

'13 NOV -5 P4 :08

SENATE
Senate Resolution No. 334

RECEIVED BY *ji*

INTRODUCED BY SENATOR FERDINAND R. MARCOS, JR.

A RESOLUTION DIRECTING THE PROPER SENATE COMMITTEE TO CONDUCT AN INQUIRY IN AID OF LEGISLATION ON THE MATTER OF ENFORCEMENT BY THE EXECUTIVE DEPARTMENT, THE LOCAL GOVERNMENT UNITS, THE PHILIPPINE NATIONAL POLICE, AND METROPOLITAN DEVELOPMENT AUTHORITIES OF THE LONG-STANDING LEGAL RULE AND EXPRESSED LEGISLATIVE POLICY THAT COMMON CARRIERS SHOULD ALWAYS OBSERVE EXTRAORDINARY DILIGENCE IN THE CARRIAGE AND TRANSPORT OF PASSENGERS AND GOODS

WHEREAS, there have been a series of vehicular accidents in the Philippines, whether in land, sea and air travel, which cannot and should not justly be ignored, the most notable being the recent tragic accidents along Maharlika Highway in Atimonan, Quezon, the Cebu marine disaster, and other minor accidents in our airports and runways, which, though minor, forebode the occurrence of major accidents in the future;

WHEREAS, the incidents have threatened, injured or claimed the lives of many innocent passengers and bystanders, and damaged and destroyed valuable properties, including public infrastructures;

WHEREAS, the incidents have involved not only private vehicles, but also common carriers of passengers or goods;

WHEREAS, as far as the State is concerned, the common carrier industry is supposed to be a highly regulated business, for the reason that the business involves public service and the public interest;

WHEREAS, the legislative rule and policy in force here in the Philippines since 1950 when the New Civil Code of the Philippines took effect has always been that our common carriers should always observe extraordinary diligence in the carriage and transport of passengers and goods;

WHEREAS, there is an imperative need for Congress to check on the status of implementation and enforcement of the said legislative rule and policy to assess and evaluate the effectiveness of the Philippine government in confronting and addressing the matter of safety and security in our public transport systems, roadways, pedestrian lanes, and other related infrastructures

and appurtenances, as well as the public awareness and perception, culture, and values relative to traffic and transportation in the Philippines;

NOW, THEREFORE, BE IT RESOLVED, as it is hereby resolved, that the Senate reiterate the long-standing legislative rule and policy embodied in our Civil Code (Republic Act No. 386) that common carriers should always observe extraordinary diligence in the carriage and transport of passengers and goods.

RESOLVED, FURTHER, that the Senate, as a collective body, call on and exhort the Executive Department, through the Department of Transportation, the Philippine National Police, the local government units and the metropolitan development authorities, to strictly and consistently enforce traffic and transportation laws and regulations, especially the long-standing legislative policy and rule of extraordinary diligence of our common carriers, in order to confront, correct, straighten the wrong habits and poor discipline of the motoring and commuting public, and ultimately cement the ideal and appropriate public mindset, culture and discipline among our motorists, passengers, pedestrians and bystanders alike in the Philippines.

RESOLVED, FINALLY, that the Senate, through the proper Committee, conduct an inquiry from the Department of Transportation and Communications (DOTC), Department of Interior and Local Government (DILG), the Philippine National Police (PNP), the Metro Manila Development Authority (MMDA), on the status of implementation and enforcement of traffic and transportation laws and regulations especially with regard to common carriers, and inform the Senate about statistics on the occurrences of accidents involving common carriers and their peculiar causes and attendant circumstances, in order to aid the Senate for purposes of future legislation and amendments to existing traffic and transportation laws, as well as for purposes of reformulation of our present legislative policies on the matter.

Adopted,


FERDINAND R. MARCOS, JR.