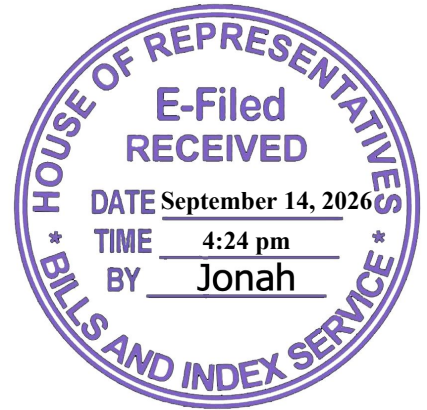


Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City, Metro Manila

TWENTIETH CONGRESS
Second Regular Session

HOUSE BILL NO. 11303



Introduced by **ANG PROBINSYANO**
Party-List Representative Alfred Delos Santos

EXPLANATORY NOTE

Under Republic Act No. 3262 or the Consumer Act of the Philippines, it is a declared policy of the State “to protect the interests of the consumer, promote his general welfare and to establish standards of conduct for business and industry.” To achieve the foregoing policy, the State endeavors to enact measures for the “protection against deceptive, unfair and unconscionable sales acts and practices.

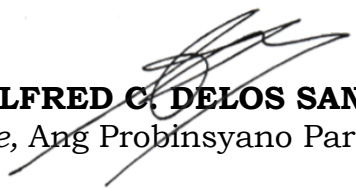
In line with the abovementioned policy and its commitment to enact the necessary measures, the State, through this Bill, will be able to properly regulate the operators of parking spaces and facilities which have been functioning without any form of regulation or standards of operation.

As part of the various measures to be proposed, this Bill aims to impose a standardized grace period wherein vehicle users shall be under no obligation to pay for parking provided that they remain within the period prescribed. This particular measure effectively renders illegal the unconscionable practice of imposing a flat rate which is payable upon entry.

Furthermore, this Bill aims to impose a standardized ceiling rate for all operators of parking spaces and facilities in order to control the imposition of unreasonably high and exorbitant fees.

It must be noted that these measures are not proposed to dissuade the operators of parking spaces and facilities. These measures are imposed primarily under an ethical consideration in favor of the users or customers of the parking spaces and facilities.

It is for the foregoing premises that the approval of this Bill is earnestly sought.



ALFRED C. DELOS SANTOS
Representative, Ang Probinsyano Partylist

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**AN ACT REGULATING THE OPERATION OF PRIVATELY-OWNED PARKING
SPACES AND FACILITIES**

*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 “Parking Spaces
Standardization Act”.

SECTION 2. *Declaration of Policy.* – The State recognizes its duty to protect
the interests and promote the general welfare of consumers. As such, the State
acknowledges the necessity to enact measures for the protection of the interests
and promotion of the general welfare of consumers through the regulation and
standardization of the operation of parking spaces and facilities.

SECTION 3. *Applicability.* – This Act shall apply to all parking facilities for
all kinds of motor vehicles, including, but not limited to, parking lots in
commercial establishments, hospitals, residential or condominium buildings, as
well as religious and educational institutions. This Act shall likewise apply to
vacant lots and buildings appropriated or utilized as parking spaces.

SECTION 4. *Definition of Terms.* – For purposes of this Act, the following
terms shall mean:

- (a) **Ceiling Rate** means the maximum amount that can be imposed by the
owner or operator of any parking space or facility; and
- (b) **Customer** means the owner or user of vehicles who makes use of the
parking spaces and facilities by temporarily depositing their vehicles
therein.

SECTION 5. *Standardization of Rates.* – The following rules shall govern the rates of parking fees imposed by operators of parking spaces and facilities:

- (a) A standard ceiling rate of Fifty Pesos (P50.00) per vehicle for the first five (5) hours is hereby enforced on the imposition of parking fees: Provided, That a grace period, a span of time wherein no parking fee can be imposed on vehicle owners, of Twenty (20) minutes, to be counted from the entry to the exit of the customer's vehicle, is mandatory;
- (b) An additional ceiling rate of Ten Pesos (P10.00) per hour per vehicle is likewise enforced for every succeeding hour from the first eight (8) hours: Provided, that a fraction of an hour shall be counted as one full hour for purposes of computation;
- (c) For overnight parking, an additional fixed ceiling rate of One Hundred Fifty Pesos (P150.00) per day may be imposed for every additional twenty-four (24) hours of stay in the same parking space or facility from the expiration of the first 24-hour period to be counted from time of entry of the vehicle concerned;
- (d) In parking spaces and facilities connected to establishments wherein a customer may purchase goods for sale or pay fees to avail of the services therein, the parking fee for the first eight (8) hours shall be waived once the concerned customer presents a validated proof of purchase or payment made on the same day that the use of the parking facility is availed containing an amount not less than Two Thousand Pesos (P2,000.00);
- (e) Customers shall be issued a ticket showing the exact date and time of their vehicle's entry upon admission to parking spaces and facilities; and
- (f) Customers shall be issued a receipt upon their vehicle's exit from the parking space or facility. The receipt must show the exact date and time of the exit of the customer's vehicle.

SECTION 6. *Security Measures.* – Parking spaces and facilities shall provide and maintain adequate security measures in the parking spaces and facilities. Including, but not limited to:

- (a) Clearly demarcated boundaries and fences in and around the parking site's premises;
- (b) Assigned security personnel at the point(s) of entry and exist to the parking site; and
- (c) When applicable, closed-circuit cameras for digital monitoring and footage of the parking site's premises.

SECTION 7. *Penalties.* – Any owner or operator of an establishment who violates the provisions of this Act shall be meted with a fine of not less than One

Hundred Thousand Pesos (P100,000.00) per customer that is charged with a parking fee that is in excess of the prescribed ceiling rates, imprisonment of one (1) year, or both, upon the discretion of the court.

SECTION 8. *Implementing Rules and Regulations.* – The Secretary of Trade and Industry shall promulgate the necessary rules and regulations required for the effective implementation of the provisions of this Act.

The Secretary of Trade and Industry is authorized to review and renew the applicability of the provisions under Section 5 of this Act every three (3) years. The Secretary of Trade and Industry is likewise authorized to adjust the prescribed rates in this Act, considering the constantly changing costs of maintenance and operation of parking spaces and facilities as well as rates of inflation.

SECTION 9. *Separability Clause.* – If any provision or part of this Act is held invalid or unconstitutional, the remaining provisions or parts unaffected shall remain in full force and effect.

SECTION 10. *Repealing Clause.* – All laws, executive orders, presidential decrees or issuances, letters of instruction, administrative orders, rules, and regulations contrary to or inconsistent with the provisions of this Act are hereby repealed, amended, or modified accordingly.

SECTION 11. *Effectivity Clause.* – This Act shall take effect fifteen (15) days after its publication in the Official Gazette or in a newspaper of general circulation.

Approved,