



Republic of the Philippines
Province of Oriental Mindoro
MUNICIPALITY OF ROXAS

OFFICE OF THE SANGGUNIANG BAYAN

EXCERPTS FROM THE JOURNAL OF THE 131ST REGULAR SESSION OF THE 11TH SANGGUNIANG BAYAN OF ROXAS, ORIENTAL MINDORO HELD ON 24 FEBRUARY 2025, 1:00 P.M. AT THE SANGGUNIANG BAYAN SESSION HALL

Present:

Municipal Vice Mayor Jerwin S. Dimapilis	- Presiding Officer
Councilor Robert S. Quiatchon	- Member
Councilor John John S. Yason	- Member
Councilor Lucille T. Bacay	- Member
Councilor King Philip B. Dimapilis	- Member
Councilor Robert A. Baticos	- Member
Councilor Veil Charleo B. Cusi	- Member
Councilor Marietta R. Pajila	- Member
Councilor Hermis S. Catapang	- Member, ABC President
Councilor Sheikinah Grace C. Sanz	- Member, MSKF President

Absent:

Councilor Juan Rafael M. Talens	- Member
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MUNICIPAL ORDINANCE NO. 53

Series of 2025

AN ORDINANCE REGULATING THE USE OR OPERATION OF MOTOR VEHICLES WITH NOISY MODIFIED MUFFLERS WITHIN THE MUNICIPALITY OF ROXAS, ORIENTAL MINDORO AND PRESCRIBING PENALTIES THEREFOR

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Honorable ROBERT A. BATICOS

Co-Authors:

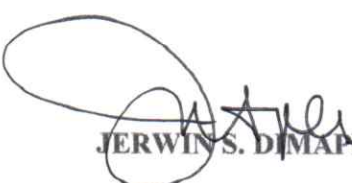
Honorable Robert S. Quiatchon
Honorable King Philip B. Dimapilis
Honorable Veil Charleo B. Cusi
Honorable Marietta R. Pajila
Honorable Hermis S. Catapang
Honorable John-John S. Yason

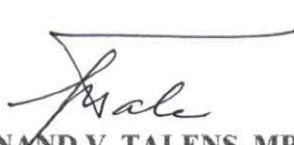
WHEREAS, the Constitution declares as a State Policy the right of the people to a balance and healthful ecology;

WHEREAS, other than the Civil Code's references to the abatement of public nuisance and the Revised Penal Code's prohibitions against public disorders, there is no statute that specifically address noise pollution, a perennial source of annoyance to many with apparent deleterious effect on the public welfare;

WHEREAS, there is no need to make people act responsibly over the use of motor vehicle so as not to cause disturbance and annoyance to the public;


LEO G. CUSI, SR.


JERWIN S. DIMAPILIS


FERDINAND V. TALENS, MPA

WHEREAS, motor vehicles are originally equipped with silencers or mufflers for anti-noise pollution reasons; however, a number of vehicle owners remove these silencers or modify their mufflers to make a sound emitted by the exhaust pipes louder;

WHEREAS, to make people act responsibly over the use of the motor vehicle so as not to cause disturbance and annoyance to the public; to wit

NOW THEREFORE, the Sangguniang Bayan, in regular session assembled, hereby ORDAINS that:

SECTION 1. Title. This Ordinance shall be known as **AN ORDINANCE REGULATING THE USE OR OPERATION OF MOTOR VEHICLES WITH NOISY MODIFIED MUFFLERS WITHIN THE MUNICIPALITY OF ROXAS, ORIENTAL MINDORO AND PRESCRIBING PENALTIES THEREFOR.**

SECTION 2. DECLARATION OF POLICY. It shall be the policy of the Municipality of Roxas, Oriental Mindoro to adhere, promote, uphold and maintain orderly and peaceful environment within its territorial jurisdiction for the general welfare of its constituents.”

SECTION 3. DEFINITION OF TERMS. As used in this Ordinance, the term:

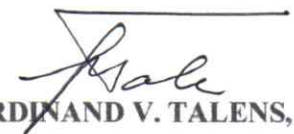
- a) Decibel – a unit used to express the magnitude of sound pressure and sound intensity, based on a logarithmic scale, of a ratio of the magnitude of a particular sound to pressure to a standard reference pressure of 20 micropascals.
- b) dB(A) – means the sound pressure level in decibels measured on the “A” scale of a standard sound level meter having characteristics defined by the American National Standards Institute.
- c) Motor Vehicle – refers to any vehicle propelled by any power other than muscular power, using a road whether publicly maintained or privately owned, but excepting road rollers, trolley cars, street-sweepers, sprinklers, lawn mowers, bulldozers, graders, forklifts, amphibian trucks and cranes, vehicles which run only on rails or tracks and tractors, trailers and traction engines of all kinds used exclusively for agricultural purposes.
- d) Muffler – means a device consisting of a series of chambers or other mechanical designs for the purpose of receiving exhaust gas from an internal combustion engine and effective in reducing noise.”
- e) Open-pipe Muffler – refers to a vehicle's exhaust system that has been modified or removed to significantly increase the noise level.
- f) Noisy muffler – any muffler that emits noise higher than 99 dB(A) even if not modified, measured at a distance of ten (10) meters from the center of the lane of travel.

SECTION 4. NUISANCE. Any motor vehicle with modified muffler shall be considered a nuisance, prima facie evidence of a violation and its user/owner shall be apprehended or cited for violation by any authorized traffic enforcer, police authority and/or their deputized force multipliers who shall automatically act *motu proprio* without need for the use of Sound Level Meter.”

SECTION 5. PROHIBITION. It shall be unlawful for (1) any person to use or operate any motor vehicle so modified as to cause loud and unnecessary or unreasonable noise


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including the noise resulting from exhaust, which is clearly audible from nearby properties and unreasonably disturbing to the quiet, comfort or repose of other persons; and for (2) any person to use or operate any motor vehicle that emits noise higher than 99 dB(A) even if not modified, measured at a distance of ten (10) meters from the center of the lane of travel.

The modification of any noise abatement device, such as a muffler, on any motor vehicle or engine, or the failure to maintain same so that the noise emitted by such vehicle or engine is increased above that emitted by such vehicle as originally manufactured shall be in violation of this section. Furthermore, all such noises in excess of the dB(A) as provided herein shall be prima facie evidence that such noise is loud and unnecessary or unreasonable and is therefore in violation of this ordinance."

SECTION 6. RESPONSIBILITY OF SELLERS/RETAILERS OF VEHICLE PARTS REPAIR SHOPS' OWNERS/MANAGERS. It shall be their duty to inform their buyers/customers of the existence and enforcement of this Ordinance within the municipality. The seller/retailer are likewise hereby prohibited to sell open-typed mufflers, whether branded or not.

SECTION 7. PENALTIES. The following penalties shall be imposed upon any person for commission of any of the prohibited acts under Sections 4 and 6 hereof:

First Violation	- Fine of One Thousand Five Hundred Pesos (P1,500.00), impounding of the motor vehicle and confiscation of modified mufflers
Second Violation	- Fine of Two Thousand Five Hundred Pesos (P2,500.00), impounding of the motor vehicle and confiscation of modified mufflers

SECTION 8. IMPOUNDING FEE. In addition to the administrative fine, an impounding fee of One Hundred Pesos (P100.00) per day, computed on a daily basis shall be charged against the violator of this ordinance."

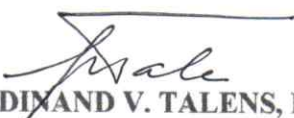
SECTION 9. IMPLEMENTATION.

- a) The Roxas Municipal Police Station shall fully implement this ordinance and they shall coordinate with the Land Transportation Office (LTO) for the proper implementation of this ordinance.
- b) The barangay officials, in coordination with the Barangay Tanods, shall effectively implement this ordinance and apprehend the offenders. They shall also be responsible in endorsing the offenders to the abovementioned authorities.

b.1. Barangay officials who demonstrate exemplary performance in enforcing this ordinance and apprehending violators shall be entitled to incentives, which include 50 percent (%) of the fines collected, recognition, and priority in training.


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SECTION 10. APPROPRIATION. An initial funding shall be sourced out from the MOOE of the Office of the Municipal Mayor for the procurement of a "Sound Level Meter."

SECTION 11. SEPARABILITY. If any provision of this Ordinance is declared invalid or unconstitutional, the remaining provisions shall remain in full force and effect.

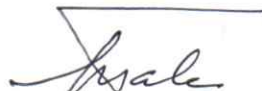
SECTION 13. REPEALING CLAUSE. All ordinances, resolutions, and executive orders, or parts thereof which are inconsistent with this Ordinance are hereby repealed or modified accordingly.

SECTION 14. EFFECTIVITY. This Ordinance shall take effect upon its approval.

On motion of Councilor Robert A. Baticos duly seconded by Councilor King Philip B. Dimapilis and Councilor Veil Charleo B. Cusi, this Ordinance is hereby ENACTED.

Adopted: 24 February 2025

CERTIFIED CORRECT:



FERDINAND V. TALENS, MPA
Secretary to the Sangguniang Bayan

ATTESTED:



JERWIN S. DIMAPILIS
Presiding Officer

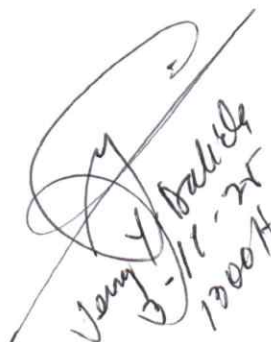
APPROVED:



LEO G. CUSI, SR.
Municipal Mayor
Date: _____



PUSG Purok, Raul T. Roxas MPR
02-26-2025



Jerry Y. Balido
3-11-25
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