



Sangguniang Panlalawigan

BATAAN CAPITOL, BALANGA CITY



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG PANLALAWIGAN OF BATAAN HELD AT THE PROVINCE OF BATAAN ON JUNE 01, 2020

PRESENT:

Hon. Ma. Cristina M. Garcia, Vice Governor and Presiding Officer

FIRST DISTRICT:

- Hon. Benjamin C. Serrano, Jr., Board Member
- Hon. Jomar L. Gaza J.D., Board Member
- Hon. Reynaldo T. Ibe, Jr., Board Member
- Hon. Godofredo B. Galicia, Jr., M.D., Board Member
- Hon. Maria Khristine G. Dela Fuente, Board Member

SANGGUNIANG PANLALAWIGAN
CAPITOL BATAAN
RELEASED
RECORDS DIVISION
JUN 17 2020

SECOND DISTRICT:

- Hon. Maria Margarita R. Roque, Board Member
- Hon. Manuel N. Beltran, Board Member
- Hon. Edgardo P. Calimbas, Board Member
- Hon. Jose C. Villapando, Sr., Board Member
- Hon. Romano L. Del Rosario, Board Member

- Hon. Doroteo M. Austria, Board Member (FABC President)
- Hon. Noel Joseph L. Valdecañas, Board Member (PCL President)
- Hon. Precious D. Manuel, Board Member (SKF President)
- Hon. Rosita N. Sison, Board Member (IPM Representative)

ABSENT:

None

ORDINANCE NO. 08
Series of 2020

AN ORDINANCE PROMOTING THE USE OF ENVIRONMENTALLY FRIENDLY AND SUSTAINABLE VEHICLES BY PROVIDING INCENTIVES THEREFOR AND FOR OTHER PURPOSES.

Sponsored by: Hon. Jose C. Villapando, Sr.

WHEREAS, The Sangguniang Panlalawigan received a request from the Office of the Governor for the adoption of an ordinance promoting the use of environment-friendly and sustainable vehicles by providing the incentives as contained therein;

WHEREAS, the same was favorably endorsed by the Provincial Legal Office;

WHEREAS, at present, the world remains dependent on fossil fuels, which produces carbon dioxide and other greenhouse gases which lead to global warming;


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Provincial Governor

"EXCELLENT PUBLIC SERVICE TOWARDS A BETTER QUALITY OF LIFE FOR ALL"

Palma

Margarita Roque

Calimbas

Manuel

Manuel

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Cristina M. Garcia

with 20% on

with 20% on

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WHEREAS, countries around the world, including the Philippines, have been taking significant efforts to reduce such dependence on fossil fuels, by promoting the use of renewable energy and other alternative energy sources to cushion not only the impact of rising fuel prices but also the damage to the environment;

WHEREAS, the national government has already enacted environment-friendly measures through the passage of Republic Act No. 10963, or the Tax Reform for Acceleration and Inclusion, whereby incentives are granted to vehicles utilizing clean energy;

WHEREAS, in order to encourage the use of electric and hybrid vehicles, the Provincial Government of Bataan deems it favorable to the interests of its constituents, and of the Philippines as a whole, the introduction of additional incentives to encourage such use;

NOW THEREFORE, the Sangguniang Panlalawigan of the Province of Bataan, in its regular session being assembled, hereby ordains that:

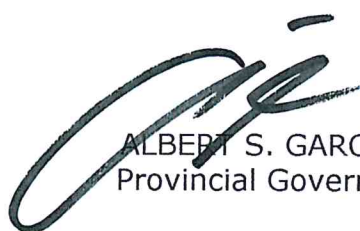
SECTION 1. Short Title. - This Act shall be known as the "Electric Hybrid Vehicles Incentive Ordinance of 2020."

SECTION 2. Declaration of Policy. - It is the responsibility of the Provincial Government to protect and advance the right of the people to a balanced and healthful ecology in accord with the rhythm and harmony of nature. The Provincial Government likewise recognizes the indispensable role of the private sector, encourages private enterprise, and provides incentives to needed investments. To protect the well-being of the people and at the same time encourage the use of innovative technologies, it is hereby declared the policy of the Provincial Government to:

- (a) Safeguard the welfare and protect the health of the people by improving air quality and reducing the impact of greenhouse gas effect emitted from man-made sources such as vehicles operating on fossil fuels;
- (b) Encourage the use of alternative sources of energy on vehicles intended for public and private use to preserve the environment, foster innovation, promote energy independence, and speed up the deployment of cleaner technology; and
- (c) Provide incentives to private enterprises and individuals engaged in the manufacture, importation, assembly, and use of electric and hybrid vehicles.

SECTION 3. Definition of Terms. - As used in this Ordinance, the following shall mean:

- (a) "Electric Vehicle (EV)" refers to any vehicle that uses solely electric motors for propulsion;

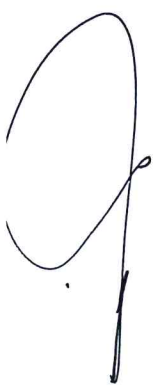

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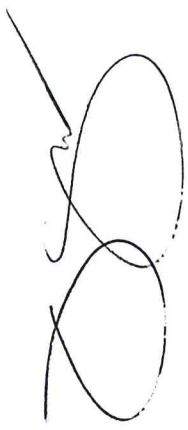


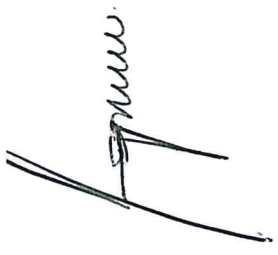














- (b) "Hybrid Vehicle (HV)" refers to any vehicle that combines the technologies of using an internal combustion engine with a battery-powered electric motor to gain advantages of both propulsion systems;
- (c) "Manufacturer" or "Assembler" refers to any individual, partnership, corporation, or other entity organized and existing under Philippine laws and engaged in the manufacture, assembly, and conversion of electric and hybrid vehicles;
- (d) "Importer" refers to any individual, partnership, corporation or other entity organized and existing under Philippine laws, engaged in the importation of completely built units of electric and hybrid vehicles;
- (e) "Charging Station" refers to the element in an infrastructure that supplies electric energy for the recharging of electric and hybrid vehicles.

SECTION 4 Coverage. – This Ordinance shall cover only electric and hybrid vehicles as defined herein.

SECTION 5. Incentives. – Subject to provisions of existing national laws, the manufacturer, assembler, importer, owner, user, and operator of charging stations of electric and hybrid vehicles shall enjoy the following incentives:

- (a) Manufacturer or Assembler
 - i. Exemption from the payment of all local taxes for a period of ten (10) years as enumerated in Articles I, II, III, and IV of Chapter II of Title I of Book II of Republic Act No. 7160, as amended, otherwise known as the Local Government Code of 1991;
- (b) Importer
 - i. Exemption from the payment of all local taxes for a period of five (5) years as enumerated in Articles I, II, III, and IV of Chapter II of Title I of Book II of Republic Act No. 7160, as amended, otherwise known as the Local Government Code of 1991;
- (c) Owner, user, or public utility vehicle operator
 - i. Priority in the registration and renewal of registration of electric and hybrid vehicles;
 - ii. Priority in the approval of applications and renewal for franchise to operate public utility vehicles exclusively utilizing electric and hybrid vehicles;
 - iii. Exemption from any vehicular reduction of program to be executed now or in the future by the Metro Bataan Development Authority and other local traffic enforcement agencies; and


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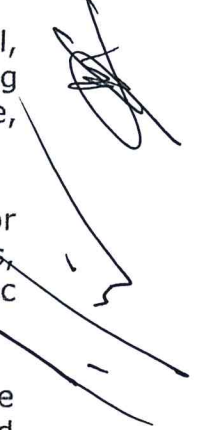






















iv. Provision of free parking spaces in business and commercial establishments constructed after the effectivity of this Ordinance. For this purpose, no building permit shall be issued for the construction of business and commercial establishments with parking spaces unless the owner submits an undertaking to provide free parking spaces exclusively designed for electric and hybrid vehicles.

(d) Operators of charging stations

i. Allocation of land or lot space by the Provincial Government for the construction of charging stations for electric and hybrid vehicles, to encourage wider deployment of electric and hybrid vehicles in its jurisdiction.

SECTION 6. Provision of Charging Stations in Parking Areas. - All private and government offices, condominium residences, malls, hotels, casinos, resorts, and other commercial establishments with a parking capacity of at least fifty (50) vehicles shall provide charging stations with an area equivalent to at least five percent (5%) of the entire parking facility.

SECTION 7. Registration, Implementation and Monitoring. - The Provincial Planning and Development Office and the Provincial General Services Office, shall be responsible in administering and implementing the incentives granted under this Ordinance.

Manufacturers, assemblers, and importers of electric and hybrid vehicles shall register with the Provincial Planning and Development Office in order to avail of the incentives provided under this ordinance. The Provincial Planning and Development Office and the Provincial General Services Office shall coordinate and meet regularly to properly monitor and review the implementation of the incentives authorized herein.

SECTION 8. Implementing Rules and Regulations. - The Provincial Planning and Development Office and the Provincial General Services Office shall promulgate the necessary rules and regulations for the effective implementation of this Ordinance.

SECTION 9. Separability Clause. - If for any reason, any part or provision of this Ordinance is declared invalid or unconstitutional, the remaining parts or provisions not affected shall remain in full force and effect.

SECTION 10. Repealing Clause. - All ordinances, rules and regulations contrary to or inconsistent with the provisions of this Ordinance are hereby repealed and modified accordingly.

SECTION 11. Effectivity. - This Ordinance shall take effect fifteen (15) days after its publication in a newspaper of general circulation within the Province of Bataan.

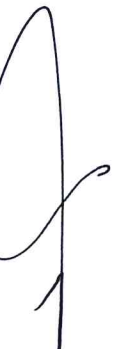

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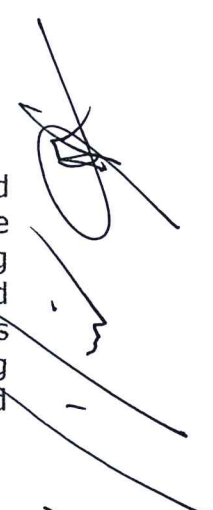


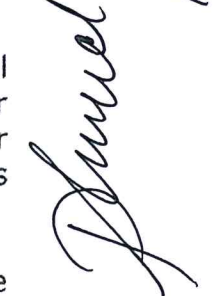


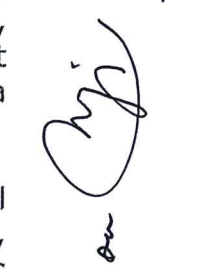


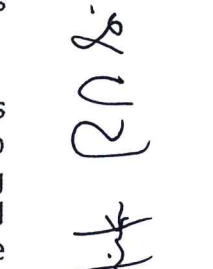


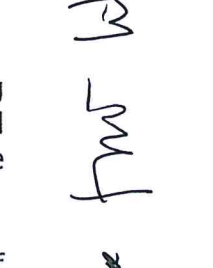
















APPROVED UNANIMOUSLY".



SEVERINO P. SALAZAR
Secretary to the SP



BENJAMIN C. SERRANO, JR.
Board Member



JOMAR L. GAZA J.D.
Board Member



REYNALDO T. IBE, JR.
Board Member



GODOFREDO B. GALICIA, JR., M.D.
Board Member



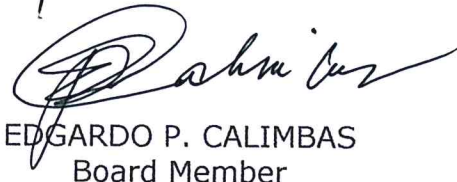
MARIA CHRISTINE G. DELA FUENTE
Board Member



MARIA MARGARITA R. ROQUE
Board Member



MANUEL N. BELTRAN
Board Member



EDGARDO P. CALIMBAS
Board Member



JOSE C. VILLAPANDO, SR.
Board Member



ROMANO L. DEL ROSARIO
Board Member



DOROTEO M. AUSTRIA
Board Member
(FABC President)



NOEL JOSEPH L. VALDECAÑAS
Board Member
(PCL President)

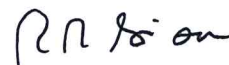


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Provincial Governor




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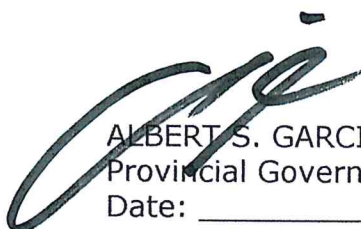

PRECIOUS D. MANUEL
Board Member
(SKF President)


ROSITA N. SISON
Board Member
(IPM Representative)

ATTESTED:


MA. CRISTINA M. GARCIA
Vice Governor
(Presiding Officer)

APPROVED:


ALBERT S. GARCIA
Provincial Governor
Date: _____