



Republic of the Philippines
Province of Ilocos Sur
CITY OF VIGAN



OFFICE OF THE SANGGUNIANG PANLUNGSOD

**FIFTH CITY COUNCIL
ORDINANCE NO. 24
SERIES OF 2014**

“AN ORDINANCE PROHIBITING THE USE OF HAND HELD ELECTRONIC DEVICES WHILE DRIVING A VEHICLE WITHIN THE TERRITORIAL JURISDICTION OF THE CITY OF VIGAN”

WHEREAS, the state promotes the safety of the public from the acts of persons which have become inimical in the exercise and enjoyment of these rights and regulate such acts;

WHEREAS, the Local Government Code of 1991 provides that the Sangguniang Panlungsod shall enact ordinances for the welfare of the city and its inhabitants;

WHEREAS, the use of cellphones and other handheld electronic devices while driving had caused accidents that resulted to serious physical injuries to the citizenry;

WHEREAS, prohibiting the use of cellphones and other handheld electronic devices while driving is a proactive approach to protect and safeguard the motorists, passengers and pedestrians;

NOW THEREFORE BE IT ORDAINED, by the Sangguniang Panlungsod of Vigan in session duly assembled to enact:

SECTION 1. SHORT TITLE. This Ordinance shall be known as “*Safe Driving Ordinance of the City of Vigan*”.

SECTION 2. DEFINITION OF TERMS.

- a. Handheld Electronic Devices – refer to electronic equipment such as but not limited to cellular phones, smart phones, wireless telephones, two-way radio transceivers, walkie-talkie, pagers, beepers, notebooks, table, calculator, and any other mobile communications device capable of transmitting, receiving of both encrypted data and/or signals through wireless, electronic or other similar means;
- b. Vehicle – refers to driven vehicles such as but not limited to automobiles, trucks, vans, buses, jeeps, motorcycles, tricycles and bicycles;
- c. Use of hand held communication devices and other handheld electronic device – refers to the act of making a call, receiving a call or the act of composing, sending or viewing of text and multi-media messages, including the act of doing internet and other similar functions.

SECTION 3. PROHIBITION. It shall be unlawful for any person to use and operate hand held electronic devices and other hand held mobile communication device while driving a vehicle within the territorial jurisdiction of the City of Vigan.

SECTION 4. EXEMPTIONS.

- a. Law enforcers which includes but are not limited to the members of the Philippine National Police (PNP), Philippine Army, Bureau of Fire Protection, the personnel of the Public Safety Office and Barangay Tanods who are in actual operation in responding to an emergency, in pursuit of a law violator or a criminal and/or calling

for assistance to his/her colleague thru the use of handheld electronic communication device;

- b. Any person calling for immediate assistance to any law enforcer due to life threatening situation while he/she is driving a vehicle.

SECTION 5. IMPLEMENTING AGENCY. The Office of the Public Safety and Philippine National Police shall be responsible in the effective implementation of the provisions of this ordinance.

SECTION 6.PENALTY CLAUSE. Any person found violating this Ordinance shall be penalized as follows:

First Offense	Two Hundred Pesos (P 200.00) or 8 hours of Community Service
Second Offense	Five Hundred Pesos (P500.00)
Third Offense	One Thousand Pesos (P1, 000.00)

SECTION 7.SEPARABILITY CLAUSE. If any part of this ordinance is declared unconstitutional, the remaining parts thereby shall continue to remain valid and in effect.

SECTION 8.REPEALING CLAUSE. All ordinances, rules and regulations or parts thereof which are inconsistent with the provisions of this ordinance are hereby repealed, amended or modified accordingly.

SECTION 9.EFFECTIVITY. This Ordinance shall take effect upon approval and publication in a newspaper of local circulation.

Approved on AUGUST 11, 2014.