



HOUSE OF REPRESENTATIVES

H. No. 5911

BY REPRESENTATIVES VIOLAGO, VELARDE, ATIENZA, TIENG, TREÑAS,
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ERICE, PIAMONTE, ACOP, CAMINERO, VILLANUEVA, YU, ALMONTE,
GO (A.F.), RIDON, SALVACION, PADILLA, TEJADA, AMATONG (I),
GONZALEZ, BAGATSING, PANCHO, ABU, VARGAS, ROMUALDO, DALOG,
CASTELO, ANGPING, LANETE, DE VENECIA, ECHIVERRI, TAMBUNTING
AND CALIXTO-RUBLANO, PER COMMITTEE REPORT NO. 799

AN ACT REQUIRING THE MANDATORY INSTALLATION OF SPEED LIMITER IN PUBLIC UTILITY AND CERTAIN TYPES OF VEHICLES

*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 the “Speed
2 Limiters Act”.

3 SEC. 2. *Declaration of Policy.* – It is the policy of the State to promote
4 order and safety in streets, highways and thoroughfares. To this end, it shall
5 be the policy of the State to strictly enforce traffic rules and regulations,
6 particularly the respective speed limits imposed in various streets, highways
7 and public thoroughfares, for the benefit of the commuting public.

1 SEC. 3. *Definition of Terms.* – As used in this Act:

2 (a) *Closed van* refers to a large motor vehicle, usually with an
3 enclosed cargo space, designed to carry goods for commercial purposes, or
4 engaged in services of transporting personal effects;

5 (b) *Covered vehicle* refers to any closed van, hauler or cargo trailer,
6 PUV, shuttle service, or tanker truck as defined under this section and such
7 other vehicles as may hereinafter be determined and included by the
8 Department of Transportation and Communications (DOTC) for the purpose
9 of applying the provisions of this Act;

10 (c) *Hauler or Cargo trailer* refers to a motor vehicle designed for
11 transporting heavy or oversized loads or cargoes;

12 (d) *Public utility vehicle (PUV)* refers to a motor vehicle considered as
13 a public transport conveyance or common carrier duly registered with the
14 Land Transportation Office (LTO) and granted a franchise by the Land
15 Transportation Franchising and Regulatory Board (LTFRB);

16 (e) *Shuttle service* refers to any motor vehicle provided by government
17 or private company or establishment to transport its employees to and from
18 the work premises or clients between designated origin and destination and
19 carrying not less than four (4) passengers;

20 (f) *Speed limiter* refers to a device used to limit the top speed of a
21 vehicle through the employment of mechanical, electronic or communications
22 system or the combination of these systems or similar devices capable of
23 performing the same function;

24 (g) *Tampering* refers to an act of recalibrating, reprogramming,
25 resetting or reconfiguring a speed limiter installed in any covered vehicle and
26 already sealed by the LTO or the LTFRB after due inspection in such a way as
27 to circumvent its functions or the purposes for which it is intended. The act of
28 calibrating, reprogramming, resetting or reconfiguring a speed limiter installed

1 in any covered vehicle without the supervision of the LTO or the LTFRB as
2 required under Section 5 of this Act shall be considered tampering; and

3 (h) *Tanker truck* refers to a motor vehicle designed for transporting or
4 carrying gas, oil or liquid, flammable, combustible, corrosive or hazardous
5 materials or substances in bulk.

6 SEC. 4. *Mandatory Installation of Speed Limiter.* – No covered
7 vehicle, following the effectivity of this Act, shall be allowed to run in any
8 road, street or highway in the Philippines without a standard speed limiter in
9 accordance with the standards and specifications approved by the DOTC;
10 *Provided*, That in case of vehicles which are already registered with any
11 appropriate agency, this requirement shall be complied with not later than
12 eighteen (18) months from the effectivity of this Act.

13 SEC. 5. *Setting the Speed Limiter.* – Subject to the provisions of
14 Republic Act No. 4136, otherwise known as the “Land Transportation and
15 Traffic Code”, local ordinances and other applicable laws, the DOTC shall,
16 in accordance with acceptable international standards, determine the
17 specifications of the speed limiters that may be allowed to be installed in any
18 covered vehicle. The LTO or the LTFRB shall supervise and inspect the
19 setting of speed limiter corresponding to the maximum allowed in the route
20 plied by a particular covered vehicle.

21 SEC. 6. *Accreditation.* – The Department of Trade and Industry (DTI)
22 shall accredit persons, establishments or institutions producing, manufacturing
23 or distributing speed limiters in accordance with the specifications and
24 standards as may be determined by the DOTC. For this purpose, the DTI shall
25 issue the necessary certification attesting compliance with such specifications
26 and standards as a prerequisite for registration.

27 SEC. 7. *No Speed Limiter, No Registration.* – No covered vehicle shall
28 be registered by the LTO or given a franchise by the LTFRB without the

1 standard speed limiter installed and set in the vehicle in compliance with
2 *Section 5 and Section 6 hereof.*

3 **SEC. 8. *Penalties.*** –

4 (a) The driver who operates a motor vehicle covered by this Act or the
5 owner or operator who allows such driver to operate without the speed limiter
6 herein required shall suffer a penalty of fine in the amount of fifty thousand
7 pesos (P50,000.00).

8 (b) The same penalty shall be imposed upon the driver, owner or
9 operator who operates or allows a person to operate a motor vehicle with a
10 nonfunctioning or tampered speed limiter.

11 In addition to the above penalties, a suspension of the driver's license
12 for a period of one (1) month or franchise of a motor vehicle for a period of
13 three (3) months, as the case may be, shall be imposed upon the offender who
14 commits the abovementioned violations for the first time.

15 For the commission of any of the foregoing prohibited acts for the
16 second time, the driver's license of the offender shall be suspended for a
17 period of three (3) months or the franchise of a motor vehicle shall be
18 suspended for a period of six (6) months, as the case may be, in addition to the
19 fines herein imposed.

20 For the subsequent commission of any of the foregoing prohibited acts,
21 the driver's license of the offender shall be revoked or the franchise of a motor
22 vehicle shall be suspended for a period of one (1) year, as the case may be, in
23 addition to the fines herein imposed.

24 (c) Any person who is found guilty of tampering as defined under this
25 Act shall suffer a penalty of imprisonment of not less than six (6) months but
26 not more than three (3) years and a fine of thirty thousand pesos (P30,000.00).

27 The provision of this section shall be applied without prejudice to
28 criminal prosecution or civil action under existing applicable laws.

1 SEC. 9. *Implementing Rules and Regulations.* – The DOTC, in
2 coordination with the LTO, LTFRB, DTI and DOST, and in consultation with
3 private stakeholders, shall formulate and promulgate the necessary
4 implementing rules and regulations of this Act within sixty (60) days upon
5 the effectivity of this Act.

6 SEC. 10. *Appropriations.* – The initial amount necessary to
7 implement the provisions of this Act shall be charged against the current
8 year’s appropriation of the DOTC. Thereafter, such sums as may be necessary
9 for the continued implementation of this Act shall be included in the annual
10 General Appropriations Act.

11 SEC. 11. *Separability Clause.* – If any provision of this Act is held
12 invalid or unconstitutional, other provisions not affected thereby shall
13 continue to be in full force and effect.

14 SEC. 12. *Repealing Clause.* – All laws, decrees, executive orders or
15 parts thereof inconsistent with the provisions of this Act are hereby repealed,
16 amended or modified accordingly.

17 SEC. 13. *Effectivity.* – This Act shall take effect fifteen (15) days
18 after its publication in the *Official Gazette* or in a national newspaper of
19 general circulation.

Approved,

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