



Republic of the Philippines
CITY COUNCIL
City of Manila

REGULAR SESSION NO. 95

11TH CITY COUNCIL

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

ORDINANCE NO. 8699

AN ORDINANCE GRANTING AMNESTY FOR PAYMENTS OF ACCUMULATED PENALTIES, INTERESTS AND SURCHARGES PERTAINING TO TRAFFIC VIOLATIONS

PRINCIPAL AUTHORS: HON. JOEY S. HIZON III, HON. DARWIN B. SIA, HON. MA. THERESA F. BUENAVENTURA-QUIMPO, HON. TIMOTHY OLIVER I. ZARCAL, HON. DON JUAN "DJ" BAGATSING, HON. PRISCILLA MARIE T. ABANTE-BARQUIA, HON. IRMA C. ALFONSO-JUSON, HON. TERRENCE F. ALIBARBAR, HON. KRYSTLE MARIE C. BACANI, HON. LARIS T. BORROMEO, HON. CARLOS C. CASTAÑEDA, HON. LOUISITO N. CHUA, HON. ERNESTO G. DIONISIO, HON. PAMELA "FA" G. FUGOSO-PASCUAL, HON. ERNESTO C. ISIP, JR., President Pro-Tempore, HON. RICARDO "BOY" A. ISIP, JR., HON. MACARIO M. LACSON, HON. SALVADOR PHILIP H. LACUNA, HON. MOISES T. LIM, HON. NUMERO G. LIM, HON. JOHANNA MAUREEN C. NIETO-RODRIGUEZ, HON. ERICK IAN O. NIEVA, HON. PETER M. ONG, HON. CHARRY R. ORTEGA, HON. JOEL M. PAR, HON. SCIENCE A. REYES, HON. ROMA PAULA S. ROBLES-DALUZ, HON. EDWARD M. TAN, HON. IRWIN C. TIENG, HON. CHRISTIAN PAUL L. UY, HON. LUCIANO M. VELOSO, HON. JOEL "JTV" VILLANUEVA, HON. RAYMUNDO R. YUPANGCO, HON. LEILANI MARIE H. LACUNA, HON. DANIEL DAVE A. TAN, HON. WARDEE P. QUINTOS XIV, Acting Majority Floor Leader, HON. JOEL R. CHUA, Acting Presiding Officer and HON. MARIA SHEILAH "Honey" LACUNA-PANGAN, MD, FPDS, Vice-Mayor and Presiding Officer



PREAMBLE

WHEREAS, the 1987 Constitution provides that the state shall ensure the local autonomy of Local Government Units and create its own sources of revenues;

WHEREAS, the Local Government Code provides that Local Government Units shall have the power to generate income and apply said resources for its sustenance and for the attainment of national development;

WHEREAS, Ordinance No. 8092, otherwise known as the Traffic Code of the City of Manila provides that the Manila Traffic and Parking Bureau (MTPB) has the power to collect regulatory fees, fines, penalties and charges coming from traffic rule and regulation violations;

WHEREAS, the same ordinance provides that the violator shall have five days from date of violation to redeem his license which shall only be released upon presentation of Ordinance Violation Receipt (OVR), and proof of payment of appropriated fines. An additional surcharge of five percent (5%) for each delay or failure to pay the appropriated fine is hereby imposed until the full amount of fine and surcharge is paid;

WHEREAS, due to the current pandemic crisis and economic challenges faced by all, the Sangguniang Panlungsod of Manila seeks to provide humanitarian consideration for the regulatory fees and compassion amongst holders of OVR Tickets with accumulated penalties;

WHEREAS, by virtue of the power of the Sangguniang Panlungsod of Manila to enact laws that will serve the best interests of the people especially in this time of crisis, the same hereby enacts this Ordinance granting amnesty for the accumulated penalties and interests for traffic violations: NOW, THEREFORE,

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

SECTION 1. Title. – This Ordinance shall be known as: "AN ORDINANCE GRANTING AMNESTY FOR PAYMENTS OF ACCUMULATED PENALTIES, INTERESTS AND SURCHARGES PERTAINING TO TRAFFIC VIOLATIONS".

SEC. 2. Coverage. – This amnesty is applicable to all constituents of Manila and all others whose licenses are confiscated by the Manila Traffic and Parking Bureau (MTPB) or any commissioned officer authorized by the City of Manila.

SEC. 3. Amnesty Grant. – An amnesty is hereby granted to all delinquent holders of Ordinance Violation Receipts (OVRs) or those with accumulated penalties, interests and surcharges.

SEC. 4. Payment Scheme. – The accumulated penalties, interests and surcharges of the violation ticket shall be waived. Hence, the holders of OVRs shall pay only the original amount of violation. Payments made under the amnesty shall be unconditional. Thus, payments under protest shall not be allowed.

SEC. 5. Duration. – The amnesty granted herein may be availed of within ninety (90) days from the effectivity of this Ordinance. Holders of OVRs shall avail the amnesty within the abovementioned period. Thereafter, no further amnesty shall be granted and the accumulated penalties will be paid in accordance with the original computation of the penalties, interests and surcharges.

SEC. 6. Pending Cases. – Holders of OVRs with a complaint pending before the Office of the City Prosecutor or any other court shall be eligible to avail the amnesty. Those who avail the amnesty under this Section shall be exempt from criminal, civil and administrative liability arising from violation of traffic rules and regulations under Ordinance No. 8092 or the Manila Traffic Code, without prejudice to the prosecution of other violations under existing laws and ordinances, rules and regulations.

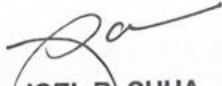
SEC. 7. Separability Clause. – If, for any reason, any provisions of this Ordinance is declared unconstitutional or invalid, the other parts or provisions hereof which are not affected thereby shall continue to be in full force and effect.

SEC. 8. Repealing Clause. – Any previously issued ordinance, or provision thereof which is inconsistent herewith is hereby repealed, revised or amended accordingly.


SEC. 9. Effectivity Clause. – This Ordinance shall take effect immediately upon its approval.

This Ordinance was finally enacted by the City Council of Manila on November 23, 2020.


PRESIDED BY:


JOEL R. CHUA
Acting Presiding Officer
City Council, Manila


ATTESTED:


JOSHUE R. SANTIAGO, MPMG
City Government Assistant Department Head III
(Assistant Secretary to the City Council)

APPROVED BY HIS HONOR, THE MAYOR, ON DEC 09 2020


FRANCISCO "Isko Moreno" DOMAGOSO
Mayor
City of Manila

ATTESTED:


BERNARDITO C. YANG
City Government Department Head III
(Secretary to the Mayor)

RNF: rrb/jhb/rmd/jm/jrp