


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

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SENATE
P.S. Res. No. **993**

RECEIVED



Introduced by Senator Grace Poe

RESOLUTION

URGING THE SENATE COMMITTEE ON PUBLIC SERVICES TO CONDUCT AN INQUIRY, IN AID OF LEGISLATION, INTO THE POSSIBILITY OF ALLOWING TWO-WHEELED MOTORCYCLES TO BE OFFERED FOR HIRE AS PUBLIC TRANSPORTATION, WITH THE END GOALS OF AMENDING REPUBLIC ACT NO. 4136, OTHERWISE KNOWN AS THE "LAND TRANSPORTATION AND TRAFFIC CODE", AND TO FORMULATE RULES ENSURING THE SAFETY OF THE RIDING PUBLIC AND MOTORCYCLE RIDERS

1 **WHEREAS**, Section 4 of Article II of the Constitution provides that "the prime
2 duty of the Government is to serve and protect the people";

3
4 **WHEREAS**, Section 5 of Article II of the Constitution further states that "the
5 maintenance of peace and order, the protection of life, liberty, and property, and the
6 promotion of the general welfare are essential for the enjoyment by all the people of
7 the blessings of democracy";

8
9 **WHEREAS**, a 2017 study revealed that Metro Manila has the "third worst
10 traffic in Southeast Asia"¹;

11
12 **WHEREAS**, the Boston Consulting Group's study showed that Metro Manila
13 motorists and commuters get stuck in traffic for an average of sixty six (66) minutes
14 per day²;

15
16 **WHEREAS**, on top of the horrendous traffic, it was likewise found out that
17 looking for a parking spot in Metro Manila requires an average of twenty four (24)
18 minutes per day³;

19
20 **WHEREAS**, given the situation of traffic in Metro Manila, and all other cities
21 all over the country, not to mention the increasing prices of petroleum products, it is
22 understandable that Filipino commuters, motorists and/or entrepreneurs relying on

¹ <https://www.rappler.com/business/190016-metro-manila-traffic-southeast-asia-study-bcg-uber>

² *Ibid.*

³ *Ibid.*

1 transportation would explore other more speedy, convenient and cheap modes of
2 transportation;

3
4 **WHEREAS**, some of our countrymen resorted to two-wheeled motorcycles
5 for hire, particularly motorcycle riders who registered with the ride-hailing
6 application ANGKAS;

7
8 **WHEREAS**, though ANGKAS might have helped in providing a more speedy,
9 convenient and cheap alternative mode of transportation for Filipinos, it faced a legal
10 impediment when the Supreme Court ruled to grant a petition for a Temporary
11 Restraining Order (TRO) against ANGKAS' operations filed by no less than the
12 Department of Transportation (DOTr) and the Land Transportation Franchising and
13 Regulatory Board (LTRFRB)⁴;

14
15 **WHEREAS**, DOTr and LTRFRB had cited Republic Act (RA) No. 4136,
16 otherwise known as the "Land Transportation and Traffic Code", to support its
17 position that motorcycles or two-wheeled vehicles are not allowed for public
18 transportation or as transportation for hire;

19
20 **WHEREAS**, furthermore, DOTr has raised the following points:

- 21
22 a. If motorcycles are to be allowed to be part of public
23 transportation, should all types of motorcycles be permitted?
24
25 b. What should be the allowable travel speed of motorcycles for
26 hire?
27
28 c. Should motorcycles for hire be allowed on all types of roads all
29 throughout the country?
30
31 d. What should be the requirements for seats and helmets?
32
33 e. What should be the training and safety requirements for
34 motorcycle riders offering their services to the public?
35
36 f. Who would be liable to the driver and/or passenger in cases of
37 accidents, injuries and/or deaths?⁵;

38
39 **WHEREAS**, the points raised by the DOTr are also valid as the safety of the
40 riding public is of equal, if not greater, importance as the speedier, more convenient
41 and cheaper transportation that two-wheeled motorcycles have to offer;

42
43 **WHEREAS**, it is undeniable that our countrymen need a cheaper, affordable
44 and readily accessible alternative mode of transportation and it is the State's duty to
45 ensure effective regulation so as not to compromise the riding public's safety;

⁴ <https://news.abs-cbn.com/news/12/21/18/angkas-asks-supreme-court-to-lift-tro-dismiss-petition>

⁵ <https://www.rappler.com/nation/219327-dotr-hits-angkas-defy-supreme-court-order>

1 **WHEREAS**, given the foregoing, it is high time that RA 4136, a law that is
2 more than fifty five (55) years old, be scrutinized and be reviewed paving the way to
3 the possibility of allowing two-wheeled motorcycles to be allowed as public
4 transportation for hire;

5
6 **NOW, THEREFORE, BE IT RESOLVED**, as it is hereby resolved by the
7 Senate of the Philippines, to urge the Senate Committee on Public Services to
8 conduct an inquiry, in aid of legislation, into the possibility of allowing two-wheeled
9 motorcycles to be offered for hire as public transportation, with the end goals of
10 amending Republic Act No. 4136, otherwise known as the "Land Transportation and
11 Traffic Code", and to formulate rules ensuring the safety of the riding public and
12 motorcycle riders;

13
14 *Adopted.*


GRACE POE