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SENATE

S.B. No. 21

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Introduced by HON. RAMON BONG REVILLA, JR.

EXPLANATORY NOTE

In invoking its power of *parens patriae*, the State may exercise its authority to usurp the rights of the natural parent or guardian and to act as parent of any child or individual, or an incapacitated and dependent person who is in need of protection against danger, risk of their lives and limbs.

Recent incidents have occurred where children were severely injured while riding on a motorcycle. These children lack the development skills to pay attention and properly secure themselves while riding.

This bill seeks to supplement Senate Bill 1863, which I earlier filed, mandating all motorcycles riders to wear standard quality helmet while driving. This is consistent with our advocacy to provide safety measures to all riders and passengers and avoid injury or fatality especially for children on motorcycles.

Hence, passage of this bill is earnestly sought.


RAMON BONG REVILLA, JR.

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SENATE

S.B. No. 21

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Introduced by HON. RAMON BONG REVILLA, JR.

AN ACT
PROHIBITING THE RIDING OR TRANSPORTING OF CHILDREN SEVEN
YEARS OLD AND BELOW ON MOTORCYCLES ALONG HIGHWAYS

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

SECTION 1. Short Title. - This Act shall be known as "*Motorcycle Safety Act for Children*".

SECTION 2. Declaration of Policy. - The State recognizes its role to maintain at all times the safety and protection of children.

SECTION 3. Definitions. - For purposes of this Act, the following terms shall mean:

- (A) **Motorcycle.** - any two-wheeled vehicle such as motorcycles, scooters and the like
- (B) **Highways and National Highways** - roads designated by the government or local government units as highways or national highways

SECTION 4. Prohibition - For any person to transport a child seven (7) years old and below on motorcycle along the national highway or highway.

SECTION 5. Exception - Exceptions may be made in provinces wherein there is no considerable vehicular traffic and where motorcycles are the only means of transportation.

SECTION 6. Penalties. - *Any violation of this Act shall be punished as follows:*

The first time offender shall be fined with an amount not exceeding P3,000.00; P5,000.00 for the second offense and P10,000.00 for the third and succeeding offenses.

SECTION 7. *Implementing Rules and Regulations* – As the lead agency, the Land Transportation Office (LTO) shall formulate the Implementing Rules and Regulations (IRR) of this Act within ninety (90) days after its effectivity.

SECTION 8. *Separability Clause* – If for any reason any section or provision of this Act is declared unconstitutional, other provisions hereof which are not effected thereby shall continue to be in full force and effect.

SECTION 9. *Repealing Clause*. – Any laws, decrees, or rules and regulations which are inconsistent with or contrary to the provisions of this Act are hereby amended or repealed.

SECTION 10. *Effectivity Clause*. – This Act shall take effect upon its publication in at least two (2) national newspapers of general circulation.

Approved,