

**Republic of the Philippines**  
**Province of Iloilo**  
**MUNICIPALITY OF MINA**  
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**Office of the Sangguniang Bayan**

**ORDINANCE No. 2018 - 336**

**AN ORDINANCE IMPOSING ALLOWABLE DRIVING SPEED LIMIT WITHIN THE GEOGRAPHICAL JURISDICTION OF THE MUNICIPALITY OF MINA**

WHEREAS, it is the policy of the local administration to promote, protect and safeguard the general welfare of its inhabitants;

WHEREAS, it is provided in sub-paragraph VI, Section 447 of Republic Act No. 7160 the duties of the Sangguniang Bayan to regulate traffic on all streets and bridges and other public places or conveyances.

WHEREAS, Section 35 of Article I, Chapter IV of the above law provides the Restrictions as to speed in various roads and streets:

**NOW, THEREFORE:**

**BE IT ORDAINED BY** the Sangguniang Bayan of Mina, Iloilo in session assembled that:

**Section 1.** This Ordinance shall be known as the “Speed Limit Ordinance”.

**Section 2.** When used in this Ordinance, the following terms shall be defined:

**Motor Vehicle** – refers to an auto, truck, motorcycle and any vehicle propelled by mechanical power other than muscular power.

**Speed** – refers to the rate how fast a certain vehicle runs as determined and measured by the number of kilometres per hour (km/hr).

**Blind Corners** – refer to road intersections and sharp curve roads having arrow signs serving as information guide visible to all driving vehicles of any kind

**Boulevard** – refers to major roads, usually found in big cities or municipalities

**Light Traffic** – refers to a street with less numbers of vehicles are passing by

**Heavy traffic** – refers to a street with much or more number of vehicles are passing by

**Crowded Streets** – refers to a street where there is always heavy traffic and there is lot of people passing by, crossing and roaming around.

**Section 3. Coverage.** This ordinance shall cover the national, provincial, municipal and barangay roads within the geographical jurisdiction of Mina. The speedometer to this effect may be required if it deemed necessary to determine whether or not a driver is over speeding.

**Section 4. When driving a motor vehicle the following shall be observed:**

(a) Any person driving a motor vehicle on a highway shall drive the same at a careful and prudent speed, not greater nor less than what is reasonable and proper, having due regard for the traffic, the width of the highway, and of any other condition then and there existing; and no person shall drive any motor vehicle upon a highway at such a speed as to endanger the life, limb and property of any person, nor at a speed greater than what is being allowed to permit him to bring the vehicle to a stop within the assured clear distance ahead.

(b) Subject to the provisions of the preceding paragraph, the rate of speed of any motor vehicle shall not exceed the following:

<b>MAXIMUM ALLOWABLE SPEEDS</b>	<b>Passengers Cars and Motorcycle</b>	<b>Motor trucks and buses</b>
1. On open country roads, major streets within the poblacion with no "blinds corners" not closely bordered by habitations.	80 km. per hour	50 km. per hour
2. On "through streets" of the poblacion or boulevards, clear of traffic, with no "blind corners," when so designated.	40 km. per hour	30 km. per hour
3. On interior municipal streets, with light traffic, when not designated "through streets".	30 km. per hour	30 km. per hour
4. Through crowded streets, approaching intersections at "blind corners," passing school zones, passing other vehicles which are stationery, or for similar dangerous circumstances.	20 km. per hour	20 km. per hour

(c) The rates of speed hereinabove prescribed shall not apply to the following:

- (1) A physician or his driver when the former responds to emergency calls;
- (2) The driver of a hospital ambulance on the way to and from the place of accident or other emergency;
- (3) Any driver bringing a wounded or sick person for emergency treatment to a hospital, clinic, or any other similar place;
- (4) The driver of a motor vehicle belonging to the Armed Forces while in use for official purposes in times of riot, insurrection or invasion;
- (5) The driver of a vehicle, when he or his passengers are in pursuit of a criminal;
- (6) A law-enforcement officer who is trying to overtake a violator of traffic laws; and
- (7) The driver officially operating a motor vehicle of any fire department, provided that exemption shall not be construed to allow unless or unnecessary fast driving of drivers aforementioned.

**Section 5.** All Barangay Officials shall reinforce the police power in implementing this Ordinance through commissioning the Barangay Kagawad chairman, committee on Peace and Order and the member of the Barangay tanods.

**Section 6. Penalty.** Any person caught driving with a speed in excess of what is provided for in this ordinance shall be penalized as follows:

**1<sup>st</sup> Offense** - P 1,000.00

**2<sup>nd</sup> Offense** - P 2,000.00

**3<sup>rd</sup> Offense** - P 2,500.00 plus imprisonment under the discretion of the court and confiscation and/or recommendation for revocation of driver's license with the LTO.

**SECTION 7. Repealing Clause.** Previous ordinances or parts of any municipal Ordinance inconsistent with the provisions of this Ordinance are hereby repealed or modified accordingly.

**Section 8. Separability Clause.** Should any provision of this ordinance be subsequently declared unconstitutional or invalid, the other provisions not affected by such declaration shall remain in full and effect.

**ADOPTED** this 22<sup>nd</sup> day of February 2018, on motion of **Hon. Jose G. Salanio Jr.**, duly seconded by **Hon. Juanito D. Grabato Jr.**

**APPROVED.**

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I hereby certify to the correctness of the above-stated Ordinance.

(SGD.) **MA. DAISY P. PARREÑO**  
Secretary to the Sanggunian

**ATTESTED:**

(SGD.) **HON. BERNARDINO P. CHICHIRITA**  
Presiding Officer

**APPROVED:**

(SGD.) **HON. REY P. GRABATO**  
Municipal Mayor