

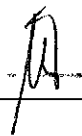
FOURTEENTH CONGRESS OF THE REPUBLIC)
OF THE PHILIPPINES)
Third Regular Session)

OFFICE OF THE SECRETARY

9 DEC 15 P2:02

SENATE
S. B. No. **3555**

RECEIVED



Introduced by Senator Miriam Defensor Santiago

EXPLANATORY NOTE

Reckless driving is a mental state in which the driver displays a wanton disregard for the rules of the road and the driver often misjudges common driving procedures, often causing accidents and other damages.

Road traffic accidents are now mentioned in the same breath as killer diseases. The World Health Organization (WHO) ranks it among the top ten (ninth as of 2004) causes of death. This year alone, the number of traffic related accidents has increased to 30 to 40 percent. A total of 6,845 accidents had already been recorded across the country from January to July. Over-speeding caused at least 2,161 cases, followed by bad overtaking with 1,971, and bad turning, 1,732. From 2007 to July 2009, "human error" was the biggest factor in the accidents.

The opportunity for genuine reforms that would lead to safer roads is here and it is imperative that that the legislative branch act decisively. Needless to say, this will require strong commitment and cooperation among various stakeholders to ensure success in reducing the rate of traffic accidents and making our roads safe for the present and future generations. The proposed bill seeks to impose the accessory penalty of a driver's license suspension or revocation in order to curb traffic accidents caused by reckless driving.


MIRIAM DEFENSOR SANTIAGO

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S. B. NO. **3555**

Introduced by Senator Miriam Defensor Santiago

1 AN ACT
2 PROVIDING FOR ACCESSORY PENALTIES FOR THE CRIME OF RECKLESS
3 IMPRUDENCE COMMITTED WHILE OPERATING A MOTOR VEHICLE.
4

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

5 SECTION 1. *Title.* - This Act shall be known as the "Reckless Driving
6 *Prevention Act*"

7 SECTION 2. *Accessory Penalties.* - Any person who is convicted of the crime of
8 reckless imprudence in relation to Article 365 of the Penal Code while driving a motor
9 vehicle shall in addition to the penalty provided in the Penal Code, suffer the following
10 accessory penalties:

11 a) For the first conviction, suspension for a period of not more than three months
12 the license to drive;

13 b) For the second conviction, suspension for a period of six months year the
14 license to drive;

15 c) For the third conviction, revocation of any driver's license without
16 reinstatement;

17 SECTION 3. *Reinstatement.* - The license suspended under this Act shall not be
18 reinstated unless the driver has completed a driving refresher course from a driving
19 school duly accredited by the Land Transportation Office.

20 SECTION 4. *Certificate of Completion.* – A certificate issued by the driving
21 school that the person has completed the refresher course required in the previous section
22 shall be presented to the Land Transportation Office for purposes of reinstating a
23 suspended license.

24 SECTION 5. *Separability Clause.* – If any provision or part thereof, is held
25 invalid or unconstitutional, the remainder of the law or the provision not otherwise
26 affected shall remain valid and subsisting.

27 SECTION 6. *Repealing Clause.* – Any law, presidential decree or issuance,
28 executive order, letter of instruction, administrative order, rule or regulation contrary to,
29 or inconsistent with the provisions of this Act is hereby repealed, modified or amended
30 accordingly.

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

33 Approved.