

SIXTEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
Third Regular Session)

Senate
Office of the Secretary

15 NOV -3 P1 56

SENATE

COPIED BY: _____

COMMITTEE REPORT NO. 287

Submitted *jointly* by the Committees on Public Services *and* on Finance on
NOV 03 2015

RE : S. B. No. 2999 prepared by the Committees

Recommending its approval in substitution of SBNs. 1133 *and* 2110 taking into consideration
SRN 445 *and* HBN 5911

Sponsor : Senator Ejercito

MR. PRESIDENT:

The Senate Committees on Public Services *and* on Finance to which were referred SBN
1133, introduced by Senator Trillanes, *entitled*:

“AN ACT
REQUIRING MANDATORY INSTALLATION OF SPEED LIMITERS IN PUBLIC
UTILITY VEHICLES (PUV’s).” *and*

S. B. No. 2110, introduced by Senator Ejercito, *entitled*:

“AN ACT
MANDATING THE INSTALLATION OF ELECTRONIC SPEED LIMITERS TO
ALL PUBLIC UTILITY BUSES FOR THE PROTECTION OF THE RIDING
PUBLIC AND FOR OTHER PURPOSES.”

taking into consideration SRN 445, introduced by Sen. Santiago, *entitled*:

“RESOLUTION
DIRECTING THE PROPER SENATE COMMITTEE TO CONDUCT AN
INQUIRY, IN AID OF LEGISLATION, ON THE NECESSITY TO MANDATE
OPERATORS OF PUBLIC UTILITY VEHICLES TO INSTALL SPEED
LIMITERS ON EACH VEHICLE.” *and*


HBN 5911, introduced by Reps. Violago, Velarde, Atienza, *et. al.*, *entitled*:

“AN ACT
REQUIRING THE MANDATORY INSTALLATION OF SPEEDLIMITERS IN
PUBLIC UTILITY AND CERTAIN TYPES OF VEHICLES.”

have considered the same and have the honor to report them back to the Senate with the
recommendation that the attached SBN 2999, prepared by the Committees, *entitled*:

**“AN ACT
MANDATING THE INSTALLATION OF SPEED LIMITERS AND SETTING
SPEED LIMITS FOR PUBLIC UTILITY BUSES AND FOR OTHER PURPOSES.”**

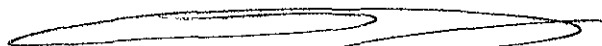
be approved in substitution of SBN 1133 and 2110 taking into consideration SRN 445 and HBN5911 with Senators, Trillanes, Ejercito, Santiago and Legarda as authors thereof.



Respectfully submitted:



JOSEPH VICTOR G. EJERCITO
Chairperson, Sub-Committee “D”
Committee on Public Services
Member, Committees on Finance



LOREN LEGARDA
Chairperson
Committee on Finance
Member, Committee on Public Services



SERGIO R. OSMEÑA, III
Acting Chairperson
Committee on Public Services
Vice-Chairperson, Committee on Finance




RAMON BONG B. REVILLA, JR.
Committee Chairperson
Committee on Public Services
Member, Committee Finance

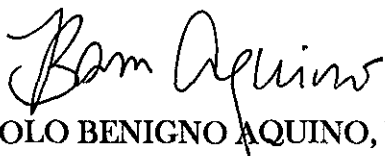
VICE-CHAIRPERSONS:



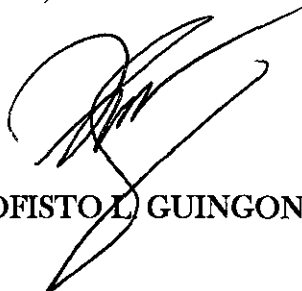
SONNY M. ANGARA
Member, Committee on Public Services



CYNTHIA A. VILLAR
Member, Committee on Public Services



PAOLO BENIGNO AQUINO, IV

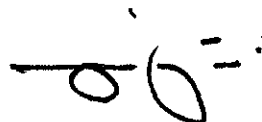


TEOFISTO L. GUINGONA, III

MEMBERS:

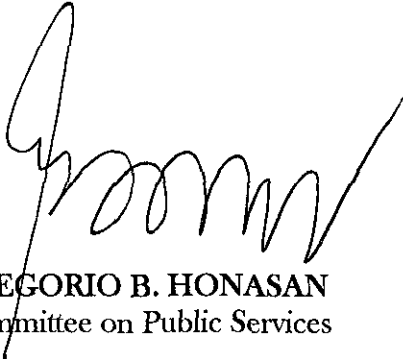


PIA S. CAYETANO
Committees on Public Services and Finance

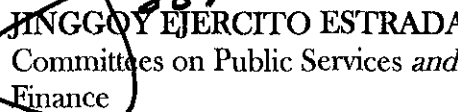


JOSEPH VICTOR EJERCITO
Committees on Public Services and on Finance


GRACE POE
Committees on Public Services and
Finance




GREGORIO B. HONASAN
Committee on Public Services




JINGGOY EJERCITO ESTRADA
Committees on Public Services and
Finance



ANTONIO F. TRILLANES, IV
Committee on Public Services



MARIA LOURDES NANCY S. BINAY
Committee on Finance



AQUILINO "Koko" PIMENTEL, III
Committee on Finance

FERDINAND R. MARCOS, JR.
Committee on Finance


FRANCIS G. ESCUDERO
Committee on Finance

MIRIAM DEFENSOR SANTIAGO
Committee on Finance



VICENTE C. SOTTO, III
Committee on Finance

EX- OFFICIO MEMBERS:



RALPH G. RECTO
President Pro-Tempore

ALAN PETER S. CAYETANO
Majority Floor Leader

JUAN PONCE ENRILE
Minority Floor Leader

FRANKLIN M. DRILON
Senate President
Pasay City

15 NOV -3 P1:56

SENATE

RECEIVED BY: *J*

Senate Bill No. 2999

Submitted jointly by the Committees on Public Service and on Finance with Senators Trillanes, Ejercito, Santiago and Legarda as authors thereof

AN ACT
MANDATING THE INSTALLATION OF SPEED LIMITERS AND SETTING
SPEED LIMITS FOR PUBLIC UTILITY BUSES AND FOR OTHER PURPOSES

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

1 **SECTION 1. Short Title.** – This Act shall be known as the “Road Speed
2 *Limiter Act of 2015.*”

3 **SEC. 2. Declaration of Policy.** – It is hereby declared the policy of the
4 State to maintain at all times the safety and protection of the public. Towards
5 this end, it shall pursue a more proactive and preventive approach to secure
6 the safety of passengers and public in general on roads and highways. It shall
7 implement measures to safeguard them from any speed-related road accidents
8 which are not only causing fatalities but also damage to properties.

9 **SEC. 3. Definition** - For purposes of this Act, the term:

10 *a. Speed Limiter* is a device used to limit the top speed of a vehicle
11 through the employment of mechanical, electronic or communications
12 system or the combination of these systems or similar devices capable
13 of performing the same function;

14 *b. Public Utility Buses (PUBs)* refers to buses duly registered with the
15 Land Transportation Office (LTO) and granted franchise by the Land
16 Transportation Franchising and Regulatory Board (LTFRB);

17 *c. Tampering* refers to an act of recalibrating, reprogramming, resetting
18 or reconfiguring a speed limiter installed in any covered vehicle and
19 already sealed by the LTO or LTFRB after due inspection in such a
20 way as to circumvent its functions or the purposes for which it is
21 intended. The act of calibrating, reprogramming, resetting or
22 reconfiguring a speed limiter installed in any covered vehicle without
23 the supervision of the LTFRB or LTO as required under Section 5 of
24 this Act shall be considered tampering;

25 **SEC. 4. Mandatory Installation of Speed Limiter.** – No PUB, following
26 the effectivity of this Act, shall be allowed to run in any road, street or highway
27 in the Philippines without an installed speed limiter in accordance with the

1 standards and specifications approved by the Department of Transportation
2 and Communications (DOTC): *Provided*, That in case of vehicles which are
3 already registered with any appropriate agency, this requirement shall be
4 complied with not later than eighteen (18) months from the effectivity of this
5 Act.

6 **SEC. 5. Speed Limit.** - The installed speed limiter will be programmed at
7 a maximum 60 kilometers per hour for public utility buses (PUBs) traversing
8 Epifanio Delos Santos Avenue (EDSA), and a maximum of 80 kilometers per
9 hour for those traversing expressways such as North Luzon Expressway (NLEX)
10 Subic-Clark-Tarlac Expressway (SCTEX), Tarlac Pangasinan- La Union
11 Expressway (TPLEX), South Luzon Expressway (SLEX), and Southern Tagalog
12 Arterial Road (STAR Tollway).

13 **SEC. 6. Installation of Speed Limiters** – No PUB shall be registered by
14 the LTO, granted new or renewed franchise by the LTFRB, without the
15 standard speed limiter installed. The LTFRB shall administer the installation
16 and monitoring of buses with installed speed limiters.

17 **SEC. 7. Setting of Standard and Accreditation.** – The DOTC shall, in
18 accordance with acceptable international standards, determine the
19 specifications of the speed limiters that may be allowed to be installed in PUBs.
20 The LTFRB or the LTO, shall supervise and inspect the setting of speed limiter
21 corresponding to the maximum allowed in the route plied by a particular
22 covered vehicle.

23 The Department of Trade and Industry (DTI) shall accredit persons,
24 establishments or institutions producing, manufacturing or distributing speed
25 limiters in accordance with the specifications and standards as may be
26 determined by the DOTC. For this purpose, the DTI shall issue the necessary
27 certification attesting compliance with such specifications and standards as a
28 pre-requisite for registration.

29 **SEC. 8. Implementing Rules and Regulations.** – The Chairperson of
30 the Land Transportation and Franchising Regulatory Board (LTFRB),
31 Chairperson of the Land Transportation Office and the secretary of Department
32 of Transportation and Communication (DOTC) shall promulgate the necessary
33 rules and regulation to implement and carry out the objectives and provisions
34 of this Act.

35 **SEC. 9. Penalty –**

36 a. Public Utility Bus Operators who failed to comply with the mandatory
37 installation of electronic speed limiter under Section 4 of this Act shall
38 be fined with an amount not exceeding One Hundred Thousand Pesos
39 (P100,000.00) and a suspension of the franchise until compliance of
40 the installation.

41 b. The driver who knowingly operates a PUB or the owner or operator
42 who allows such driver to operate without the speed limiter herein
43 required shall suffer a penalty of fine in the amount of Fifty Thousand
44 Pesos (P50,000.00).

45 c. The same penalty shall be imposed upon the driver, owner or operator
46 who operates or allows a person to operate PUB a non-functioning or
47 tampered speed limiter.

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

5 For the commission of any of the foregoing prohibited acts for the
6 second time, the driver's license of the offender shall be suspended for
7 a period of three (3) months or the franchise of a PUB shall be
8 suspended for a period of six (6) months, as the case may be, in
9 addition to the fines herein imposed.

10 For the subsequent commission of any of the foregoing prohibited
11 acts, the driver's license of the offender shall be revoked or the
12 franchise of a PUB shall be suspended for a period of one (1) year, as
13 the case may be, in addition to the fines herein imposed.

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

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

20 **SEC. 10. Appropriations.** Such sums as may be necessary for the
21 immediate implementation of the provisions of this Act is hereby authorized to
22 be appropriated out of any funds in the National Treasury not otherwise
23 appropriated. Thereafter, such sums as may be necessary for its continued
24 implementation shall be included in the annual General Appropriations Act.

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

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

31 **SEC. 13. Effectivity Clause.** – This Act shall take effect 15 days after its
32 complete publication in the Official Gazette or in a newspaper of general
33 circulation.

34 Approved,