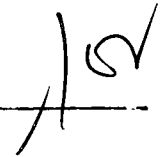


NINETEENTH CONGRESS OF THE )  
REPUBLIC OF THE PHILIPPINES )  
Second Regular Session )

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**SENATE**

**S. B. No. 2555**

(In substitution of Senate Bill No. 159)

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Prepared and submitted jointly by the Committees on Justice and Human Rights; and Public Services with Senators Ejercito and Tolentino as authors thereof.

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**AN ACT**  
**AMENDING REPUBLIC ACT NO. 11235, OTHERWISE KNOWN AS THE**  
**"MOTORCYCLE CRIME PREVENTION ACT"**

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

1           **SECTION 1.** Section 3 of Republic Act No. 11235 is hereby amended to read as  
2 follows:

3                   "Sec 3. *Definitions.* - As used in this Act, the following terms are  
4 defined:

5           (a) XXX

6           (b)

7           (c)

8           (d)

9           (e) xxx xxx; **AND**

10           **(F) RADIO FREQUENCY IDENTIFICATION SYSTEM (RFID)**  
11           **STICKER** REFERS TO A STICKER THAT CONTAINS MACHINE-  
12           **READABLE DATA THAT INCLUDES THE BASIC INFORMATION**

1           **ABOUT THE MOTORCYCLE, AS WELL AS OTHER RELEVANT DATA**  
2           **SUBJECT TO THE PROVISIONS OF REPUBLIC ACT 10173 OR THE**  
3           **DATA PRIVACY ACT OF 2012.**

4           **SEC. 2.** Section 4 of R.A. No. 11235 is hereby amended to read as follows:

5           "Sec. 4. *Registration [by the Owner] OF MOTORCYCLES.* — [The  
6           owner of a motorcycle shall register his or her motorcycle with the LTO  
7           within five (5) days from such acquisition of ownership. The owner of a  
8           motorcycle shall also immediately report any sale or disposition of his or her  
9           motorcycle to the LTO] **IN CASE OF NEW OWNERSHIP, A**  
10           **MOTORCYCLE SHALL BE REGISTERED WITH THE LTO BY THE**  
11           **DEALER, UPON AUTHORITY OF THE OWNER, WITHIN FIVE (5)**  
12           **DAYS FROM DATE OF SALE.**

13           **IN THE SUBSEQUENT SALE OR DISPOSITION OF A**  
14           **MOTORCYCLE ON CASH BASIS, THE NEW OWNER SHALL REPORT**  
15           **SUCH SALE OR DISPOSITION TO THE LTO BY SUBMITTING THE**  
16           **CORRESPONDING HIGHWAY PATROL GROUP (HPG) CLEARANCE**  
17           **AND DEED OF SALE WITHIN TWENTY (20) DAYS FROM**  
18           **ACQUISITION OF OWNERSHIP AND CAUSE THE TRANSFER OF**  
19           **OWNERSHIP OF THE MOTORCYCLE WITHIN A PERIOD OF FORTY-**  
20           **FIVE (45) DAYS FROM DATE OF ACQUISITION.**

21           **IN THE CASE OF SUBSEQUENT SALE OR DISPOSITION OF A**  
22           **MOTORCYCLE ON INSTALLMENT OR "ASSUME BALANCE" BASIS**  
23           **WHEREIN OWNERSHIP IS ONLY TRANSFERRED UPON FULL**  
24           **PAYMENT OF THE BALANCE, THE NEW BUYER SHALL SECURE**  
25           **FROM THE DEALER OR THE ORIGINAL BUYER AN AUTHORITY TO**  
26           **USE SUCH MOTORCYCLE AS PROOF OF SUCH ACQUISITION**  
27           **SCHEME.**

28           **IN THE CASE OF REPOSSESSED MOTORCYCLES, THE**  
29           **DEALERS SHALL REPORT TO THE LTO EVERY TIME THE DEALER**  
30           **REPOSSESSES A MOTORCYCLE. THE REGISTRATION OF SUCH**

1           **REPOSSESSED MOTORCYCLE SHALL BE TRANSFERRED BACK TO**  
2           **THE NAME OF THE DEALER AND SHALL BE PLACED IN THE SYSTEM**  
3           **OF THE LTO AS BEING UNDER STORAGE TO AVOID INCURRING**  
4           **PENALTY. EACH DEALER SHALL SUBMIT TO THE LTO A YEARLY**  
5           **REPORT ON THE STATUS OF ALL REPOSSESSED MOTORCYCLES**  
6           **UNDER ITS CUSTODY.**

7           Failure of the [~~owner to register within five (5) days from acquisition~~  
8           ~~of ownership, or to immediately report its sale or disposition,~~] **DEALER OR**  
9           **THE NEW OWNER TO COMPLY WITH THE REQUIREMENTS OF THIS**  
10          **SECTION** shall subject the **DEALER OR THE NEW** owner to a [~~penalty of~~  
11          ~~imprisonment of *arresto mayor* to *prision correccional*, as defined under the~~  
12          ~~Revised Penal Code, or a fine of not less than Twenty thousand pesos~~  
13          ~~(P20,000.00) but not more than Fifty thousand pesos (P50,000.00), or~~  
14          ~~both~~] **FINE OF NOT MORE THAN FIVE THOUSAND PESOS**  
15          **(P5,000.00).**

16          [~~If a motorcycle that is not yet registered with the LTO is used in connection~~  
17          ~~with an offense punishable under the Revised Penal Code or special penal~~  
18          ~~laws, the maximum penalty of the relevant offense shall be imposed on the~~  
19          ~~offenders.]"~~

20          **SEC. 3.** Section 5 of R.A. No. 11235 is hereby amended to read as follows;

21                 "Section 5. *Bigger, Readable and Color-Coded Number Plates* **AND**  
22          **INSTALLATION OF RFID STICKER.** —The LTO shall issue a readable  
23          number plate **AND RFID STICKER** for every motorcycle. The LTO shall,  
24          in the implementing rules and regulations (IRR) of this Act, determine the  
25          font style and size of the bigger, readable and color-coded number plates  
26          **AND A SMALL SCANNER-READABLE RFID STICKER: *Provided,*** That  
27          the contents of the number plates shall be readable from the [~~front, the~~  
28          ~~back, and the side~~] **BACK PORTION** of the motorcycle from a distance of  
29          at least fifteen (15) meters from the motorcycle; **AND THE DATA**  
30          **CONTAINED IN THE RFID STICKER INSTALLED IN THE FRONT OF**

1           **THE MOTORCYCLE SHALL BE READABLE BY RFID SCANNERS.**

2                   XXX XXX XXX

3           The readable number plates must be displayed in [~~both the front and~~  
4 ~~back sides~~] **THE BACK PORTION** of a motorcycle and shall be made of  
5 suitable and durable material as determined by the LTO.

6                   XXX XXX XXX."

7           **SEC. 4.** Section 7 of R.A. No. 11235 is hereby amended to read as follows:

8                   "Section 7. *Driving Without a Number Plate or Readable Number*  
9 *Plate* **OR WITHOUT AN RFID STICKER.** —Driving without a number  
10 plate or a readable number plate **OR WITHOUT AN RFID STICKER**, as  
11 provided in this Act, is prohibited. The driver of a motorcycle without a  
12 number plate or readable number plate, **OR WITHOUT AN RFID**  
13 **STICKER**, as provided in this Act, shall be punished by [~~prision correctional~~  
14 ~~as provided in the Revised Penal Code, or a fine not less than Fifty thousand~~  
15 ~~pesos (P50,000.00) but not more than One hundred thousand pesos~~  
16 ~~(P100,000.00), or both~~] **A FINE OF NOT MORE THAN FIVE THOUSAND**  
17 **PESOS (P5,000.00).**

18           A motorcycle driven without a number plate or a readable number  
19 plate **OR WITHOUT AN RFID STICKER** shall be stopped, and such  
20 motorcycle shall be seized by law enforcers and immediately surrendered  
21 to the Philippine National Police (PNP): **PROVIDED, THAT NO SEIZURE**  
22 **SHALL BE MADE UPON SHOWING PROOF OF OWNERSHIP AND**  
23 **REGISTRATION AND THAT THE OWNER IS NOT AT FAULT FOR THE**  
24 **NON-INSTALLATION OF NUMBER PLATE OR A READABLE PLATE**  
25 **AND RFID STICKER.** Any apprehension must be reported immediately to  
26 the LTO, PNP and the Department of Information and Communications  
27 Technology (DICT) through the Joint LTO and PNP Operations and Control  
28 Center. The owner of such motorcycle may redeem his or her seized  
29 motorcycle from the **PNP WITH THE REQUIRED CLEARANCE FROM**  
30 **THE LTO** upon proof of ownership, payment of the costs of seizure, and

1 compliance with a number plate or readable number plate."

2 **SEC. 5.** Section 11 of R. A. No. 11235 is hereby amended to read as follows:

3 "Section 11. *Loss of Number Plate or Readable Number Plate OR*  
4 ***RFID STICKER.*** —If the number plate or readable number plate **OR RFID**  
5 **STICKER** of a motorcycle is lost, damaged, or stolen, the owner **OR**  
6 **POSSESSOR** of such motorcycle shall [~~immediately~~] report the same to  
7 the LTO and the PNP through the Joint PNP and LTO Operations and Control  
8 Center **WITHIN SEVENTY-TWO HOURS (72 HOURS) FROM**  
9 **DISCOVERY OF SUCH LOSS**, and request a replacement number plate.  
10 Failure of the owner to report the same shall subject the owner to a fine  
11 [~~not less than Twenty thousand pesos (P20,000.00) but not more than Fifty~~  
12 ~~thousand pesos (P50,000.00)] **OF NOT MORE THAN FIVE THOUSAND**  
13 **PESOS (P5,000.00).**~~

14 However, if the lost, damaged, or stolen number plate or readable  
15 number plate and **OR RFID STICKER** is used in connection with an offense  
16 penalized under the Revised Penal Code or special penal laws, the failure of  
17 the owner to report within three (3) days that the motorcycle is lost,  
18 damaged, or stolen, shall subject the owner to a [~~penalty of imprisonment~~  
19 ~~of arresto mayor to prision correccional]~~ **FINE OF NOT MORE THAN FIVE**  
20 **THOUSAND PESOS (P5,000.00)."**

21 **SEC. 6.** Section 12 of R. A. No. 11235 is hereby amended to read as follows:

22 "SEC. 12. *Erasing, Tampering, Forging, Imitating, Covering or Concealing a*  
23 *Number Plate or Readable Number Plate and Intentional Use Thereof.* –

24 **A.** Erasing, tampering, altering, forging, imitating, covering, **OR** concealing  
25 a number plate or readable number plate[~~, or~~] **SHALL BE PUNISHED BY**  
26 **IMPRISONMENT RANGING FROM TWO YEARS AND ONE DAY TO**  
27 **SIX YEARS AND A FINE OF NOT MORE THAN TEN THOUSAND**  
28 **PESOS (P10,000.00);**

29 **B.** the intentional use of such erased, tampered, altered, forged, imitated,  
30 covered or concealed number plate or readable number plate, under this

1 Act shall be punished by [~~prision mayor~~ as provided under the Revised Penal  
2 Code, or a fine of not less than Fifty thousand pesos (P50,000.00) but not  
3 more than One hundred thousand pesos (P100,000.00), or both.] **A FINE**  
4 **OF NOT MORE THAN TEN THOUSAND PESOS (P10,000.00);**

5 **C. [If] IF** a person knowingly sells or buys an erased, tampered, altered,  
6 forged or imitated number plate or readable number plate, both such buyer  
7 and seller shall be punished by [~~prision mayor~~ as provided under the  
8 Revised Penal Code. However,] **IMPRISONMENT RANGING FROM SIX**  
9 **MONTHS AND ONE DAY TO TWO YEARS AND A FINE OF TEN**  
10 **THOUSAND PESOS (P10,000.00): PROVIDED, THAT** if the person  
11 who sells or buys the number plate proves that he or she has no knowledge  
12 that it was erased, tampered, altered, forged or imitated, he or she shall be  
13 punished by [~~arresto mayor~~] **A FINE OF NOT MORE THAN TEN**  
14 **THOUSAND PESOS (P10,000.00).**

15 **SEC. 7.** Section 13 of R. A. No. 11235 is hereby amended to read as follows:

16 "SEC. 13. *Use of Stolen Number Plate or Readable Number Plate or*  
17 *Readable Number Plate. - WITHOUT PREJUDICE TO CRIMINAL*  
18 **PROSECUTION FOR VIOLATION OF EXISTING LAWS,** [~~The~~] **THE** use  
19 of a stolen number plate or readable number plate in a motorcycle shall be  
20 punished by [~~prision mayor~~ as provided under the Revised Penal Code, or  
21 a fine of not less than Fifty thousand pesos (P50,000.00) but not more than  
22 One hundred thousand pesos (P100,000.00), or both at the discretion of  
23 the court] **A FINE OF NOT MORE THAN TEN THOUSAND PESOS**  
24 **(P10,000.00)."**

25 **SEC. 8.** Section 19 of R. A. No. 11235 is hereby amended to read as follows:

26 "SEC. 19. *Transitory Provision. -* Motorcycle owners with number  
27 plates not in conformity with the provisions of this Act, shall renew their  
28 registration and apply for the required readable number plate not later than  
29 [~~June 30, 2019~~] **JUNE 30, 2025.** The LTO is given until [~~December 31,~~  
30 ~~2019~~] **DECEMBER 31, 2025** to produce, release, and issue the number

1 plates as required by this Act. After [~~December 31, 2019~~] **DECEMBER 31,**  
2 **2025**, the penal provisions regarding the use of bigger, readable and color-  
3 coded number plates as required under this Act shall take effect."

4 **SEC. 9. Separability Clause.** - If any provision of this Act is held invalid or  
5 unconstitutional, the same shall not affect the validity and effectivity of the other  
6 provisions hereof.

7 **SEC. 10. Repealing Clause.** - All laws, decrees, executive orders, rules and  
8 regulations, which are inconsistent with the provisions of this Act are hereby repealed,  
9 amended or modified accordingly.

10 **SEC. 11. Effectivity Clause.** - This Act shall take effect fifteen (15) days after its  
11 publication in the Official Gazette or in a newspaper of general circulation.

*Approved,*