

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

SEVENTEENTH CONGRESS
Second Regular Session

HOUSE BILL NO. 7232



Introduced by HON. GUS S. TAMBUNTING

EXPLANATORY NOTE

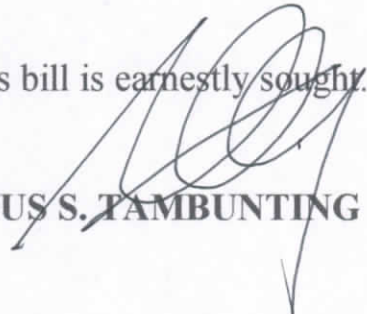
This bill seeks to prescribe uniform guidelines for the regulation and operation of tricycles in the country.

Tricycles are the primary means of transportation in many municipalities and cities where narrow roads are unsuitable for large vehicles. Many commuters use tricycles because of accessibility, availability, affordability and convenience. Because of this, the demand for tricycles has become noticeable. The small capital needed for the tricycle operation business boosted the proliferation of tricycles all over the country. The increased number of commuters and tricycle units lead to higher incidence of road accidents.

Under the Local Government Code, the local government unit has the power to regulate the operation of tricycles and grant the franchise for the operation thereof within its jurisdiction. The devolution of the power of the Department of Transportation and Land Transportation Franchising and Regulatory Board to the local government units gave rise to different guidelines and fees set by the local government units.

This bill aims to effectively manage the operation of tricycles by providing uniform guidelines for their regulation. This bill also requires the local government unit to establish a tricycle operation one-stop shop to handle tricycle licensing transactions. It also addresses the welfare and safety of commuters, tricycle operators and drivers.

In view of the foregoing, approval of this bill is earnestly sought.


GUS S. TAMBUNTING

1 (a) For safety reasons, tricycles are not allowed to operate on
2 national highways utilized by 4-wheel vehicles greater than 4 tons and
3 where normal speed exceeds 40 kilometers per hour. If there is no
4 alternative route, the local sanggunian may provide exceptions through an
5 ordinance;

6 (b) Only drivers duly licensed by the Land Transportation
7 Office (LTO) may drive and operate a tricycle;

8 (c) The sanggunian, through an ordinance, shall set the limit on
9 the carrying capacity of tricycles. Tricycles are not allowed to carry
10 passengers or goods more than the limit set by the sangugunian.

11 (d) Tricycle zones or areas where a tricycle may operate must be
12 within the boundaries of the municipality or city. Existing tricycle zones
13 within more than one municipality or city shall be maintained: *Provided,*
14 That tricycle-for-hire operators serving the tricycle zone shall secure the
15 Motorized Tricycle Operators Permit (MTOP) from each of the
16 municipalities or cities having jurisdiction over the areas covered by the
17 tricycle zone. The MTOP shall be valid for three (3) years, renewable for
18 another three (3) years. The transfer of tricycle zones, change of
19 ownership or transfer of MTOP are construed as amendments to MTOP
20 and require appropriate approval of the local sanggunian;

21 (e) A common color for tricycles-for-hire operating in the same
22 tricycle zone may be imposed. Each unit shall be assigned and bear an
23 identification number, aside from its LTO license plate number;

1 (f) In case the operator of tricycle-for-hire terminates the
2 tricycle service under the MTOP, or suspends the same for more than one
3 (1) month, the operator has to report in writing to the local sanggunian
4 that originally granted the MTOP prior to such termination or suspension.
5 Transfer to another tricycle zone may be permitted upon the filing of
6 proper application; and

7 (g) A tricycle-for-hire may be allowed to operate without a fixed
8 route within a tricycle zone.

9 SEC. 4. **Registration.** – The city or municipality shall adopt a simplified
10 registration system of tricycles. The registration fee for the application of
11 MTOP shall be valid for three (3) years and shall cover the filing, license to
12 operate, franchise, inspection and other miscellaneous fees. No other fees shall
13 be imposed other than the registration fee.

14 SEC. 5. **Tricycle Operation One-Stop Shop.** – The city or municipality
15 shall establish a Tricycle Operation One-Stop Shop which is in charge of all
16 transactions involving tricycle business operation such as, but not limited to,
17 filing, registration, issuance of license to operate, franchise and inspection. The
18 city or municipality shall provide and post a simplified checklist of
19 requirements in order to facilitate efficient and effective transactions. The
20 Tricycle Operation One-Stop Shop shall ensure that the MTOP shall be released
21 within three (3) days upon submission of complete requirements based on the
22 checklist.

1 SEC. 6. ***Penalty.*** – For the first and second violation of Section 3 of this
2 Act, the city or municipality shall, through an ordinance approved by the local
3 sanggunian, impose the penalty of fine of not less than Three thousand pesos
4 (P3,000.00) but not more than Five thousand pesos (P5,000.00). For subsequent
5 violations, the local sanggunian may, in addition to fine, impose the penalty of
6 suspension to the owner or operator of the tricycle unit for violation of Section 3
7 of this Act.

8 SEC. 7. ***Implementing Rules and Regulations.*** – Within ninety (90)
9 days from the effectivity of this Act, the Secretary of the Interior and Local
10 Government shall, in coordination with the Secretary of Transportation, issue
11 the necessary rules and regulations for the effective implementation of this Act.

12 SEC. 8. ***Repealing Clause.*** - All laws, decrees, executive orders, rules
13 and regulations, and other issuances or parts thereof, inconsistent with the
14 provisions of this Act, are hereby repealed or modified accordingly.

15 SEC. 9. ***Effectivity.*** - This Act shall take effect fifteen (15) days after its
16 publication in the Official Gazette or in a newspaper of general circulation.

17 Approved,