

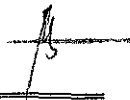
FIFTEENTH CONGRESS OF THE REPUBLIC
OF THE PHILIPPINES
First Regular Session

SECRET
OFFICE OF THE SECRETARY

10 JUL -8 A8:42

SENATE

Senate Bill No. 865

RECEIVED BY: 

INTRODUCED BY SEN. JINGGOY EJERCITO ESTRADA

EXPLANATORY NOTE

In the last fifteen years, we have seen the gradual worsening of the traffic congestion in Metro Manila. Unfortunately, traffic planners under the past administration have failed to adequately address this problem.

Consequently, we are now faced with a scenario where employees in the public and private sectors, businessmen and students are not able to reach their destinations on time. The traffic problem has also prevented the timely delivery of goods and services. It is in this manner that the traffic problem being encountered by the country contributes to the ever-increasing price of goods and services.

It cannot be denied that the present traffic mess has affected the productivity of otherwise productive individuals to a great extent. The unproductive time spent by many in commuting has not only affected their personal advancement in their careers or professions but also the economic growth of the country in general.

In view of the adverse effects of the traffic congestion in the metropolis, it behooves the government to address the problem more seriously. It is also imperative on the part of the private sector to contribute their share in the resolution of this problem.

The bill seeks to elicit the support of the private sector, specifically of the resident of subdivisions and villages situated within Metro Manila in, at least, minimizing the traffic problem.

Furthermore, in response to the desire to ease the traffic situation in the metropolis, this bill likewise endeavors to provide alternative routes or access to main thoroughfares by opening subdivision roads to the public for vehicular traffic.

In view of the foregoing considerations early passage of this bill is earnestly sought.


JINGGOY EJERCITO ESTRADA
Senator

10 JUL -8 8:42

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Senate Bill No. 865

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AN ACT
PROVIDING FOR THE OPENING OF SUBDIVISION ROADS TO VEHICULAR
TRAFFIC FOR ALTERNATIVE ACCESS TO MAIN THOROUGHFARES AND
FOR OTHER PURPOSES

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

SECTION 1. *Applicability.* This Act shall apply to all housing subdivisions and villages situated within Metro Manila.

SEC. 2. *Use of Subdivision Roads.* Notwithstanding any provision of law, rules and regulations to the contrary, whenever necessary and possible as determined by the Department of Public Works and Highways, a subdivision or village situated within metro Manila shall open for public use at least one road within its boundaries to vehicular traffic: *Provided that*, the use of said subdivision or village roads shall be limited to vehicles with a gross vehicular weight of up to 4,500 kgs.

SEC. 3. *Selection of the Access Roads.* The Homeowners Association of a subdivision of village or in default thereof, the Department of Public Works and Highways shall select and designate the road to be opened pursuant to the provisions of this Act taking into consideration the best alternative access to the residents of the said subdivision or village.

SEC. 4. *Prior Notice.* The Department of Public Works and Highways shall determine and identify the subdivisions or villages which must open, at least, one of the roads thereof pursuant to the provisions of this Act. It shall also notify the affected Homeowners Association or in default thereof, the residents of the said subdivisions or villages of its decision, at least, thirty (30) days before the opening of the said roads to the public.

SEC. 5. *Collection of Reasonable Fees.* A subdivision which has opened a road for public use shall be allowed to collect a reasonable fee which shall not exceed Five Pesos (P5.00) from every vehicle passing through said road. It may also collect an annual fee which shall not exceed Three Hundred Pesos (P300.00) from every motorist using its access roads. Such fees shall be used to defray the cost of maintaining the subdivision or village roads opened to the public for vehicular use as well as the cost of employing additional security personnel to man the said roads.

SEC. 6. *Implementing Rules and Regulations.* The Department of Public Works and Highways shall, within sixty (60) days from the date of effectivity of this Act, promulgate the appropriate rules and regulations for the implementation of the provisions of this Act.

SEC. 7. *Repealing Clause.* Any provision of law, decree, order or rules and regulations as are inconsistent with the provisions of this Act are hereby deemed repealed or modified accordingly.

SEC. 8. *Effectivity.* This Act shall take effect immediately upon its approval.

Approved,