


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

8 JUL 22 P1:34

SENATE

RECEIVED BY: 

S.B. No. 2459

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Introduced by Senator Ramon Bong Revilla, Jr.

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### EXPLANATORY NOTE

The Motor Vehicles User's Charge (MVUC) is being imposed on all motor vehicles by virtue of Republic Act No. 8794, enacted in July 2000. Among other things, RA 8794 seeks to provide funding for the rehabilitation of roads in the country through collecting a separate charge. The money collected will be used for road maintenance, drainage improvement, pollution control, road safety and education. The MVUC, more commonly known as the road tax, is part of DPWH revenue outside the annual budget it receives from the government.

In a recent press conference by the DPWH, Secretary Hermogenes Ebdane Jr. attributed road damages to overloading. As mandated by RA 8794, a fine of an amount equivalent to twenty-five percent (25%) of the MVUC is being imposed on trucks and trailers for overloading. However, the secretary maintained that while violators are penalized, they are still permitted to carry their excess loads after paying the fine. He further noted that the Philippines have the highest allowable axle load limit in the world.

Addressing these concerns is imperative to fully appreciate the spirit of RA 8794. The law was initiated to augment funding requirements for road maintenance and improvement. However, collection of funds will be futile, if at all an extra burden to the motorists, if the primary source of problem is not confronted.

This proposed measure seeks to complement the fine imposed on overloading with unloading requirement to the violators. They will be compelled to unload the excess weight before they can continue their trip. Furthermore, this bill proposes reduction to the axle load limit mandated by the law.

In this regard, passage of this bill is urgently requested.

  
RAMON BONG REVILLA, JR.

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**AN ACT**  
**AMENDING SECTION 6 OF REPUBLIC ACT 8794, ALSO KNOWN AS AN**  
**ACT IMPOSING MOTOR VEHICLES USER'S CHARGE ON OWNERS OF ALL**  
**TYPES OF MOTOR VEHICLES AND FOR OTHER PURPOSES**

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

**Section 1.** Republic Act No. 8794, section 6 is hereby amended to read as follows:

SECTION 6. *Penalty for overloading.* – An amount equivalent to twenty-five percent (25%) of the MVUC shall be imposed on trucks and trailers for loading beyond their prescribed gross vehicle weight: Provided, That no axle load shall exceed [thirteen thousand five hundred kilograms (13,500 kgs.)] NINE THOUSAND FIVE HUNDRED KILOGRAMS (9,500 KGS). IN ADDITION TO THE PENALTY, THE VIOLATORS ARE REQUIRED TO UNLOAD THEIR EXCESS WEIGHT BEFORE THEY CAN CONTRIBUTE THEIR TRIP. FAILURE TO COMPLY WITH THE UNLOADING REQUIREMENT IS PUNISHABLE BY IMPRISONMENT NOT EXCEEDING ONE YEAR OR A FINE NOT EXCEEDING TEN THOUSAND PESOS (Php 10,000.00), OR BOTH AT THE DISCRETION OF THE COURTS.

**Section 2. Separability Clause** - If any part, section, or provision of this Act shall be held invalid or unconstitutional, the other provisions shall not be affected thereby.

**Section 3. Repealing Clause.** - All laws, decrees, orders, issuances, rules and regulations or parts thereof inconsistent with the provisions of this Act are hereby repealed, amended, or modified accordingly.

**Section 4. Effectivity.** - This Act shall take effect (15) days after its complete publication in at least two (2) newspapers of national circulation.

*Approved.*