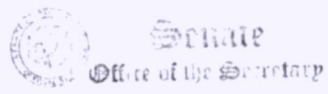


EIGHTEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
First Regular Session)

SENATE

S. No. 679



Introduced by SENATOR RAMON BONG REVILLA, JR. '19 JUL 22 P 2 :22

AN ACT

RECEIVED

REQUIRING PARKING SPACE FROM MOTOR VEHICLE BUYERS IN METROPOLITAN AREAS AS A PRE-REQUISITE FOR THE PURCHASE OF A MOTOR VEHICLE AND REGISTRATION WITH THE LAND TRANSPORTATION OFFICE (LTO)

EXPLANATORY NOTE

These are the metropolitan areas in the Philippines as are identified by the National Economic Development Authority (NEDA) -- Metro Manila, Angeles, Bacolod, Baguio, Cagayan de Oro, Cebu, Dagupan, Davao, Iloilo, Naga, and Olangapo - where traffic congestion is prevalent.

A study conducted by the Japan International Cooperation (JICA) has found that the national economy lost 2.4 billion pesos per day in 2012 and is projected to lose up to 6 billion pesos a day by 2030 due to traffic congestion in the National Capital Region (NCR) and other urban centers throughout the country.

While the government bears a large part of the responsibility for the traffic mess in the metropolitan areas, especially in Metro Manila, private car owners who are using our public roads as parking space aggravate the traffic situation. When roads become a parking lot, there will always be longer trip times and increased vehicular queuing. Further, it has been observed that extreme traffic congestions coincide with the number of vehicles that are parked along major thoroughfares increases.

This bill seeks to require a garage or parking space before the purchase of motor vehicles in metropolitan areas to deter the proliferation of vehicles occupying sidewalks or roadsides. In addition to that, this bill also requires the Land Transportation Office to verify the public document submitted by the registrant/purchaser attesting to the existence of the parking facility not only in Metro Manila but also in other metropolitan areas of the country.

In view of the foregoing, immediate approval of this bill is earnestly requested.


RAMON BONG REVILLA, JR.

EIGHTEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
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Senate

Office of the Secretary

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

1 Section 1. *Short Title.* - This Act shall be known as the "No Garage, No
2 Car Act of 2019".

3 Sec. 2. *Declaration of Policy.* - Pursuant to the Constitutional Principle
4 that recognizes the right of the people to balanced and healthful ecology and
5 the protection of life and property and the promotion of general welfare, the
6 State shall promulgate measures to lessen traffic congestion, curb the number
7 of private vehicles, provide safe and uncluttered pathways where people may
8 freely walk through to their destinations, and maintain a clean and healthy
9 environment by clearing streets of parked vehicle and other clutter that
10 reduce the space for ongoing human and vehicular traffic.

11 Sec. 3. *Scope and Application; Proof-of-Parking Space or Facility.* -Any
12 person, whether natural or juridical, with residence or business address in
13 metropolitan areas such as, but not limited to Metro Manila, Angeles, Bacolod,
14 Baguio, Batangas, Cagayan de Oro, Cebu, Dagupan, Davao, Iloilo, Naga, and
15 Olongapo, who intends to purchase a motor vehicle, shall be required to
16 execute an affidavit which shall be acknowledged before a notary public,
17 attesting to the availability of a permanent parking space or facility or that a
18 parking space or facility has been leased or procured specifically for the

1 purpose of parking the motor vehicle intended to be bought before the
2 affidavit executed by the prospective buyer of motor vehicles shall be
3 presented to the LTO as a pre-requisite for registration.

4 Sec. 4. *Responsibility of prospective Buyer of Motor Vehicle.* – No
5 motor vehicle conveyed in the absence of a public document duly attested to
6 by the prospective buyer of a motor vehicle acknowledged before a notary
7 public, that a permanent parking space or facility already exists for the motor
8 vehicle which is subject of the sale. The affiant shall be bound by the claims
9 stated in the document and shall be held liable for untruthful statements
10 made in his affidavit under Articles 171 and 172 of the Revised Penal Code,
11 without prejudice to any other cases that may be filed against such person.

12 Sec. 5. *Role of the Land Transportation Office.* – The LTO shall make
13 as pre-requisite in the registration of a motor vehicle the submission of the
14 affidavit attesting to the existence of a permanent parking space or facility by
15 the buyer or vendee of the motor vehicle that it has confirmed the existence
16 of a permanent parking space or facility for the motor vehicle to be
17 purchased.

18 The document must be kept on file and the same shall be produced
19 when there exists a claim or evidence to the contrary that the parking space
20 or facility attested therein does not exists.

21 Sec. 6. *Local Government Units and Citizen Patrol.* – Any concerned
22 individual may report to the LTO, Metropolitan Manila Development Authority
23 (MMDA), the metropolitan coordinating council, or the engineering office of
24 the local government unit (LGU) the existence of motor vehicles which are
25 parked on the streets, alleys or pathways primarily used for pedestrian and
26 motor vehicle traffic.

27 Authorized personnel of the LTO, MMDA, metropolitan coordinating
28 council, or the LGU engineering office and law enforcement agencies shall
29 conduct periodic ocular inspection for the purpose of strictly implementing the
30 provisions of this Act.

31

1 Sec. 7. *Penalties.* – A motor vehicle registration issued to an owner,
2 whether natural or juridical, which has been fraudulently obtained from the
3 LTO by making untrue claims in the public document executed for the
4 purpose of complying with the requirement under Section 3 of this Act
5 indicating that an adequate parking space or facility exists for motor vehicle,
6 shall be revoked and the motor vehicle owner shall be suspended from
7 registering a motor vehicle under his name for a period of three years and
8 imposed a fine in the amount of Fifty Thousand Pesos (P50,000.00) for every
9 violation of the provisions of this Act.

10 Any officer or employee of the LTO who has allowed the registration of
11 a motor vehicle without the necessary document required under Section 3 of
12 this Act or with knowledge of the falsify of, or failing to further reinvestigate
13 despite having reasonable ground to believe that, the statement in the
14 instrument attesting to the availability of the permanent parking space or
15 facility for the motor vehicle statement is false, shall be suspended from office
16 for a period of three months without pay.

17 The penalties enumerated herein shall be without prejudice to the
18 liability that may be incurred under the Revised Penal Code and other existing
19 laws.

20 Sec. 8. *Implementing Rules and Regulations.* - Within 90 days from the
21 effectivity of this Act, the Secretary of Transportation, in consultation with the
22 Secretary of the Interior and Local Government, the Chairperson of the
23 MMDA, Chairperson of the Metropolitan council, the agency head of LTO and
24 representatives from the LGUs in Metro Manila and other Metropolitan areas
25 shall promulgate the rules and regulations for the effective implementation of
26 this Act.

27 Sec. 9. *Repealing Clause.* – All laws, decrees, orders, rules and
28 regulations, or portions thereof, inconsistent with this Act are hereby repealed
29 or modified accordingly.

30

1 Sec. 10. *Separability Clause.* – In the event that any provision of this
2 Act is declared unconstitutional, the validity of other provisions shall not be
3 affected by such declaration.

4 Sec. 12. *Effectivity Clause.* – This Act shall take effect fifteen days after
5 its publication in the Official Gazette or in two newspapers of general
6 circulation.

7

8 *Approved,*