

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City, Metro Manila

13th CONGRESS
2nd Regular Session

5375

Introduced by the HONORABLE EDUARDO C. ZIALCITA Ph.D.

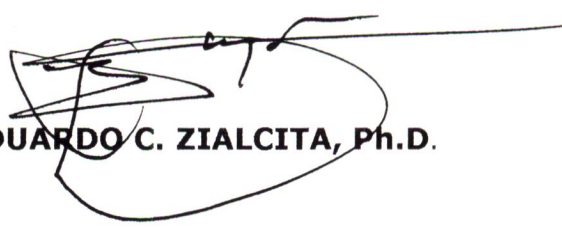
EXPLANATORY NOTE

The Toll Regulatory Board is an agency of the government created by Presidential Decree No. 1112 currently under the direct control and supervision of the Office of the President of the Republic of the Philippines exercising quasi-judicial functions insofar as its mandate to set the rates for toll fees for use of the expressway..

Despite constant public uproar and criticism over the decision to increase toll tee rates almost annually without the requisite notice and hearing as provided by law, the Toll Regulatory Board, nonetheless, proceeded to implement the same. Thus, for carrying out the increase without notice and hearing, the Toll Regulatory Board violated its own Charter.

The fact that the Supreme Court has junked the petition to invalidate the decision to increase toll fee rates may give the wrong signal to the Toll Regulatory Board that it is doing the right thing, to the point that they can blatantly defy even its own Charter. This must be immediately prevented.

In view of this, I ask my Colleagues in the House of Representatives to support my bill abolishing the Toll Regulatory Board and transferring its powers, duties and functions to the Metro Manila Development Authority since the latter has been tasked with, among others, the maintenance and order of major roads and traffic.


EDUARDO C. ZIALCITA, Ph.D.

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House Bill No. 5375

Introduced by the HONORABLE EDUARDO C. ZIALCITA, Ph.D.

**AN ACT ABOLISHING THE TOLL REGULATORY BOARD,
REPEALING FOR THIS PURPOSE SECTION OF REPUBLIC ACT
NO. 1112 OTHERWISE KNOWN AS THE LAW AUTHORIZING THE
ESTABLISHMENT OF TOLL FACILITIES ON PUBLIC
IMPROVEMENTS, CREATING A BOARD FOR THE REGULATION
THEREOF AND FOR OTHER PURPOSES**

Be it enacted by the Senate and the House of Representatives of
the Philippines in Congress assembled.

SECTION 1. *Short Title.* An Act Abolishing the Toll Regulatory
Board.

SECTION 2. *Declaration of Policy.* It is the absolute duty of the
State to ensure that its citizens are protected from those erring
government agencies and their officers who are useless, oppressive,
ignorant and defiant of the law and public policy.

SECTION 3. *Abolition of the Toll Regulatory Board.* It is hereby
declared under this Act that the Toll Regulatory Board shall be
immediately abolished thereby repealing Section 2 of Presidential

Decree No. 1112 or the law Authorizing the Establishment of Toll Facilities on Public Improvements, Creating a Board for the Regulation Thereof and for Other Purposes.

SECTION 4. *Transfer, Assumption of Powers, Functions and Duties of the Toll Regulatory Board; Contracts Entered into by the Toll Regulatory Board on Behalf of the Republic of the Philippines.* Upon abolition, the powers, functions and duties of the Toll Regulatory Board as prescribed for under Section 3 of Republic Act No. 1112 shall be transferred to and assumed by the Metro Manila Development Authority.

Likewise, the Metro Manila Development Authority shall assume all existing contracts and agreements made by and entered into by the Toll Regulatory Board on behalf of the Republic of the Philippines.

The construction, maintenance and operation of all future toll facilities located outside of Metro Manila, and such contracts and agreements to be entered into for the same purpose, shall be under the jurisdiction of the Department of Public Works and Highways or any other government entity that may be created by law, executive order or issuances.

SECTION 5. *Repealing Clause.* All other laws, decrees, orders, rules and regulations, other issuances, or parts thereof inconsistent

with the provisions of this Act are hereby repealed or modified accordingly.

SECTION 6. *Effectivity Clause.* This Act shall take effect fifteen (15) days after its publication in the Official Gazette and two (2) newspapers of general circulation.

Approved