

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

SEVENTEENTH CONGRESS
Third Regular Session

House Bill No. 8855



INTRODUCED BY HON. LUIS JOSE ANGEL N. CAMPOS, JR

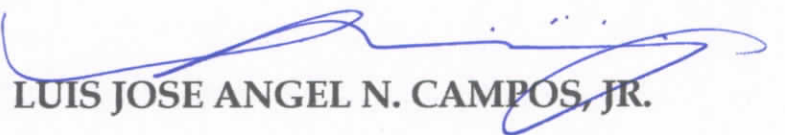
EXPLANATORY NOTE

The law has to adapt to meet the changing times, especially laws that affect the daily lives of majority of the Filipino people. This duty of the legislature is thus required for Republic Act 4136 "AN ACT TO COMPILE THE LAWS RELATIVE TO LAND TRANSPORTATION AND TRAFFIC RULES, TO CREATE A LAND TRANSPORTATION COMMISSION AND FOR OTHER PURPOSES", otherwise known as the "Land Transportation and Traffic Code".

The foregoing law was promulgated in 1964. The said law only allowed motorcycles to be registered as a private automobile. In addition to such restriction, the law specifically removes from the Commissioner of Land Transportation the discretionary authority to register it specially under subsection (q) of Section 7 by specifically stating "motor vehicles registered under these classifications (*referring to motorcycles*) shall not be used for hire under any circumstances and shall not be used to solicit, accept, or be used to transport passengers or freight for pay."

Given the emergence of the internet and applications that allow a person to get door to door transportation and the already prevalent "habal-habal" riders or motorcycle riders that offer transportation services, there is a great need to amend the law to grant the Land Transportation Franchising and Regulatory Board ("LTFRB") authority to regulate public transportation offered by two-wheeled motorcycles.

In line with the foregoing, the passage of this bill granting the LTFRB regulatory powers over two-wheeled motorcycles is earnestly sought.


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AN ACT REGULATING HABAL-HABAL AND OTHER MOTORCYCLE SERVICES.

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

SECTION 1: *Short Title* – This Act shall be known as “Motorcycles Regulation Act”.

SECTION 2: *Declaration of Policy* – It is the State’s duty to regulate public utility vehicles and provide the necessary safeguards for the riding public. This bill seeks to amend R.A. 4136 to allow the Land Transportation Franchising and Regulatory Board authority to regulate motorcycles and other similar two-wheeled vehicles.

SECTION 3: *Amendment of R.A. 4136* – Section 7 (c) of **Republic Act No. 4136** "AN ACT TO COMPILE THE LAWS RELATIVE TO LAND TRANSPORTATION AND TRAFFIC RULES, TO CREATE A LAND TRANSPORTATION COMMISSION AND FOR OTHER PURPOSES", otherwise known as the "Land Transportation and Traffic Code" is hereby amended as follows:

(c) motorcycles, scooters, or motor wheel attachments.
Motorcycles may be registered either as private vehicle or a public utility vehicle.

SECTION 4: *Implementing rules and regulations* – Within thirty (60) days from the effectivity of this Act, the Land Transportation Franchising and Regulatory Board shall promulgate the necessary rules and regulations to further carry out this Act.

SECTION 5: *Separability clause* – If any part or provision of this Act is

declared invalid or unconstitutional, the other parts thereof not affected thereby shall remain valid.

SECTION 6: *Repealing Clause* – All laws, decrees, orders, rules and regulation or part thereof inconsistent with this Act are hereby repealed or amended accordingly.

SECTION 7: *Effectivity Clause* – This Act shall take effect fifteen (15) days upon completion of its publication in at least two (2) national newspapers of general circulation.

Approved,