



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

Fifteenth Congress
Second Regular Session

HOUSE BILL NO. 4535

INTRODUCED BY: HON. RODANTE D. MARCOLETA

EXPLANATORY NOTE

This bill seeks to regulate the collection/charging of parking fees by establishments, particularly the owners/operators of shopping malls, supermarkets, schools, hospitals, hotels and similar business and/or commercial establishments, consistent with the declared policy of the State "to protect the interest of the consumer, promote the general welfare and to establish standards of conduct for business and industry" within the meaning of Article 2 of Republic Act No. 7304, otherwise known as the Consumer Act of the Philippines.

Given the increasing sophistication, not to mention consumers' shifting preferences, the provision of parking facilities/spaces is a basic amenity that they expect no less. In fact, even progressive and reputable business concerns will not survive the onslaught of competition without these parking facilities. It is not, therefore, an excuse that they should unreasonably collect parking fees on the pretext that they need to recoup their investment in providing and maintaining such facility, when the underlying reason is to entice discriminating consumers in the first place.

This bill does not entirely prohibit the collection of parking fees but to rationalize its imposition in the light of an unregulated environment relative thereto that proves nugatory, if not inimical to, the interests and welfare of the patronizing and motoring public.

The above premises considered, the approval of the attached bill is urgently sought.


RODANTE D. MARCOLETA



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AN ACT
REGULATING THE IMPOSITION OF FEES FOR THE USE OF
PARKING SPACES AND/OR FACILITIES PROVIDED BY OR LOCATED
WITHIN SHOPPING MALLS, SCHOOLS, HOSPITALS, HOTELS AND
SIMILAR ESTABLISHMENTS AND PRESCRIBING PENALTIES
THEREOF FOR VIOLATIONS

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

Section 1. It is the declared policy of the State to protect the interests of consumers, promote their general welfare and to establish standards of conduct for business and industry.

Section 2. To implement such declared policy, it is necessary to regulate the collection of parking fees currently being imposed by owners and agents of shopping malls, schools, hospitals, hotels and similar business establishments.

Section 3. Business establishments hereto described are prohibited from collecting parking fees within the first three (3) hours from the time a customer entered the parking premises of said establishments.

Section 4. A customer who exceeds the first three (3) hour allotment shall be assessed the parking fee regularly imposed by said establishments; provided that should said customer purchased a product(s) or service(s) within said establishment, he should be entitled to a 10% parking fee rebate if the value of his total purchase is not less than P1,000.00.

Section 5. Any person who violates the provisions of the preceding sections shall be fined of not less than Fifty Thousand (P50,000.00) Pesos and imprisonment of not less than Six (6) months, or both, upon the discretion of the Court.

Section 6. Nothing is implied in this Act, directly or indirectly, that establishments opting not to collect parking fees at all shall be dissuaded from doing so.

Section 7. Any provision of law, orders, rules and regulations or parts thereof, contrary to, or inconsistent with, the provisions of this Act are hereby repealed or modified accordingly.

Section 8. This Act shall take effect fifteen (15) days after its publication in any two (2) newspapers of general circulation.

Approved,