUM ON THE APPLICATION OF SECTION 343 (CHAPTER IX) TO SECTIONS 239 AND 240, ARTICLE 38 (CHAPTER III), OF CITY ORDINANCE NO. 2089-2017, OTHERWISE KNOWN AS THE 'REVENUE CODE OF THE CITY OF DAGUPAN.'"**

SECTION 2. COVERAGE. This Ordinance imposes moratorium on the five percent (5%) annual increase provided under Section 343 of City Ordinance No. 2089-2017 (Revenue Code of the City of Dagupan) on permit and regulatory fees on tricycle operation provided under Article 38, Sections 239 and 240, of the same Revenue Code, for the period provided in this Ordinance.

This moratorium shall only have the effect of suspending the 5% annual increase permit and regulatory fees on tricycle operation, but shall not affect the provisions of Article 38 of City Ordinance No. 2089-2017 relating to penalties and fines for violation of the said Ordinance and City Ordinance No. 1849-2005.

SECTION 3. MORATORIUM PERIOD. The five percent (5%) annual increase of fees under Section 343 of City Ordinance No. 2089-2017 shall not be imposed for a period of two (2) years from effectivity of this Ordinance on permit and regulatory fees on tricycle operation provided under Sections 239 and 240 of the same Revenue Code.

SECTION 4. DESIGNATION OF LEAD OFFICES. The Office of the City Treasurer, the One-Stop Business Center, and the Public Order and Safety Office (POSO) are

hereby designated as the lead departments in facilitating the effective and efficient implementation of this Ordinance.

SECTION 5. SEPARABILITY CLAUSE. If for any reason, any part or provision of this Ordinance shall be declared illegal or unconstitutional, other parts or provisions hereof which are not affected thereby shall continue to be in full force and effect.

SECTION 6. REPEALING CLAUSE. Any previously issued ordinance, or provision of ordinance, which is inconsistent herewith is hereby repealed accordingly.

SECTION 7. EFFECTIVITY. This Ordinance shall take effect immediately upon its approval and publication.

ENACTED UNANIMOUSLY.

Authors:

COUNCILOR CELIA C. LIM

COUNCILOR MICHAEL B. FERNANDEZ

COUNCILOR KARLOS LIBERATO E. REYNA IV

DEAN BRYAN L. KUA

City Vice Mayor & Presiding Officer

ATTESTED:

RYAN C. RAVANZO

City Secretary

APPROVED:

MARC BRIAN C. LIM

City Mayor

Date:_____