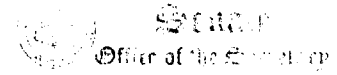


NINETEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
Second Regular Session)



24 FEB 27 P2 :21

SENATE
P. S. Res. No. 939

RECEIVED BY

Introduced by: Senator Raffy T. Tulfo

RESOLUTION
DIRECTING THE SENATE COMMITTEE ON PUBLIC SERVICES TO CONDUCT AN INQUIRY IN AID OF LEGISLATION TO ASSESS THE VIABILITY OF IMPOSING A MANDATORY COMPREHENSIVE INSURANCE COVERAGE REQUIREMENT FOR GOVERNMENT VEHICLES

1 WHEREAS, Section 5 of Republic Act No. 4136, as amended, or the Land
2 Transportation and Traffic Code requires that all motor vehicles being used or operated
3 on or upon any public highway of the Philippines shall be properly registered including
4 motor vehicles owned by the government of the Philippines or any of its political
5 subdivisions;

6 WHEREAS, Section 387 of Republic Act No. 10607 or The Insurance Code states
7 that, "it shall be unlawful for any land transportation operator or owner of a motor vehicle
8 to operate the same in the public highways unless there is in force in relation thereto a
9 policy of insurance or guaranty in cash or surety bond";

10 WHEREAS, Section 390 of The Insurance Code further requires the land
11 transportation operator to secure a Compulsory Third Party Liability (CTPL) insurance as
12 a mandatory requirement for any motor vehicle before applying for the registration or
13 renewal of registration of any motor vehicle to the Land Transportation Office (LTO);

14 WHEREAS, Section 5 of Republic Act No. 656, as amended, or the Property
15 Insurance Law mandates that the properties of the government shall be insured for any
16 damage to, or loss of, its properties due to fire, earthquake, storm, or other casualty, but

1 not for damages caused against other properties damaged in an accident involving
2 government vehicles;

3 WHEREAS, there has been an increasing number of complaints over road accidents
4 involving government vehicles which are later found to be uninsured, despite legal
5 mandates requiring such insurance coverage;

6 WHEREAS, a complainant went to the public service program "*Raffy Tulfo in*
7 *Action*" and reported that on August 25, 2023, a driver of an uninsured barangay multicab
8 recklessly drove and ran through multiple private vehicles in Brgy. Uno, Bais City, Negros
9 Occidental including two (2) tricycles, two (2) minivans, two (2) motorcycles, and one (1)
10 van;

11 WHEREAS, a victim in another accident which occurred on December 8, 2022 in
12 Sorsogon City similarly sought the assistance of the "*Raffy Tulfo in Action*" public service
13 program where a truck used for garbage collection collided with a jeep resulting to
14 physical injuries of nine (9) individuals and the driver of the said truck was found not to
15 be in possession of a driver's license which voided the insurance claim in favor of the
16 injured persons;

17 WHEREAS, the non-compliance of government agencies, who must serve as role
18 models for the private sector, with the mandatory insurance requirement for their vehicles
19 is prevalent;

20 WHEREAS, the abovementioned circumstances result to loss of lives and thereby
21 pose insurmountable financial burdens on the victims of accidents and their family and
22 raises questions on government accountability;

23 WHEREAS, immediate action is necessary to enforce compliance with existing laws
24 mandating insurance coverage for government vehicles and strict adherence to the same
25 laws to ensure the protection of public interest;

26 WHEREAS, there is a need to conduct a review of all existing laws relating to
27 insuring and registering government vehicles and navigate the insurance procurement
28 process, ensuring that insurance coverage is in accordance with legal requirements;

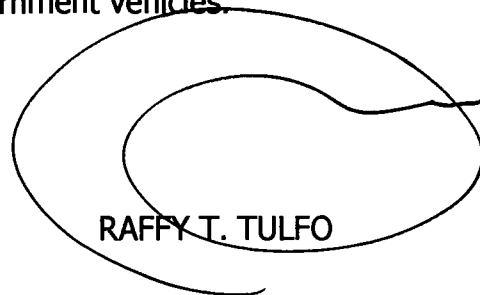
29 WHEREAS, there is a need to hold government agencies liable for utilizing
30 uninsured and unregistered vehicles, by imposing necessary disciplinary actions that shall

1 be taken against those responsible for non-compliance with the relevant laws and
2 regulations;

3 WHEREAS, it is hereby sought that periodic audits and reporting on the insurance
4 status of government vehicles shall be conducted by the proper authorities tasked to
5 promote transparency and accountability;

6 NOW THEREFORE BE IT RESOLVED BY THE SENATE OF THE PHILIPPINES, that
7 the Senate Committee on Public Services be directed to conduct an inquiry in aid of
8 legislation on the registration and the procurement of insurance coverage of all
9 government vehicles with the end in view in imposing legal consequences, including fines
10 and penalties on government agencies and their personnel who fail to comply with the
11 mandatory insurance requirements for their vehicles, and assess the viability of imposing
12 a mandatory comprehensive insurance on government vehicles.

Approved,



RAFFY T. TULFO