

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

FIFTEENTH CONGRESS
Second Regular Session

HOUSE BILL NO. 3668

Introduced by **HONORABLE LANI MERCADO-REVILLA**

EXPLANATORY NOTE

Between 2006-2008, there were 1,253 reported traffic accidents involving 1,449 motor vehicles. Around 42.7 percent of the motor vehicles involved in traffic accidents were motorcycles. (National Statistical Information Center). This may be because of the 6.2 million registered vehicles in 2009 in the Land Transportation Office, 3.2 million of these were motorcycles, scooters and tricycles. In fact, since 2005, motorcycles scooters and tricycles have overtaken the number of utility vehicles.

Notwithstanding the passage of R.A. No. 10054 otherwise known as the Mandatory Helmet Act requiring motorcycle drivers to wear helmets to protect them and their back-riders from injuries or death, motorcycle accidents still occur at an alarming number. According to the Philippine National Police (PNP) Highway Group, in January alone of this year, 209 vehicular accidents involving motorcycles were recorded. Further despite the decrease in the number of traffic accidents recorded by the Metro Manila Development Authority in the first five (5) months of this year, accidents involving motorcycles rose. Thus, the Department of Health (DOH) announced last month that the leading transport-related injuries involved motorcycle-related accidents.

Because of the booming motorcycle sale in the country and the rise in motorcycle accidents in various areas all over the country, there is a need to designate motorcycle lanes along national, provincial, city and municipal roads. By regulating the flow of vehicles particularly that of motorcycles in public streets, it is hoped that vehicular accidents will be minimized to avoid damage to property and loss of lives.

Approval of this bill is earnestly recommended.


REP. LANI MERCADO-REVILLA
2nd District, Cavite

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AN ACT
ESTABLISHING MOTORCYCLE LANES ALONG NATIONAL, PROVINCIAL,
CITY AND MUNICIPAL ROADS AND APPROPRIATING FUNDS THEREFOR

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

SECTION 1. Title. – This Act shall be known as the “Motorcycle Lane Act of 2010”.

SECTION 2. Declaration of Policy. – It is the policy of the State to promote the general welfare by maintaining order and protecting life and property by all the people.

SECTION 3. Designation of Motorcycle Lanes. – In order to carry about the above policy, the Department of Public Works and Highways (DPWH), in coordination with all the local government units, shall designate a one (1) meter motorcycle lane on both sides of the road from the gutter or easement of the said road.

All local government units which have already designated biking lanes in their respective jurisdiction may use such lanes as motorcycle lanes. However, this does not prevent such local government units from further designating motorcycle lanes within their localities.

SECTION 4. Penalties. – After the designation of motorcycle lanes by the respective local government unit, motorcycle riders who do not use the designated motorcycle lane and violate this Act shall be imposed the penalty of *prision correccional* or a fine of not less than Five Thousand Pesos (Php5,000.00) but not more than Fifteen Thousand Pesos (Php15,000.00). For second time offenders, the maximum penalty of *prision correccional* shall be imposed or the maximum fine of Fifteen Thousand Pesos (Php15,000.00). For third time offenders, aside from imposing the maximum penalty of *prision correccional* or the maximum fine of Fifteen Thousand Pesos (Php15,000.00), his driver's license shall be revoked.

The DPWH and any local government unit which violate any provision of this Act shall be imposed a fine of not less than Fifty Thousand Pesos (Php50,000.00) but not more than One Hundred Thousand Pesos (Php100,000.00). This does not preclude any motorcycle driver to file damages against the local government unit for non-designation of motorcycle lane.

SECTION 5. Appropriations. – The DPWH Secretary shall immediately include in the Department's program the designation of a one (1) meter motorcycle lane on both sides of the national, provincial, city and municipal roads from the gutter or easement of the

said roads, the funding of which shall be included in the annual General Appropriations Act.

SECTION 6. *Separability Clause* – If for any reason any section or provision of this Act is declared unconstitutional, other provisions hereof which are not effected thereby shall continue to be in full force and effect.

SECTION 7. *Repealing Clause*. – Any laws, decrees, or rules and regulations which are inconsistent with or contrary to the provisions of this Act are hereby amended or repealed.

SECTION 8. *Effectivity Clause*. – This Act shall take effect upon its publication in at least two (2) national newspapers of general circulation.

Approved,