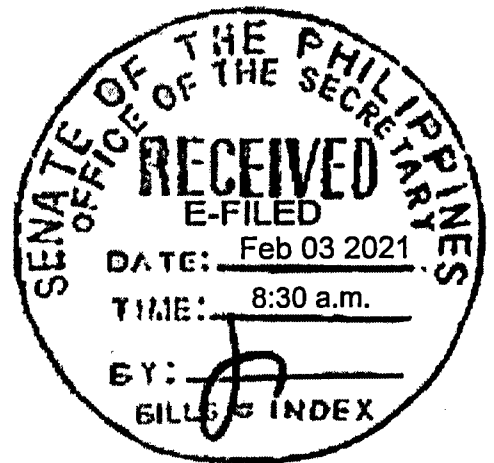


EIGHTEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
Second Regular Session)



SENATE
P.S. Res. No. **634**

Introduced by Senator Grace Poe

RESOLUTION

DIRECTING THE SENATE COMMITTEE ON PUBLIC SERVICES TO CONDUCT AN INQUIRY, IN AID OF LEGISLATION, ON THE IMPLEMENTATION OF DEPARTMENT OF TRANSPORTATION (DOTR) DEPARTMENT ORDER NO. 2018-019 AND LAND TRANSPORTATION OFFICE (LTO) MEMORANDUM CIRCULAR NO. 2018-2158, AND ALL RELATED ISSUANCES, WITH THE END IN VIEW OF ADDRESSING THE CONCERNS OF MOTORISTS REGARDING THE OPERATIONS OF PRIVATE MOTOR VEHICLE INSPECTION CENTERS (PMVICs) AND, ULTIMATELY, IMPROVING THE MOTOR VEHICLE INSPECTION SYSTEM (MVIS) IN THE COUNTRY

1 WHEREAS, Republic Act No. 4136, otherwise known as the "*Land*
2 *Transportation and Traffic Code*" mandates the Land Transportation Office (LTO) to
3 inspect and register motor vehicles;¹

4 WHEREAS, subsequently, Section 13, Paragraph E of Executive Order No. 125,
5 s. 1987, as amended, empowers the LTO Office to "...establish and prescribe the
6 corresponding rules and regulation for the enforcement of laws governing land
7 transportation, including the penalties for violation thereof, and for the deputation of
8 appropriate law enforcement agencies in pursuance thereof";²

¹ RA 4136. Retrieved from <https://www.officialgazette.gov.ph/1964/06/20/republic-act-no-4136/>

² EO 125, s. 1987. Retrieved from <https://www.officialgazette.gov.ph/1987/01/30/executive-order-no-125-s-1987/>

1 WHEREAS, on August 2018, the Department of Transportation (DOTR) issued
2 Department Order No. 2018-19, authorizing the LTO to issue the guidelines for the
3 authorization of Private Motor Vehicle Inspection Centers (PMVICS);³

4 WHEREAS, on November 2018, pursuant to its mandate, the LTO issued
5 Memorandum Circular 2018-2518 or the "Guidelines for the Authorization of Private
6 Motor Vehicle Inspection Centers (PMVICS)";⁴

7 WHEREAS, buried within M.C. 2018-2158 is a provision authorizing PMVICS to
8 collect a fee of Php 1,800.00 from motor vehicles with a gross vehicle weight rating
9 of 4,500 kilograms. If a motor vehicle fails its first inspection, the PMVIC is authorized
10 to further collect Php 900.00 for another inspection;⁵

11 WHEREAS, PMVICS are also authorized to collect a Php 600.00 inspection fee
12 from motorcycles and tricycles, and a Php 300.00 re-inspection fee if needed;⁶

13 WHEREAS, PMVICS are further authorized to collect a separate "inspection fee"
14 for the following miscellaneous transactions: 1) motor vehicle modification (change
15 body design/configuration); 2) miscellaneous transactions such as change
16 engine/chassis, change color, revision of Gross Vehicle Weight, re-stamping of engine;
17 and 3) recovered carnapped vehicle.⁷

18 WHEREAS, as early as 2018, motorists have complained that the new fees
19 would "double the registration fees that most motor vehicle owners already have to
20 pay";

21 WHEREAS, after a two-year delay, the LTO revived the implementation of DO
22 2018-019 and MC 2018-2158 on October 2020 with the issuance of Memorandum
23 Circular No. 2020-2217 or the "Start of Operations of PMVICS Granted with
24 Authorization", and named four (4) PMVICS in Regions 3 and 5;⁸

³ DOTR DO No. 2018-019. Retrieved from
<https://drive.google.com/file/d/1utPPzpKeRX792Qdah13H6JFBm0lyWCLt/view>

⁴ LTO MC No. 2018-2158. Retrieved from <https://lto.gov.ph/latest-issuance/403-memorandum-circular-no-2018-2158-guidelines-for-the-authorization-of-private-motor-vehicle-inspection-centers-pmvics.html>

⁵ Ibid.

⁶ Ibid.

⁷ Ibid.

⁸ San Juan, A. (2020 December 22). DOTr pushes long-delayed motor vehicle inspection system. Retrieved from <https://mb.com.ph/2020/12/22/dotr-pushes-long-delayed-motor-vehicle-inspection-system/>

1 WHEREAS, of the target 138 PMVICs, DOTR has already issued thirty-one (31)
2 Notice to Operate and seven (7) Provisional Authority to PMVICs as of December
3 2020;⁹

4 WHEREAS, the start of operation of PMVICs was met by multitude of complaints
5 not just from motorists but also from clean air advocacy groups and anti-corruption
6 advocates;

7 WHEREAS, aside from the complaints regarding the increase in fees from the
8 previous emission testing fee of P 500 to P1,800¹⁰, stakeholders also pointed out that
9 the LTO did not conduct thorough consultations before the privatization of the Motor
10 Vehicle Inspection System (MVIS);¹¹

11 WHEREAS, related to the lack of consultation is the seeming lack of
12 transparency in the process of selecting PMVICs which, according to concerned
13 groups, might provide an avenue for corruption;¹²

14 WHEREAS, recent experiences of vehicle owners with PMVICs also suggest that
15 some of the test results were unreliable. Such is the case of the Toyota Land Cruiser,
16 a high-end vehicle, which initially failed an alleged erroneous noise test at a PMVIC in
17 Nueva Ecija;¹³

18 WHEREAS, the unreliability of test results entails additional cost to vehicle
19 owners as PMVICs charge additional fees for reinspection. It is also expected to
20 encourage the payment of "facilitation fees" to "fixers" in order for vehicle owners to
21 get their roadworthiness certification faster;¹⁴

22 WHEREAS, glitches in the PMVIC test results also led some to believe that LTO's
23 real intention might be to phase out older vehicles in favor of test standards that are
24 designed for First World transportation and economies, and not the prevalent *halo-*

⁹ Ibid.

¹⁰ Pamintuan, A. (2021 January 29). Fixer Magnet. Retrieved from <https://www.philstar.com/opinion/2021/01/29/2073816/fixer-magnet>

¹¹ Araja, R and Malabanan, J. (2021 January 25). Motorists up in arms over LTO private vehicle tack. Retrieved from <https://manilastandard.net/mobile/article/345342>

¹² Beltran, C. (2021 February 01). PMVIC: modernization – deception – corruption? Retrieved from <https://www.philstar.com/opinion/2021/02/01/2074400/pmvic-modernization-deception-corruption>

¹³ Ibid.

¹⁴ Pamintuan, A. (2021 January 29). Fixer Magnet. Retrieved from <https://www.philstar.com/opinion/2021/01/29/2073816/fixer-magnet>

1 *halo/resto-mod/non-original parts vehicles, serviced *mano-mano* that is common in*
2 *the country;*¹⁵

3 WHEREAS, the IT system used by the first PMVICs authorized to operate are
4 also not compatible with the Land Transportation Management System (LTMS) of LTO.
5 This means that vehicle owners have to pay for another testing in another testing
6 center;¹⁶

7 WHEREAS, for this reason, and due to the imposition of exorbitant fees, poor
8 handling of complaints, and for failing to be inspected by the local government prior
9 to starting operations, a PMVIC in San Fernando, La Union was suspended by the
10 Sanguniang Panglungsod;¹⁷

11 WHEREAS, the above complaints and issues raised by stakeholders should be
12 enough for the DOTR and LTO to suspend the implementation of DO 2019-019 and
13 MC 2018-2158 and look into improving their system;

14 WHEREAS, due to the failure of said agencies to act on the matter, and the
15 seeming haste in the manner this policy was implemented, it is imperative that this
16 chamber look into the addressing the concerns of millions of motor vehicle owners so
17 as not to add to their everyday burdens especially during a pandemic;

18 NOW THEREFOR BE IT RESOLVED, as it is hereby resolved by the Senate of
19 the Philippines, to direct the Senate Committee on Public Services to conduct an
20 inquiry, in aid of legislation, on the implementation of Department of Transportation
21 (DOTR) Department Order No. 2018-019 and Land Transportation Office (LTO)
22 Memorandum Circular No. 2018-2158, and all related issuances, with the end in view
23 of addressing the concerns of motorists regarding the operations of Private Motor
24 Vehicle Inspection Centers (PMVICs) and, ultimately, amending said issuances to
25 improve the Motor Vehicle Inspection System (MVIS) in the country.

Adopted,


GRACE POE

¹⁵ Beltran, C. (2021 February 01). PMVIC: modernization – deception – corruption? Retrieved from <https://www.philstar.com/opinion/2021/02/01/2074400/pmvic-modernization-deception-corruption>

¹⁶ (2021 January 2021). Operasyon ng PMVIC ipinatupad kahit walang public consultation? CLTV36 News. Retrieved from <https://www.youtube.com/watch?v=HFNvhCK9x5U&feature=youtu.be>

¹⁷ Manabat, A. (2021 January 28). As protests mount, LTO urged to halt PMVIC program in private motor vehicle registration. Retrieved from <https://businessmirror.com.ph/2021/01/28/as-protests-mount-lto-urged-to-halt-pmvic-program-in-private-motor-vehicle-registration/>