

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



FIFTEENTH (15th) CONGRESS
Third (3rd) Regular Session

House Bill No. 6444

Introduced by **Hon. Pastor M. Alcover, Jr.**

EXPLANATORY NOTE

This Bill seeks to amend Section 7 (a) of Republic Act 10054 otherwise known as "The Motorcycle Hemet Act of 2009."

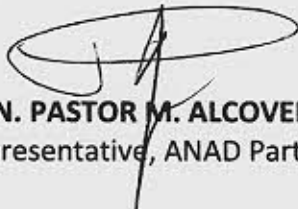
After a series of consultative meetings with our ANAD constituents all across the country, as well as the motorcycle-riding public in various areas, we have come to the consensus that the penalties imposed by Republic Act No. 10054 are oppressive and anti-poor.

In 2010, there was an estimated three million five hundred thousand (3.5M) motorcycles registered in the country, and since two (2) years have passed after this figure was released, we can safely say that even more than that number of Filipino motorcycle riders in the country would be directly affected by this law today.

But what is sad to note is the fact that more than ninety-nine percent (99%) of these affected Filipinos belong to the lower strata of our society. Inasmuch as this law would directly affect our poor Filipino brothers, we are impelled to heed the clamor of our millions of Filipino brothers to amend the penalties imposed therein by doing away with the imposition of exorbitant fines in order to lessen the burden of our Filipino motorcycle riding people.

We must avoid imposing fines as it would only worsen the economic difficulties these millions of people have been suffering everyday as the motorists affected by this law are those from the *lower economic levels*, able to afford only this kind of motor vehicle for their personal and family use and at times, even as a means to provide the daily subsistence of their families.

Wherefore, in view of the foregoing, approval of this Bill is earnestly sought.


HON. PASTOR M. ALCOVER, JR.
Representative, ANAD Partylist

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AN ACT
AMENDING SECTION 7 (A) OF REPUBLIC ACT 10054 OTHERWISE KNOWN AS "THE
MOTROCYCLE HELMET ACT OF 2009"

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

SECTION 1. Section 7 (a) of Republic Act 10054 otherwise known as "The Motrocycle Helmet Act of 2009" is hereby amended to read as follows:

Section 7. Penalties. - (a) Any person caught not wearing the standard protective motorcycle helmet in violation of this Act shall be [punished with a fine of One thousand five hundred pesos (Php1,500.00)] **GIVEN A WARNING** for the first offense; [Three thousand pesos (Php3,000.00)] **A STERN WARNING** for the second offense; [Five thousand pesos (Php5,000.00)] **A FINAL WARNING** for the third offense; and [Ten thousand pesos (Php10,000.00) plus confiscation of the driver's license] **CONFISCATION OF LICENSE AND A 30-DAY PERIOD OF SUSPENSION WITHIN WHICH THE VIOLATOR SHALL BE REQUIRED TO ATTEND A SEMINAR ON ROAD SAFETY AND BE GIVEN THE OPPORTUNITY TO SECURE THE REQUIRED KIND OF HELMET AND AFTER THE LAPSE OF THE 30-DAY PERIOD OF SUSPENSION AND AFTER THE VIOLATOR HAS SECURED THE PROPER HELMET, HIS LICENSE SHALL BE RETURNED AND BE ALLOWED TO DRIVE HIS MORCYCLE AGAIN** for the fourth and succeeding offenses.

SECTION. 2. Repealing Clause – All laws, decrees, executive orders, letters of instructions, rules and regulations or parts thereof which are inconsistent with this Act, are hereby repealed, amended or modified accordingly.

SECTION. 3. Effectivity Clause – This Act shall take effect fifteen (15) days after its publication in the Official Gazette or in two (2) national newspapers of general circulation.

APPROVED