



METRO MANILA COUNCIL

**MMDA Resolution No. 07-26
Series of 2007**

ADOPTING THE METROPOLITAN TRAFFIC TICKET (MTT) AS THE OFFICIAL TRAFFIC VIOLATION CITATION INSTRUMENT TO BE USED BY MMDA TRAFFIC OFFICERS, ENFORCERS AND DULY DEPUTIZED AGENTS IN THE COURSE OF APPREHENDING TRAFFIC VIOLATORS WITHIN THE METROPOLITAN MANILA AREA AND ESTABLISHING THE DATA AND ENFORCEMENT SYSTEMS LINK-UP WITH THE DEPARTMENT OF TRANSPORTATION AND COMMUNICATIONS

WHEREAS, Section 3 (b) of Republic Act No. 7924 defines the scope of services of MMDA relative to transport and traffic management to include the formulation, coordination and monitoring of policies, standards, programs and projects to rationalize the existing transport operations, infrastructure requirements, the use of thoroughfares, the promotion of safe and convenient movement of persons and goods, provisions for the mass transport system and the institution of a system to regulate road users; administration and implementation of all traffic enforcement operations, traffic engineering services and traffic education programs, including the institution of a single ticketing system in Metropolitan Manila;

WHEREAS, Section 5 (f) of the same law mandates MMDA to install and administer a single ticketing system, fix, impose and collect fines and penalties for all kinds of violations of traffic rules and regulations, whether moving or non-moving in nature, and confiscate and suspend or revoke drivers' licenses in the enforcement of such traffic rules and regulations, the provisions of RA 4136 and PD 1605 to the contrary notwithstanding;

WHEREAS, the preceding Section further provides that the Authority shall enforce all traffic laws and regulations in Metro Manila through its Traffic Operations Center, and may deputize members of the PNP, traffic enforcers of local government units, duly licensed security guards or members of non-governmental organizations to whom may be delegated certain authority, subject to such conditions and requirements as the Authority may impose;

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WHEREAS, the Supreme Court upheld such powers and functions of the Authority in its recent ruling in the case entitled Dante O. Garin vs. MMDA which ruled that:

“Thus, where there is a traffic law or regulation validly enacted by the legislature or those agencies to whom legislative powers have been delegated (the City of Manila in this case), the petitioner (MMDA) is not precluded and in fact is duty-bound to confiscate and suspend or revoke drivers’ licenses in the exercise of its mandate of transport and traffic management as well as the administration and implementation of all traffic enforcement operations, traffic engineering services and traffic education programs”.

WHEREAS, in still another case entitled Pagkakaisa Ng Mga Tsuper at Operator (PISTON) et. al. vs. MMDA, the Regional Trial Court, Branch 145, Makati City, ruled that :

“ xxx the MMDA’S lack of police power or legislature power does not necessarily mean that the MMDA lacks the authority to issue the assailed resolutions and memorandum circulars because, as cited by the plaintiffs themselves, the MMDA, through the Metro Manila Council, has the power to promulgate administrative rules and regulations in the implementation of the MMDA’s functions. Indeed, administrative agencies are clothed with rule-making powers because the lawmaking body finds it impracticable if not impossible to anticipate and provide for the multifarious and complex situations that may be encountered in enforcing the law. All that is required is that the regulation should be germane to the objects and purposes of the law and that is should conform to the standards that the law prescribes.”.

WHEREAS, there is a need to improve the current system of traffic enforcement in Metro Manila to make it more effective by enhancing its integrity and efficiency through the adoption of appropriate information technologies;

NOW, THEREFORE, be it resolved, as it is hereby resolved pursuant to Sec. 6 of RA 7924, that the Council hereby adopts the MTT as the official Traffic Violation Citation instrument to be used by MMDA Traffic Officers, Enforcers and duly Deputized Agents in the course of apprehending traffic violators within Metro Manila in compliance with its mandate to install and administer a single ticketing system under RA 7924.

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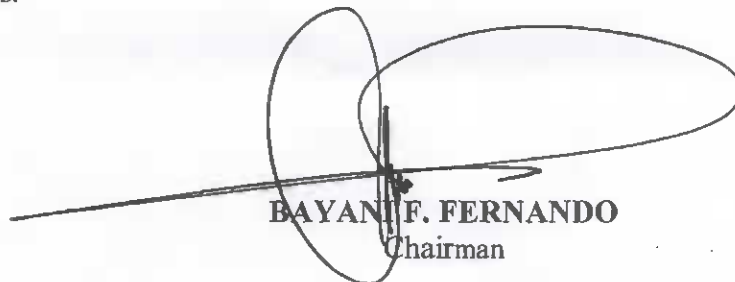
RESOLVED FURTHER, that the MMDA may subsequently enter into a cooperative agreement with the Department of Transportation and Communications (DOTC) to establish an information and enforcement systems link-up to efficiently and effectively carry out the enforcement of traffic rules in Metro Manila.

RESOLVED FURTHERMORE, that the present Ordinance Violation Receipt (OVR) being issued by the Local Government Units (LGUs) in the exercise of their functions mandated under the Local Government Code, shall remain in full force and effect in their respective jurisdiction and shall not be deemed invalidated by this Resolution.

RESOLVED FINALLY, that the Chairman of the Authority shall promulgate specific rules and guidelines on the use of the MTT subject to the approval of the Metro Manila Council, provided however, that these are in accordance and consistent with existing laws, ordinances, rules and regulations concerning traffic and transport.

This Resolution shall take effect upon approval.

DONE this 22nd day of **November 2007** in the City of Makati, Metro Manila, Philippines.



BAYANI F. FERNANDO
Chairman

BENJAMIN C. ABALOS, JR.
Mayor, Mandaluyong City



VERGEL A. AGUILAR
Mayor, Las Piñas City

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FELICIANO R. BELMONTE, JR.
Mayor, Quezon City


FLORENCIO M. BERNABE, JR.
Mayor, Parañaque City

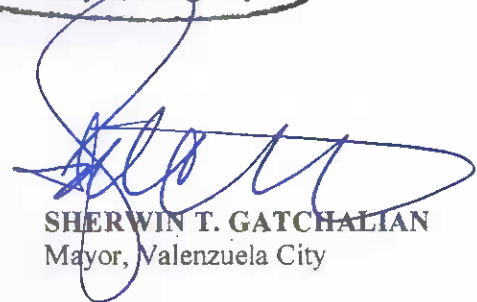
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Mayor, Caloocan City

JOSEPH VICTOR G. EJERCITO
Mayor, San Juan City


ROBERT C. EUSEBIO
Mayor, Pasig City


MA. LOURDES C. FERNANDO
Mayor, Marikina City

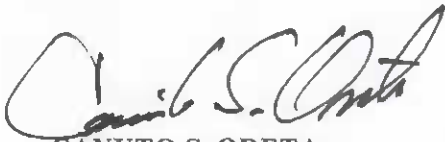

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Mayor, Valenzuela City

ALFREDO S. LIM
Mayor, City of Manila


JAIME C. MEDINA
Mayor, Municipality of Pateros

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CANUTO S. ORETA
Mayor, Malabon City



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Mayor, Muntinlupa City

TOBIAS REYNALD M. TIANGCO
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Mayor, Taguig City

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Mayor, Pasay City



HERBERT M. BAUTISTA
Chairman, Metro Manila Vice Mayors League



SERAFIN Y. BERNARDINO
President
Metro Manila Councilors League