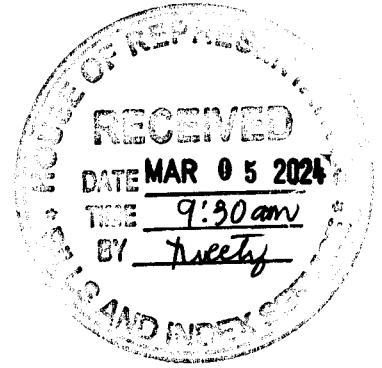




Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City, Metro Manila

NINETEENTH CONGRESS
Second Regular Session

HOUSE BILL NO. **10030**



Introduced by Representative Crispin Diego “Ping” D. Remulla

**AN ACT AMENDING REPUBLIC ACT NO. 11235,
OTHERWISE KNOWN AS THE “MOTORCYCLE CRIME PREVENTION ACT”**

EXPLANATORY NOTE

In the evolving landscape of urban mobility within the Philippines, motorcycles have emerged as a pivotal mode of transportation. This trend is a direct response to the ongoing initiatives to enhance the country's mass transport system, addressing the need for flexible and efficient alternatives amidst the increasing urban congestion.

Despite their significant role in facilitating daily travel and contributing to economic activities, motorcycle owners and riders face significant hurdles on a daily basis due to the current regulatory framework.

Notably, existing legislation imposes burdensome ownership and operational requirements. These laws not only complicate the legal acquisition and use of motorcycles but also inadvertently discriminate against a significant portion of the populace, for whom motorcycles are an economically viable transportation option.

Be that as it may, the misuse of motorcycles in criminal activities necessitates a balanced approach in legislation—one that effectively deters and addresses crime without unfairly penalizing law-abiding citizens.

Recognizing these challenges, this bill seeks to amend the existing legislation to align with the realities and needs of the riding community - removing undue burdens while maintaining the deterrent effect against criminal misuse of motorcycles.

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

A handwritten signature in black ink, appearing to read 'R. Remulla', with a stylized, cursive script.

CRISPIN DIEGO “PING” D. REMULLA



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

1 **SECTION. 1.** Section 3 of Republic Act No. 11235 is hereby amended to read as
2 follows:

3 “Sec 3. *Definitions.* - As used in this Act, the following terms are defined:

4 (a) XXX

5 (b)

6 (c)

7 (d)

8 (e) xxx xxx; **AND**

9 **(f) RADIO FREQUENCY IDENTIFICATION SYSTEM (RFID) STICKER**

10 **REFERS TO A STICKER THAT CONTAINS MACHINE-READABLE DATA**

11 **THAT INCLUDES THE BASIC INFORMATION ABOUT THE**

12 **MOTORCYCLE, AS WELL AS OTHER RELEVANT DATA SUBJECT TO**

1 **THE PROVISIONS OF REPUBLIC ACT 10173 OR THE DATA PRIVACY ACT**
2 **OF 2012.**

3 **SEC. 2.** Section 4 of R.A. No. 11235 is hereby amended to read as follows:

4 “Sec. 4. *Registration* ~~*[by the Owner]*~~ **OF MOTORCYCLES.** - ~~[The owner of a~~
5 ~~motorcycle shall register his or her motorcycle with the LTO within five (5) days from~~
6 ~~such acquisition of ownership. The owner of a motorcycle shall also immediately report~~
7 ~~any sale or disposition of his or her motorcycle to the LTO]~~ **IN THE CASE OF NEW**
8 **OWNERSHIP, A MOTORCYCLE SHALL BE REGISTERED WITH THE LTO**
9 **BY THE DEALER, UPON AUTHORITY OF THE OWNER, WITHIN FIVE (5)**
10 **DAYS FROM DATE OF SALE.**

11 **IN THE SUBSEQUENT SALE OR DISPOSITION OF A**
12 **MOTORCYCLE ON CASH BASIS, THE NEW OWNER SHALL REPORT**
13 **SUCH SALE OR DISPOSITION TO THE LTO BY SUBMITTING THE**
14 **CORRESPONDING HIGHWAY PATROL GROUP (HPG) CLEARANCE AND**
15 **DEED OF SALE WITHIN TWENTY (20) DAYS FROM ACQUISITION OF**
16 **OWNERSHIP AND CAUSE THE TRANSFER OF OWNERSHIP OF THE**
17 **MOTORCYCLE WITHIN A PERIOD OF FORTY-FIVE (45) DAYS FROM**
18 **DATE OF ACQUISITION.**

19 **IN THE CASE OF SUBSEQUENT SALE OR DISPOSITION OF A**
20 **MOTORCYCLE ON INSTALLMENT OR “ASSUME BALANCE” BASIS**
21 **WHEREIN OWNERSHIP IS ONLY TRANSFERRED UPON FULL PAYMENT**
22 **OF THE BALANCE, THE NEW BUYER SHALL SECURE FROM THE**
23 **DEALER OR THE ORIGINAL BUYER AN AUTHORITY TO USE SUCH**
24 **MOTORCYCLE AS PROOF OF SUCH ACQUISITION SCHEME.**

1 **IN THE CASE OF REPOSSESSED MOTORCYCLES, THE DEALERS**
2 **SHALL REPORT TO THE LTO EVERY TIME THE DEALER REPOSSESS A**
3 **MOTORCYCLE. THE REGISTRATION OF SUCH REPOSSESSED**
4 **MOTORCYCLE SHALL BE TRANSFERRED BACK TO THE NAME OF THE**
5 **DEALER AND SHALL BE PLACED IN THE SYSTEM OF THE LTO AS**
6 **BEING UNDER STORAGE TO AVOID INCURRING PENALTY. EACH**
7 **DEALER SHALL SUBMIT TO THE LTO A YEARLY REPORT ON THE**
8 **STATUS OF ALL REPOSSESSED MOTORCYCLES UNDER ITS CUSTODY.**

9 Failure of the owner to register within five (5) days from acquisition of
10 ownership, or to immediately report its sale or disposition, shall subject the owner to [a
11 ~~penalty of imprisonment of arresto mayor to prison correccional, as defined under the~~
12 ~~Revised Penal Code, or a fine of not less than Twenty thousand pesos (P20,000.00) but~~
13 ~~not more than Fifty thousand pesos (P50,000.00), or both]~~ **A FINE OF NOT MORE**
14 **THAN FIVE THOUSAND PESOS (P5,000.00).**

15 ~~[If a motorcycle that is not registered with the LTO is used in connection with~~
16 ~~an offense punishable under the Revised Penal Code or special penal laws, the~~
17 ~~maximum penalty of the relevant offense shall be imposed on the offenders.]”~~

18 **SEC. 3.** Section 5 of Republic Act No. 11235 is hereby amended to read as
19 follows:

20 “Section 5. *Bigger, Readable and Color-Coded Number Plate AND*
21 **INSTALLATION OF RFID STICKER.** - The LTO shall issue a readable number plate
22 **AND RFID STICKER** for every motorcycle. The LTO shall, in the implementing
23 rules and regulations (IRR) of this Act, determine the font style and size of the bigger,
24 readable and color-coded number plate **AND A SMALL SCANNER-READABLE**
25 **RFID STICKER: Provided,** That the contents of the number plate shall be readable

1 from the ~~{front, the back and the side}~~ **BACK** of the motorcycle from a distance of at
2 least fifteen (15) meters from the motorcycle; **AND THE DATA CONTAINED IN**
3 **THE RFID STICKER INSTALLED IN THE FRONT OF THE MOTORCYCLE**
4 **SHALL BE READABLE BY RFID SCANNERS.**

5 xxx xxx xxx

6 The readable number plates must be displayed in ~~{both the front and back sides}~~
7 **THE BACK SIDE** of a motorcycle and shall be made of suitable and durable material
8 as determined by the LTO.

9 xxx xxx xxx.”

10
11 **SEC. 4.** Section 7 of Republic Act No. 11235 is hereby amended to read as
12 follows:

13 “Section 7. *Driving Without a Number Plate or Readable Number Plate* **OR**
14 ***WITHOUT AN RFID STICKER.*** - Driving without a number plate or a readable
15 number plate **OR WITHOUT AN RFID STICKER**, as provided in this Act, is
16 prohibited. The driver of a motorcycle without a number plate or readable number plate,
17 **OR WITHOUT AN RFID STICKER**, as provided in this act shall be punished by
18 ~~{prison correctional as provided in the Revised Penal Code, or a fine not less than Fifty~~
19 ~~thousand pesos (P50,000.00) but not more than One hundred thousand pesos~~
20 ~~(P100,000.00) or both}~~ **A FINE OF NOT MORE THAN FIVE THOUSAND**
21 **PESOS (P5,000.00).**

22 A motorcycle driven without a number plate or a readable number plate **OR**
23 **WITHOUT AN RFID STICKER** shall be stopped, and such motorcycle shall be
24 seized by law enforcers and immediately surrendered to the Philippine National Police
25 (PNP): **PROVIDED, THAT NO SEIZURE SHALL BE MADE UPON SHOWING**

1 **PROOF OF OWNERSHIP AND REGISTRATION: *PROVIDED, FURTHER,***
2 **THAT THE OWNER IS NOT AT FAULT FOR THE NON-INSTALLATION OF**
3 **NUMBER PLATE OR A READABLE PLATE AND RFID STICKER.** Any
4 apprehension must be reported immediately to the LTO, PNP and the Department of
5 Information and Communications Technology (DICT) through the Joint LTO and PNP
6 Operations and Control Center. The owner of such motorcycle may redeem his seized
7 motorcycle from the LTO upon proof of ownership, payment of the costs of seizure,
8 and compliance with a number plate or readable number plate.”

9
10 **SEC. 5.** Section 11 of Republic Act No. 11235 is hereby amended to read as
11 follows:

12 “Section 11. *Loss of Number Plate or Readable Number Plate* **OR LOSS**
13 **OF RFID STICKER.** - If the number plate or readable number plate **OR RFID**
14 **STICKER** of a motorcycle is lost, damaged or stolen, the owner of such motorcycle
15 shall immediately report the same to the LTO and the PNP through the Joint PNP and
16 LTO Operations and Control Center, and request a replacement number plate. Failure
17 of the owner to report the same shall subject the owner to ~~a fine not less than Twenty~~
18 ~~thousand pesos (P20,000.00) but not more than Fifty thousand pesos (P50,000.00), or~~
19 ~~both~~ **A FINE OF NOT MORE THAN FIVE THOUSAND PESOS (P5,000.00).**

20 If the lost, damaged or stolen number plate or readable number plate and **OR**
21 **RFID STICKER** is used in connection with an offense penalized under the Revised
22 Penal Code or special penal laws, the failure of the owner to report within three (3) days
23 that the motorcycle is lost, damaged, or stolen, shall subject the owner to a ~~[penalty of~~
24 ~~imprisonment of arresto mayor to prison correccional]~~ **FINE OF NOT MORE THAN**
25 **FIVE THOUSAND PESOS (P5,000.00).”**

1 **SEC. 6.** Section 12 of Republic Act No. 11235 is hereby amended to read as
2 follows:

3 “Section 12. *Erasing, Tampering, Forging, Imitating, Covering or*
4 *Concealing a Number Plate or Readable Number Plate and Intentional Use Thereof.* -
5 Erasing, tampering, altering, forging, imitating, covering, concealing a number plate or
6 readable number plate, or the intentional use of such erased, tampered, altered, forged,
7 imitated, covered or concealed number plate or readable number plate, under this Act
8 shall be punished by ~~[prison mayor as provided under the Revised Penal Code, or a~~
9 ~~fine of not less than Fifty thousand pesos (P50,000.00) but not more than One hundred~~
10 ~~thousand pesos (P100,000.00), or both]~~ **A FINE OF NOT MORE THAN TEN**
11 **THOUSAND PESOS (P10,000.00).**

12 **SEC. 7.** Section 19 of Republic Act No. 11235 is hereby amended to read as
13 follows:

14 “SEC. 19. *Transitory Provision.* - Motorcycle owners with number
15 plates not in conformity with the provisions of this Act, shall renew their registration
16 and apply for the required readable number plate not later than ~~[June 30, 2019]~~ **JUNE**
17 **30, 2025.** The LTO is given until ~~[December 31, 2019]~~ **DECEMBER 31, 2025** to
18 produce, release, and issue the number plates as required by this Act. After ~~[December~~
19 ~~31, 2019]~~ **DECEMBER 31, 2025**, the penal provisions regarding the use of bigger,
20 readable and color-coded number plates as required under this Act shall take effect.”

21
22 **SEC. 8. Separability Clause.** – If any part, section or provision of this Act is held
23 invalid or unconstitutional, other provisions not affected thereby shall remain in full force and
24 effect.

1 **SEC. 9. Repealing Clause.** – All laws, decrees, orders, rules and regulations or parts
2 thereof inconsistent with this Act are hereby repealed or amended accordingly.

3 **SEC. 10. Effectivity Clause.** – This Act shall take effect fifteen (15) days after its
4 publication in the *Official Gazette* or in a newspaper of general circulation.

Approved,