


20 DEC 14 P2:42

**SENATE**  
**P.S. Res. No. 596**

RECORDED  


---

Introduced by **SENATORS GRACE POE, MARIA LOURDES NANCY BINAY, RALPH RECTO, EMMANUEL PACQUIAO, IMEE MARCOS, RAMON "BONG" REVILLA JR., RONALD "BATO" DELA ROSA, FRANCIS "KIKO" PANGILINAN, PANFILO LACSON, LEILA DE LIMA, JOEL VILLANUEVA, JUAN MIGUEL ZUBIRI, RICHARD GORDON, RISA HONTIVEROS, AND WIN GATCHALIAN**

---

**RESOLUTION**

**EXPRESSING THE SENSE OF THE SENATE TO STRONGLY URGE THE DEPARTMENT OF TRANSPORTATION (DOTR) AND ITS ATTACHED AGENCIES TO IMMEDIATELY SUSPEND THE IMPLEMENTATION OF DEPARTMENT ORDER NO. 2020-12, ITS IRR, AND ALL RELATED ISSUANCES ON TOLL EXPRESSWAYS PENDING THE RESOLUTION OF THE COMPLAINTS AGAINST THE CASHLESS OR CONTACTLESS TRANSACTION SYSTEM, AND SUBSEQUENTLY AMEND SAID ISSUANCES TO REFLECT THE ACTIONS TAKEN TO IMPROVE IMPLEMENTATION OF CASHLESS OR CONTACTLESS TRANSACTIONS ON ALL LIMITED ACCESS FACILITIES**

1           WHEREAS, on 13 August 2020, the Department of Transportation (DOTr)  
2 issued Department Order No. 2020-12 (DO 2020-12) requiring cashless or  
3 contactless transaction for all vehicles travelling on toll expressways starting 02  
4 November 2020. This deadline was later moved to 01 December 2020;

5           WHEREAS, the Toll Regulatory Board (TRB) released the Implementing Rules  
6 and Regulations (IRR) of DO 2020-012 which outlined the responsibilities of toll  
7 operators and/or concessionaires, enumerated the guidelines in the operation and  
8 maintenance of the electric toll collection (ETC) system in toll expressways, and  
9 provided for the imposition of penalties to erring motorists and toll operators and/or  
10 concessionaires;

11           WHEREAS, on 29 October 2020, the Land Transportation Office (LTO) issued  
12 Memorandum Circular No. 2020-2224 (MC 2020-2224) which provides uniform rules

1 and regulations for the enforcement of DO 2020-012, and to impose fines and  
2 penalties for violations thereof;

3 WHEREAS, the implementation of the cashless transaction system on toll  
4 expressways caused massive traffic jams affecting thousands of stranded motorists  
5 due to various complaints like failure of scanners to read RFID stickers; delays in the  
6 reloading system of Easytrip accounts, unauthorized transactions, and other glitches  
7 that prohibits quick access;

8 WHEREAS, this malfunctioning of the ETC system, particularly in the North  
9 Luzon Expressway (NLEX), resulted to traffic congestion in nearby cities and  
10 municipalities affecting not just the livelihood and day to day activities of people but  
11 also the economy of said cities and municipalities;

12 WHEREAS, the reply and actions of NLEX on the complaints raised were found  
13 lacking and therefore resulted to the suspension of its business permit in Valenzuela;

14 WHEREAS, the failure to comply with Section 2.2 (c) of the IRR which  
15 provides for the raising of toll barriers for at least five minutes allowing vehicles toll-  
16 free to pass-thru until the traffic flow normalizes should there be extraordinary  
17 queuing of vehicles is evident in the heavy traffic in toll plazas as reported all over  
18 the news;

19 WHEREAS, taking into consideration the mounting complaints from motorists  
20 and LGUs alike, and the unsatisfactory response of toll corporations and regulatory  
21 agencies on the issue, it is recommended that the implementation of DOTr DO 2020-  
22 12 and its IRR, and LTO's MC 2020-2224 be suspended immediately until the issues  
23 in its implementation are resolved;

24 WHEREAS, the aforementioned issuances must be modified to: (1) allow cash  
25 lanes in consideration of infrequent and first-time users of expressways, (2) remove  
26 penalties for insufficient cash balances as this should not be a traffic violation and  
27 may be remedied at the next rebading opportunity, (3) impose a deadline on inter-  
28 operability before a deadline for cashless transaction is imposed, (4) create a policy  
29 on dormant accounts and the accumulated amounts that is expected to pile up  
30 through time, and (5) resolve all other issues for a better cashless and contactless  
31 toll system;

1           WHEREAS, the riding public and road users must also be given ample time to  
2 comply with the new requirements, through more accessible installation and  
3 rebading stations, transparency in fees and charges and their possible options,  
4 integrated ID for different toll highways, and enhanced awareness on the use of  
5 RFID technology;

6           WHEREAS, while it is recognized that the implementation of the cashless  
7 transaction system on toll expressways is a step towards a more convenient  
8 commuting and/or travel experience for all, and will also reduce contact and  
9 minimize the spread of COVID-19, it is not appropriate and is unfair to the public to  
10 implement a system wherein the implementers themselves are not ready and  
11 equipped to make the transition seamless;

12           **NOW, THEREFORE, BE IT RESOLVED**, as it is hereby resolved, to strongly  
13 urge the Department of Transportation (DOTr) and its attached agencies to  
14 immediately suspend the implementation of Department Order No. 2020-012, its  
15 IRR, and all related issuances on Toll Expressways pending the resolution of the  
16 complaints against the Cashless or Contactless Transaction System, and  
17 subsequently amend said issuances to reflect the actions taken to improve the  
18 implementation of cashless or contactless transactions on all limited access facilities.

Adopted,



GRACE POE



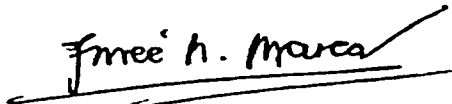
MARIA LOURDES NANCY S. BINAY



RALPH G. RECTO

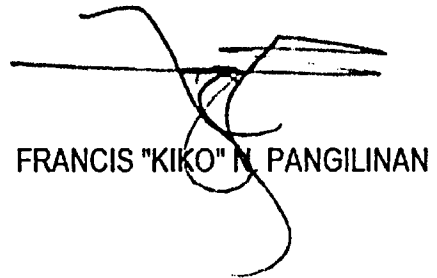


EMMANUEL D. PACQUIAO

  
**IMEE R. MARCOS**

  
**RAMON BONG REVILLA, JR**

  
**RONALD "BATO" DELA ROSA**

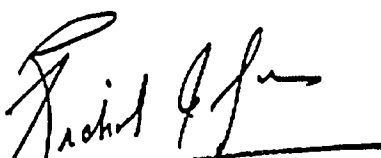
  
**FRANCIS "KIKO" N. PANGILINAN**

  
**PANFILO M. LACSON**

  
**LEILA M. DE LIMA**

  
**SENATOR JOEL VILLANUEVA**

  
**JUAN MIGUEL F. ZUBIRI**

  
**RICHARD J. GORDON**

  
**RISA HONTIVEROS**

  
**WIN GATCHALIAN**