

SENATE
S. B. No. **2488**

DATE: _____
BY: *[Signature]*

Submitted jointly by the Committees on Public Services and on Local Government with Senators Sotto and Revilla as authors thereof

AN ACT
TO ENSURE THE SAFETY OF CHILDREN ABOARD TWO-WHEELED
MOTORCYCLES TRAVELLING ALONG PUBLIC AND PRIVATE ROADS

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

1 **SECTION 1. *Short Title.***- This Act shall be known as "Prohibition on Children Riding
2 Motorcycles Act of 2014"

3 **SEC. 2. *Declaration of Policy.*** - It is the policy of the state to defend the right of children
4 to assistance, including proper care and nutrition, and special protection from all forms of neglect,
5 abuse, cruelty, exploitation, and other conditions prejudicial to their development.

6 **SEC. 3. *Definitions.*** - For purposes of this Act, the following terms shall mean:

7 (A) **Motorcycle** - is any two-wheeled motor vehicle having a seat or saddle for the
8 use of the rider, designed to travel along public and private roads.

9 (B) **Public Roads** - roads designated by the national government or local
10 government units as roads for public use such as but not limited to national
11 highways, provincial roads, city, municipal and barangay streets.

12 (C) **Private Roads** - roads not considered as public roads but where public
13 transport are allowed and thus having vehicular traffic.

14 (D) **Foot Peg** - a flat form attached to the motorcycles on which to stand or brace
15 the feet.

16 **SEC. 4. *Prohibition.*** - It shall be unlawful for any person to drive or operate a two-wheeled
17 motorcycle on a national highway or provincial, local or barangay road if the child passenger
18 cannot comfortably reach the standard foot peg of the motorcycles.

1 **SEC. 5. *Exception.*** – Notwithstanding the prohibition provided in the preceding section,
2 this act shall not apply to the acts committed in remote places or provinces wherein there is no
3 considerable vehicular traffic and where motorcycles are the only means of transportation. It shall
4 likewise not apply to emergency cases or situations wherein riding a motorcycle are the sole means
5 reaching the hospitals.

6 **SEC. 6. *Penalties.*** – *Any person found guilty of violating the provisions of this act shall be*
7 *penalized as follows:*

8 The first time offender shall be fined with an amount not exceeding Five Thousand Pesos
9 (P5,000.00); Ten Thousand Pesos (P10,000.00) for the second offense and Twenty Thousand
10 Pesos (P20,000.00) for the third and succeeding offenses.

11 **SEC. 7. *Implementing Rules and Regulations.*** – As the lead agency, the Land
12 Transportation Office (LTO) shall formulate the Implementing Rules and regulations (IRR) of this
13 Act within ninety (90) days after its effectivity.

14 **SEC. 8. *Separability Clause.*** – If for any reason any section or provision of this Act is
15 declared unconstitutional, other provisions hereof which are not effected thereby shall continue to
16 be in full force and effect.

17 **SEC. 9. *Repealing Clause.*** – Any laws, decrees, or rules and regulations which are
18 inconsistent with or contrary to the provisions of the Act are hereby amended or repealed..

19 **SEC. 10. *Effectivity Clause.*** – This Act shall take effect upon its approval in at least two (2)
20 national newspapers of general circulation.

21 Approved,