



Republic of the Philippines  
Province of Guimaras  
**8<sup>TH</sup> SANGGUNIANG PANLALAWIGAN**

18 JAN 2017

EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE  
HONORABLE 8<sup>TH</sup> SANGGUNIANG PANLALAWIGAN, PROVINCE OF  
GUIMARAS HELD AT THE SP SESSION HALL, PROVINCIAL CAPITOL ON  
DECEMBER 27, 2016.

**PRESENT:**

Atty. John Edward G. Gando -	Vice Governor/Presiding Officer
Hon. Cyril C. Beltran -	SP Member/Majority Floor Leader
Hon. David G. Gano -	SP Member/Deputy Majority Floor Leader
Hon. Cresente P. Chavez, Jr. -	SP Member
Hon. Diosdado G. Gonzaga -	SP Member
Hon. Josefina G. de la Cruz -	SP Member
Hon. Rex G. Fernandez -	SP Member
Hon. Aurelio G. Tionado -	SP Member
Hon. Ma. Sheila G. Gange -	Ex-Officio Member (PCL Fed. President)
Hon. Ramon N. Ortiz -	Ex-Officio Member (ABC Fed. President)

**ABSENT:**

Hon. Dan Elby C. Habaña - SP Member

**ORDINANCE NO. 2016-008**  
Series of 2016

**AN ORDINANCE ESTABLISHING BIKE LANES IN DESIGNATED ROADS IN  
THE PROVINCE AND PROVIDING FUNDS THEREFOR**

WHEREAS, the Province's thrust is geared towards the promotion of agri-tourism industry not only in the Region but in the entire country as well;

WHEREAS, with more and more people now being captured by and convinced of the necessity of having a healthy lifestyle, amateurs and enthusiasts—young and old alike—have indulged into biking and/or cycling as a hobby and a routine;

WHEREAS, it is very evident that the Province has become the preferred choice of cyclists and bikers from outside of Guimaras;

WHEREAS, it is the policy of the State, in addition, to support the promotion of clean air by encouraging the use of bicycles thereby minimizing the use of motorized vehicles that contribute to carbon emission;

WHEREAS, biking is one of the alternative cheaper modes of transportation, emission-free, affordable to the masses and occupies less space;

WHEREAS, there is a need to establish bike lanes in order to safeguard bikers from accident and other road-related incidents on one hand, and the commuters on the other hand;

WHEREAS, Section 16, of Republic Act No. 7160, also known as the *Local Government Code of 1991*, empowers the Sangguniang Panlalawigan to enact measures directed towards the promotion of a safe and healthy life, protection and conservation of environment and general welfare;

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THEREFORE, the 8<sup>th</sup> Sangguniang Panlalawigan, in a regular session assembled, hereby ordains that:

**SECTION 1. Title.-** This *Ordinance* shall be known as "Bike Lane Ordinance of 2016".

**SECTION 2. Scope & Application.-** The application of this *Ordinance* shall be limited to human powered vehicles/bikes/bicycles on designated bike lanes in the Province.

**SECTION 3. Definition of Terms.-** For the purpose of this *Ordinance*, the following terms shall mean:

- a) *Bike/Bicycle* – refers to any vehicle which is solely and wholly human powered.
- b) *Designated Bike Lanes* – refer to the areas designated as priority lanes for passage of wholly human-powered vehicles/bikes/bicycles. This is the 1.5-meter wide pavement marked by either a solid or broken lines and located on the rightmost side of the road to indicate where bikers/cyclists should ride their bikes/bicycles. Bike lanes with Solid lines indicate that no motor vehicle encroachment shall be allowed at all times.
- c) *Cyclist/biker* – refers to the person riding a bicycle
- d) *DPWH* – refers to the Department of Public Works and Highways;
- e) *Bicycle Safety gear* – refers to a protective gear such as helmet and night blinkers/lights and reflectors;
- f) *Commercial establishments* – refer to public or private structures utilized or operated for business or profit;
- g) *Public use*– refers to any utilization, function, or service that is accessible to the general population or community;

**SECTION 4. Establishment of Bike Lanes.-** Upon the recommendation of the Task Force created for the purpose, the Philippine National Police and whomsoever designated by such Task Force, shall implement the bike lanes;

4.1 The Task Force herein created, after consultations with the affected barangays, shall be responsible for the establishment of the appropriate areas for bike lanes and shall likewise establish the necessary road or traffic signs for the same.

4.2 As a start-up, bike lanes shall be first established in the following route and shall be implemented on Saturdays, Sundays and Holidays: Barangay Poblacion, Jordan, Guimaras -San Miguel, Jordan,- Ravina, Sibunag-Concordia, Sibunag- Concordia, Nueva Valencia - Poblacion, Nueva Valencia-Igang, Nueva Valencia-Salvacion, Nueva Valencia-Cabalagnan, Nueva Valencia- Igdarapdap, Nueva Valencia-San Antonio, Nueva Valencia-San Isidro, Sibunag-San Enrique, San Lorenzo-Supang-Buenavista. Additional routes may be established by the Task Force upon proper consultation with the stakeholders;

4.3 In areas, where there are only two lanes established, the priority bike lanes may be shared by motorists with due care and diligence.



**SECTION 5. Rights, Duties and Obligations of Bikers/Cyclists.**— The following shall be the rights, duties and obligations of bikers/cyclists:

- a) To ride on public road or street designated as *Bike Lanes*;
- b) To make the appropriate hand signals in every road turn to make, which should be executed not less than 100 feet from the intended road turn;
- c) To make conspicuous/audible signal before overtaking; to be equipped with brakes, lights and reflector (during nighttime);
- d) To keep one hand, at least, on the handlebar at all times;
- e) To wear the appropriate bike helmet at all times;
- f) To yield the right-of-way to all traffic on such roadway whenever entering or about to enter or to cross a roadway;
- g) To effect registration as a biker/cyclist with the Provincial Tourism Office;
- h) To follow traffic or road signs or signages and abide by all existing traffic laws, rules and regulations;
- i) Minors may be allowed to bike under the supervision and guidance of an adult.

**SECTION 6. Prohibited Acts.** The following are prohibited acts:

- a) No person shall cause or create any and all kind of obstruction along the *Bike Lanes* such as, but not limited to, parking of vehicles, sidewalk vending, dumping of construction materials and loading and unloading of goods except in emergency cases or situations;
- b) Except in roads where there only two lanes are established, no person operating a motorized vehicle shall drive less than ten (10) feet away from the biker/cyclist while in the bike lanes with three (3) feet side clearance. Provided further, that no encroachment shall be made by any person operating a motorized vehicle over bike lanes bearing a solid line;
- c) In roads where there are only two lanes, no person operating a motor vehicle shall drive less than three (3) feet front, rear and side clearance from the biker/cyclist while in the *Bike Lanes* except to park when parking is allowed or to enter or leave the said lane or prepare for a road turn;
- d) No biker shall be allowed to bike under the influence of alcohol and prohibited substances;
- e) Bikers shall at all times traverse within the designated bike lanes;
- f) No person operating a bicycle on a highway shall ride on a seat other than the permanent and regular seat;
- g) No person shall operate a bike on a roadway unless he or she is equipped with proper brakes, lights, and reflector and wearing safety gear;

- h) No biker shall cling to another vehicle while driving.

**SECTION 7. Penalties.** The following are the penalties for violation of this Ordinance:

- a) For commission of any of the prohibited acts under *Section 6* hereof: A fine of Five Hundred Pesos (P 500.00) for the First Offense, One Thousand Pesos (P1, 000.00) for the Second Offense; and One Thousand Five Hundred Pesos (P 1,500.00) for the Third Offense, may be administratively imposed through the issuance of a citation ticket for the purpose.

**SECTION 8. Creation and Composition of the Task Force Bike Lane-**A Task Force shall be created responsible for the administration and implementation of the bike lanes plan of the Province. It shall consist of the following members:

Chairperson:	Governor
Co-chairperson:	Vice Governor
Vice Chairperson:	Chairperson of the SP Committee on Tourism
Members:	Municipal Mayors, Municipal Engineers and Municipal Tourism Officers
	DPWH District Engineer
	Provincial Engineer
	Philippine National Police
	PDRRM Officer
	Active bike groups
	Transport organizations

**SECTION 9. Functions and Duties of the Task Force Bike Lane-** It is the function and responsibility of the Task Force:

1. To modify and/or introduce changes to designated bike lanes;
2. To designate additional Bike Lanes;
3. To create additional policies for the implementation of the Ordinance;
4. To create the bike educational campaign program;
5. To perform such other functions necessary to effectively implement this Ordinance.

**SECTION 10. Enforcement.-**The Task Force or its duly authorized body shall be responsible for the strict implementation of this Ordinance. Bike patrols shall be set up to regularly monitor and maintain order in the Bike Lanes and shall apprehend persons violating this Ordinance.



**SECTION 11. Public Information and Awareness.** -The Task Force shall cause the establishment of relevant signages and road paintings along the Bike Lanes. Such signages shall be posted in relevant portions of the public roads designated as Bike Lanes;

**SECTION 12. Source of Funds.** - The funding for the implementation of the Ordinance shall be properly made.

**SECTION 13. Separability Clause.** - If for any reason or reasons, any part or provision of this Ordinance shall be held unconstitutional or invalid, other parts or provisions hereof which are not affected shall continue to be in full force and effect.

**SECTION 14. Repealing Clause.** - All previous ordinances inconsistent with this Ordinance shall be deemed repealed or modified accordingly.

**SECTION 15. Effectivity.** - The Ordinance shall take effect fifteen (15) days after publication in a newspaper of local circulation.

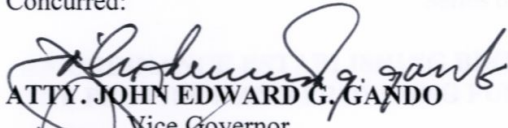
ENACTED this 27<sup>th</sup> day of December 2016.

I hereby certify to the correctness of the foregoing ordinance which was duly enacted by the 8<sup>th</sup> Sangguniang Panlalawigan of the Province of Guimaras during its regular session on December 27, 2016.

  
**LORENA MINIERVA-ITUCAS**

Secretary to the Sangguniang Panlalawigan

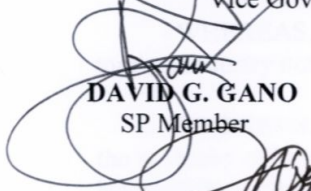
Concurred:

  
**ATTY. JOHN EDWARD G. GANDO**


Vice Governor

  
**CYRIL C. BELTRAN**

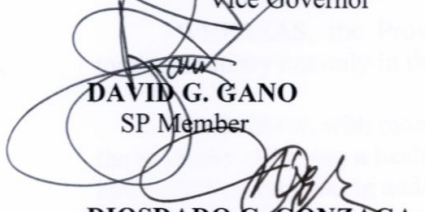
SP Member

  
**DAVID G. GANO**

SP Member

  
**CRESENTE P. CHAVEZ, JR.**

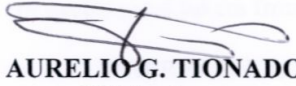
SP Member

  
**DIOSDADO G. GONZAGA**

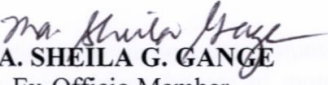
SP Member

  
**JOSEFINA G. DE LA CRUZ**

SP Member

  
**AURELIO G. TIONADO**

SP Member

  
**MA. SHEILA G. GANGE**

Ex-Officio Member  
(PCL Fed. President)

  
**RAMON N. ORTIZ**

Ex-Officio Member  
(ABC Fed. President)

Attested:

  
**REX G. FERNANDEZ**

SP Member  
Temporary Presiding Officer

Approved:

  
**SAMUEL T. GUMARIN, MD, MPH**

Governor