



REPUBLIKA NG PILIPINAS
PAMAHALAANG LUNGSOD NG MUNTINLUPA
KALAKHANG MAYNILA



Sangguniang Panglungsod

ORDINANCE NO. 16-014

AN ORDINANCE PROVIDING THE USE OF WHEEL CLAMPS TO IMMOBILIZE ILLEGALLY PARKED VEHICLES, IMPOSING PENALTIES FOR VIOLATIONS THEREOF AND FOR OTHER PURPOSES.

Sponsored by: Hon. Coun. Lucio B. Constantino
Hon. Coun. Stephanie G. Teves
Hon. Coun. Allan Rey A. Camilon
Hon. Coun. Ringo A. Teves
Hon. Coun. Louisito A. Arciaga
Hon. Coun. Alexander Diaz
Hon. Coun. Ivey Rhia Arciaga-Tadefa
Hon. Coun. Ma. Dhesiree G. Arevalo
Hon. Coun. Christine May A. Abas
Hon. Coun. Marissa Cole-Rongavilla
Hon. Coun. Mark Lester M. Baes
Hon. Coun. Lucio B. Constantino
Hon. Coun. Rafael T. Sevilla
Hon. Coun. Victor L. Ulanday
Hon. Coun. Grace B. Gonzaga

WHEREAS, pursuant to the provision contained in Republic Act No. 7160, otherwise known as the New Local Government Code of 1991, "*the Sangguniang Panlungsod shall regulate the use of streets, avenues, alleys, and other public places and improve and maintain the same, regulate the use of jeepney and bus stops and parking spaces, as well as designate stands to be occupied by public and private vehicles*";

WHEREAS, it is the policy of the City of Muntinlupa to introduce a regulated parking system to improve and enhance traffic flow of motor vehicles;

WHEREAS, pursuant to this policy, there is a need to implement the use of wheel clamp or tire lock system;

WHEREAS, the wheel clamp or tire lock is a device used to immobilize vehicles that have been issued official parking violation notices;

WHEREAS, the use of this system is an efficient way of complying with existing traffic rules and regulations and eliminates the worry of vehicle owners because it does away with outright towing and impounding, thus, minimizes complaints from vehicle owners against traffic enforcers;

NOW, THEREFOR, BE IT ORDAINED, AS IT IS HEREBY ORDAINED, by the 8th Sangguniang Panlungsod of Muntinlupa, in session assembled that:

SECTION 1. Title - This ordinance shall be known as, an ordinance providing the use of wheel clamps to immobilize illegally parked vehicles, imposing penalties for violations thereof and for other purposes.



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SECTION 2. Use of wheel clamp - The use of wheel clamps or tire locks to immobilize illegally parked and unattended vehicles in any street or area designated as “**no parking**” or “**towing away zone**” pursuant to the **Traffic Code of the City of Muntinlupa**, is hereby authorized.

SECTION 3. Definition of wheel clamp and vehicles on which it may be used - The wheel clamp or tire lock is a metal gadget, an immobilizing device, duly registered with, and bearing the seal of the City of Muntinlupa that is placed on the left portion of the right tire of the vehicle, including container vans, trucks, trailers and other multi-wheeled vehicles, and shall be installed by the authorized personnel of the **Muntinlupa Traffic Management Bureau (MTMB)**.

SECTION 4. Fine to be paid by the person whose vehicle is tire locked - for the release/removal of the said clamping device, the owner/driver/operator shall pay the fine of **One Thousand Five Hundred Pesos (Php1,500.00)** for which a corresponding official receipt shall be issued. Payment shall be made at any official redemption center designated by the City of Muntinlupa.

SECTION 5. Redemption period and failure to redeem clamped vehicle - The owner/driver/operator of a clamped vehicle shall be given a maximum period of **three (3) hours**, within which to redeem the said vehicle by paying the amount of the fine prescribed in **Section 4** hereof. **Otherwise**, said vehicle shall be **towed and impounded** in the **Muntinlupa Traffic Management Bureau (MTMB)** impounding area and subjected to further **towing and impounding fees** whichever is applicable.

SECTION 6. Responsibility of the City Government - The City Government of Muntinlupa shall not be held responsible for any damage to the vehicle caused by any movement or attempted movement of the vehicle by the owner/driver/operator while the wheel is clamped. **Provided**, that a notice of immobilization shall be placed on the driver side windshield of the vehicle.

SECTION 7. Penalties for removal of wheel clamps - It shall be unlawful to remove or destroy the wheel clamp, or even an attempt thereof, which shall subject the offender to a fine of **Five Thousand Pesos (Php5,000.00)** or **one (1) month imprisonment or both**, at the discretion of the Court.

SECTION 8. Implementing Agency - The towing and impounding Section is hereby authorized under the **Muntinlupa Traffic Management Bureau (MTMB)** to ensure that the provisions of this Ordinance shall be carried out efficiently and effectively in accordance with its goals and objectives.

SECTION 9. Separability Clause – If, for any reason or reasons, any part or provisions of this ordinance shall be held to be unconstitutional or invalid, other parts or provisions hereof which are not affected thereby shall continue to be in full force and effect.

SECTION 10. Repealing Clause. All previous ordinances inconsistent with this ordinance shall be deemed repealed or modified accordingly.



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SECTION 11. Moratorium - To attain *full information dissemination* and *proper training* of the implementing agency, this Ordinance shall be implemented on the *first* day of **January 2017**.

SECTION 12. Effectivity Clause - This ordinance shall take effect *ten (10) days* after its posting on the bulletin board of the Muntinlupa City Hall and other *two (2) conspicuous* public places.

ENACTED, by the **8th Sangguniang Panlungsod of Muntinlupa**, this **3rd day of October 2016**, on its **12th Regular Session**.

CONCURRED:

DISTRICT I:


 COUN. STEPHANIE G. TEVES
 Member


 COUN. ALLAN REY A. CAMILON
 Member

COUN. RINGO A. TEVES
 Member


 COUN. LOUISITO A. ARCIAGA
 Member


 COUN. ALEXANDER B. DIAZ
 Member

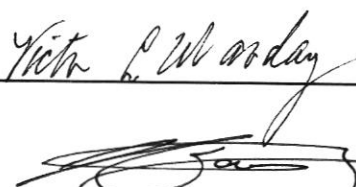

 COUN. IVEE RHIA A. TADEFA
 Member

DISTRICT II:


 COUN. MA. DHESIREE G. AREVALO
 Member


 COUN. CHRISTINE MAY A. ABAS
 Member


 COUN. MARISSA C. RONGAVILLA
 Member


 Victor C. Morada



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[Signature]
COUN. MARK LESTER M. BAES
 Member

[Signature]
COUN. LUCIO B. CONSTANTINO
 Member

COUN. RAFAEL T. SEVILLA
 Member

[Signature]
COUN. GRACE B. GONZAGA
 Member

[Signature]
COUN. VICTOR L. ULANDAY
 Member

ABSENT:

COUN. ATTY. PATRICIO L. BONCAYAO, JR.
 Member

COUN. BAL NIEFES
 Member

COUN. WALTER A. ARCILLA
 Sectoral Representative
 President
 Association of Barangay Captains

I HEREBY CERTIFY, as to the correctness of the foregoing Ordinance.

[Signature]
CECILIA C. LAZARTE
 Secretary

ATTESTED:

[Signature]
CELSO C. DIOKO
 City Vice-Mayor/Presiding Officer

APPROVED:

[Signature]
ATTY. JAIME R. FRESNEDI
 City Mayor

Date: OCT 10 2016

Norie/8th SP

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