



Republic of the Philippines
CITY COUNCIL
City of Manila

REGULAR SESSION NO. 91

11TH CITY COUNCIL

Begun and held in the City Council on Monday,
the twenty-sixth day of October, Two Thousand Twenty

ORDINANCE NO. 8696

AN ORDINANCE AMENDING THE TITLE AND CERTAIN PROVISIONS OF ORDINANCE NO. 8676, ENTITLED: "AN ORDINANCE IMPLEMENTING THE NO CONTACT APPREHENSION PROGRAM (NCAP) OF THE CITY AMENDING FOR THE PURPOSE CERTAIN SECTIONS OF CITY ORDINANCE NO. 8092 AND ORDINANCE NO. 8327, AND FOR OTHER PURPOSES"

PRINCIPAL AUTHORS:

HON. TIMOTHY OLIVER I. ZARCAL

HON. JOEL R. CHUA
Majority Floor Leader

and

HON. ERNESTO C. ISIP, JR.
President Pro-Tempore and Acting Presiding Officer



PREAMBLE

WHEREAS, City Ordinance No. 8676, entitled: "An Ordinance Implementing the No Contact Apprehension Program (NCAP) of the City Amending for the Purpose Certain Sections of City Ordinance No. 8092 and Ordinance No. 8327, and for other Purposes" took effect on October 12, 2020;

WHEREAS, Section 16 of Republic Act 7160, otherwise known as the Local Government Code of 1991, provides that: "Every local government unit shall exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare. Within their respective territorial jurisdictions, local government units shall ensure and support, among other things, the preservation and enrichment of culture, promote health and safety, enhance the right of the people to a balanced ecology, encourage and support the development of appropriate and self-reliant scientific and technological capabilities, improve public morals, enhance economic prosperity and social justice, promote full employment among their residents, maintain peace and order, and preserve the comfort and convenience of their inhabitants.";

WHEREAS, in order to enhance the culture of traffic discipline among motorists, the City of Manila implemented a "No Contact Apprehension Program" which will provide another way of enforcing traffic rules and regulations by operating a 24-hour no contact apprehension program which is intended to instill a round-the-clock obedience to the said rules;

WHEREAS, the said Ordinance for No Contact Apprehension of traffic violators, despite having ordained and approved, demand modifications that will justify the imposition of penalties by the No Contact Apprehension Program, hence, the need to update the same becomes imperative in order to attain the objectives of the law;

WHEREAS, in order to effectively implement the City's No Contact Apprehension Program and to discourage disobedience of the law, there is a need to intensify the same;

WHEREAS, the amendment of the title, and the amendment and inclusion of some provisions that will justify the penalties to be imposed is necessary due to numerous cases of traffic violations of motorists in the city: NOW, THEREFORE,

Be it ordained by the City Council of Manila, in session assembled, *THAT*:

SECTION 1. Title. – This Ordinance shall be known as the "An Ordinance Amending the Title and Certain Provisions of Ordinance No. 8676, entitled: "An Ordinance Implementing the No Contact Apprehension Program (NCAP) of the City Amending for the purpose Certain Sections of City Ordinance No. 8092 and Ordinance No. 8327, and for other Purposes".

SEC. 2. The following provisions of Ordinance No. 8676, are hereby amended and shall now be read as follows:

"TITLE OF ORDINANCE NO. 8676: "An Ordinance Creating the No Contact Apprehension Program of the City of Manila, otherwise known as "2020 No Contact Apprehension Program Ordinance of The City of Manila", and for other purposes."

Section 5. Traffic Rules and Regulations covered by NCAP – xxx

12. Disregarding Lane Markings

A driver should observe compliance with lane markings as may be deemed applicable to him. The said markings may be installed on the side, median, overhead, or may be painted on the road.

Section 7. Penalty for Violation of “No Contact Apprehension Program (NCAP)”

Registered owners of vehicles found violating the provisions under this Ordinance shall be liable in accordance with the fines enumerated below:

CODE	TYPE OF OFFENSE/VIOLATION	FINES & PENALTIES
<u>Section 5 (1)</u>	Counter Flow Driving	
	1 st offense	PhP. 3,000.00
	2 nd offense	4,000.00
	3 rd offense	5,000.00
<u>Section 5 (2)</u>	Disobedience to Traffic Control Signals and Signs	
	1 st offense	PhP. 2,000.00
	2 nd offense	3,000.00
	3 rd offense	4,000.00
<u>Section 5 (3)</u>	Obstruction of the Pedestrian Lane	
	1 st offense	PhP. 2,000.00
	2 nd offense	3,000.00
	3 rd offense	4,000.00
<u>Section 5 (4)</u>	Driving over a Yellow Box	
	1 st offense	PhP. 2,000.00
	2 nd offense	3,000.00
	3 rd offense	4,000.00
<u>Section 5 (5)</u>	Over Speeding	
	1 st offense	PhP. 2,000.00
	2 nd offense	3,000.00
	3 rd offense	4,000.00
<u>Section 5 (6)</u>	Reckless Driving	
	1 st offense	PhP. 3,000.00
	2 nd offense	4,000.00
	3 rd offense	5,000.00
<u>Section 5 (7)</u>	Failure to Wear the Prescribed Seat Belt Device	
	1 st offense	PhP. 3,000.00
	2 nd offense	4,000.00
	3 rd offense	5,000.00
<u>Section 5 (8)</u>	Failure to Use Motorcycle Helmets	
	1 st offense	PhP. 2,000.00
	2 nd offense	3,000.00
	3 rd offense	4,000.00
<u>Section 5 (9)</u>	Anti-Distracted Driving	
	1 st offense	PhP. 3,000.00
	2 nd offense	4,000.00
	3 rd offense	5,000.00
<u>Section 5 (10)</u>	Driving an Unregistered Vehicle	
	1 st offense	PhP. 3,000.00
	2 nd offense	4,000.00
	3 rd offense	5,000.00

<u>Section 5 (11)</u>	Failure to attach or improper attachment/tampering of authorized vehicle license plate and/or third plate sticker	
	1 st offense	PhP. 3,000.00
	2 nd offense	4,000.00
	3 rd offense	5,000.00
<u>Section 5 (12)</u>	Disregarding Lane Markings	
	1 st offense	PhP. 2,000.00
	2 nd offense	3,000.00
	3 rd offense	4,000.00

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A Notice of Violation (NOV) shall be issued to registered owners of vehicles violating the Traffic Rules and Regulations stated in Section 5 of this Ordinance. Attached is the template of the Notice of Violation marked as "ANNEX A" to be issued to a traffic violator and shall form an integral part hereof. The Manila Traffic and Parking Bureau (MTPB) may change the design of the Notice of Violation from time to time as needed.

Section 12. Repealing Clause. – Provisions of the City Ordinance No. 8092 and Ordinance No. 8327, insofar as inconsistent herewith and all other existing ordinances, executive orders and administrative regulations or part of parts thereof which are inconsistent with any provision of this Ordinance are hereby repealed or modified accordingly."

SEC. 3. Separability Clause. – If for any reason, a part of this Ordinance is declared unconstitutional or invalid, other parts or provisions hereof which are not affected thereby shall remain valid and in full force and effect.

SEC. 4. Repealing Clause. – All existing ordinances, executive orders and administrative regulations or part of parts thereof which are inconsistent with any provision of this Ordinance are hereby repealed or modified accordingly.

SEC. 5. Effectivity Clause. – This Ordinance shall take effect immediately upon its approval.

This Ordinance was finally enacted by the City Council of Manila on November 5, 2020.

PRESIDED BY:



ERNESTO C. ISIP, JR.
President Pro-Tempore and
Acting Presiding Officer
City Council, Manila


ATTESTED:



LUCH R. GEMPIS, JR.

City Government Department Head III
(Secretary to the City Council)

APPROVED BY HIS HONOR, THE MAYOR, ON NOV 25 2020.



FRANCISCO "Isko Moreno" DOMAGOSO
Mayor
City of Manila

ATTESTED:



BERNARDITO C. ANG

City Government Department Head III
(Secretary to the Mayor)