

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

FIFTEENTH CONGRESS
First Regular Session

HOUSE BILL NO. 4877

Introduced by the **HONORABLE SETH FREDERICK P. JALOSJOS**

EXPLANATORY NOTE

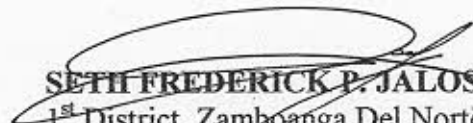
This bill seeks to encourage the private enterprise sector, particularly the motorcycle dealers, to share in the responsibility of the state in securing the welfare and safety of the motorists and pedestrians through an added after sales duty of providing a buyer awareness program on the basic motorcycle safety on roads and highways and traffic safety management.

The MMDA's Metro Manila Accident Reporting and Analysis System (MMRAS) conducted a study that covered accidents in 2009 and revealed that motorcycles have the highest rate for both fatal and non-fatal incidents as compared to cars and other vehicles.

This measure intends to curb the alarming motorcycle mishaps by making it mandatory for motorcycle dealers to conduct a basic motorcycle safety training on end buyers or their representatives prior to the actual release of the purchased motorcycle.

The strengthened LTO Guidelines on the Rules and regulations for the use and operation of motorcycles on highways or Administrative Order No. AHS-2008-015 alongside with this proposed bill will ensure an output of responsible motorists and consequently lessen motor accidents by significant percentage.

In view thereof, the early passage of this bill is earnestly sought.


SETH FREDERICK P. JALOSJOS
1st District, Zamboanga Del Norte

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

FIFTEENTH CONGRESS
First Regular Session

HB No. 4877

Sponsored by: **REPRESENTATIVE SETH FREDERICK P. JALOSJOS**

AN ACT
MANDATING MOTORCYCLE DEALERS TO CONDUCT A MANDATORY
MOTORCYCLE SAFETY TRAINING TO BUYERS OR THEIR REPRESENTATIVES
PRIOR TO THE RELEASE OF THE PURCHASED MOTORCYCLE AND PROVIDING
PENALTIES THEREFOR

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

SECTION 1. Short title.- This Act shall be known as “**The Motorcycle Safety Training Act of 2011.**”

SEC. 2. Declaration of Policy.- It is hereby declared as the policy of the state to encourage the private enterprise sector, particularly the motorcycle dealers, to share in the responsibility of the state in keeping the welfare and safety of its people through an added after sales obligation. Towards this end, it shall adopt and implement laws geared to the promotion of safety and welfare of the motorist and pedestrians in order to mitigate motorcycle accidents on roads and highways.

SEC. 3. Provision of Basic Motorcycle Safety Seminar- A mandatory basic motorcycle safety training shall be conducted by the motorcycle dealers prior to the release of a purchased motorcycle. The buyers or their representatives are therefore obliged to attend the said training and a certificate of attendance shall hence forth be released to him/her after its completion. The dealer shall also provide a record book of trainings conducted with the names of the buyers. Failure of the motorcycle dealers to comply with the requirements provided under this section shall constitute a violation of this Act.

SEC. 4. Implementation.- The Department of Transportation and Communications (DOTC), with its attached agency, the Land Transportation Office (LTO), is mandated by this Act to issue guidelines necessary to implement the provisions of this Act and the comprehensive manual which shall cover the basic motorcycle and traffic safety management.

The DTI, through the **licensing division**, shall conduct random inspection on all motorcycle dealers to check compliance of this Act.

SEC. 5. Penalties.- (a) Any motorcycle dealer caught not conducting the mandated basic motorcycle safety training in violation of this Act shall be punished with a fine of Five thousand pesos (Php 5, 000.00) for the first offense; Ten thousand pesos (Php 10,000.00) for the second offense; Fifteen thousand pesos (Php 15,000.00) for the third offense; and Fifty thousand pesos

(Php 50,000.00) plus non- renewal of its business permit for the fourth and succeeding offenses.
(revocation of business permit).

SEC. 6. Nationwide Public Information Campaign.- The LTO, in coordination with the Philippine Information Agency (PIA) and DTI, shall undertake a nationwide information, education and communication (IEC) campaign for a period of six (6) months for the attainment of the objective of this Act.

SEC. 7. Separability Clause.- If any provision or part hereof is held invalid or unconstitutional, the remainder of this Act or the provisions not otherwise affected shall remain valid and subsisting.

SEC. 8. Repealing Clause.- All laws, decrees, orders, rules and regulations or parts thereof inconsistent with this Act are hereby repealed or modified accordingly.

SEC. 9. Effectivity Clause.- This Act shall take effect fifteen (15) days after its publication in at least two (2) newspapers of general circulation.

Approved,