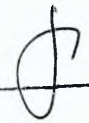




NINETEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
First Regular Session)

22 JUL 28 P5 :02

RECEIVED BY: 

SENATE

S. B. NO. 925

Introduced by SENATOR JOEL VILLANUEVA

**AN ACT
REQUIRING PROOF OF AVAILABLE PARKING SPACE FROM
MOTOR VEHICLE OWNERS IN METROPOLITAN AREAS AS A
PRE-REQUISITE FOR THE REGISTRATION OF A MOTOR
VEHICLE WITH THE LAND TRANSPORTATION OFFICE (LTO),
AMENDING FOR THE PURPOSE REPUBLIC ACT NO. 4136,
OTHERWISE KNOWN AS THE "LAND TRANSPORTATION
AND TRAFFIC CODE" AND FOR OTHER PURPOSES**

EXPLANATORY NOTE

According to the 2021 TomTom Traffic Index, which ranks urban congestion covering 404 cities across 58 countries worldwide, Metro Manila's traffic congestion level is at 43%, ranking 18th among these cities.¹ This information reveals that average travel times in Metro Manila were 43% longer than during the baseline non-congested conditions.² This means that a 30-minute trip driven in free-flow condition in Metro Manila will take 13 minutes longer when the congestion level is at 43%.³

Furthermore, the same report shows that commuters in Metro Manila spent 157 hours more in traffic, equivalent to 6 days and 13 hours lost time per commuter.⁴ Meanwhile, a study conducted by the Japan International Coordination Agency (JICA) found that the worsening traffic in Metro Manila costs Php3.5 billion in lost opportunities per day in 2017. If no interventions are

¹ TomTom Traffic Index Ranking 2021, accessible at https://www.tomtom.com/en_gb/traffic-index/ranking/ (last accessed July 23, 2022).

² TomTom, Manila Traffic, accessible at https://www.tomtom.com/en_gb/traffic-index/manila-traffic (last accessed July 23, 2022).

³ *Id.*


⁴ *Id.*

made, JICA estimates that the Philippines will lose Php5.4 Billion to traffic daily by 2035.⁵

Aside from improving transportation-related infrastructure, regulating the number of vehicles in metropolitan areas will also help in addressing the worsening traffic problem. This bill seeks to require owners of motor vehicles to prove that they have a garage or parking space for the motor vehicle they seek to register with the Land Transportation Office (LTO) before LTO registers their vehicles. By doing so, this will deter the proliferation of vehicles occupying sidewalks or roadsides. This bill also requires LTO to verify the document/s submitted by the registrant/purchaser attesting to the existence of the parking facility not only in Metro Manila but also in other metropolitan areas of the country.

While the government bears a large part of the responsibility for the traffic mess in metropolitan areas, especially in Metro Manila, private car owners who are using public roads as parking space aggravate the traffic situation. When roads become parking lots, there will always be longer trip times and increased vehicular queuing.

The immediate passage of this bill is earnestly sought.


SENATOR JOEL VILLANUEVA

⁵CNN Philippines, PH traffic may worsen, to cost P5.4 billion daily – JICA, September 19, 2018, *accessible at* <https://cnnphilippines.com/news/2018/09/19/JICA-study-traffic-5-billion.html> (last accessed July 23, 2022).

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THE LAND TRANSPORTATION OFFICE (LTO), AMENDING FOR THE
PURPOSE REPUBLIC ACT NO. 4136, OTHERWISE KNOWN AS THE
“LAND TRANSPORTATION AND TRAFFIC CODE”
AND FOR OTHER PURPOSES

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

1 **SECTION 1. *Short Title.*** – This Act shall be known as the “No Garage,
2 *No Car Act.*”
3

4 **SEC. 2. *Declaration of Policy.*** – Pursuant to the Constitutional principle
5 that recognizes the right of the people to balanced and healthful ecology and
6 the protection of life and property and the promotion of general welfare, the
7 State shall promulgate measures to lessen traffic congestion, provide safe and
8 uncluttered pathways where people may freely walk to their destinations, and
9 maintain a clean and healthy environment by clearing the streets of parked
10 motor vehicles and other objects that reduce the space for ongoing human and
11 vehicular traffic.
12

13 **SEC. 3. *Proof-of-Parking Space or Facility.*** – Section 5(a) of Republic
14 Act No. 4136, as amended, is hereby amended to read as follows:
15

16 “Section 5. All motor vehicles and other vehicles must be
17 registered.
18

19 (a) No motor vehicle shall be used or operated on or upon
20 any public highway of the Philippines unless the same is

1 properly registered for the current year in accordance with
2 the provisions of this Act; *PROVIDED*, THAT OWNERS
3 OF MOTOR VEHICLES IN METROPOLITAN AREAS,
4 SUCH AS, BUT NOT LIMITED TO, METRO MANILA,
5 ANGELES, BACOLOD, BAGUIO, BATANGAS,
6 CAGAYAN DE ORO, CEBU, DAGUPAN, DAVAO,
7 ILOILO, NAGA, AND OLONGAPO, WHO SEEK TO
8 REGISTER HIS/HER MOTOR VEHICLE WITH THE
9 LAND TRANSPORTATION OFFICE (LTO), SHALL BE
10 REQUIRED TO EXECUTE AN AFFIDAVIT
11 ACKNOWLEDGED BEFORE A NOTARY PUBLIC
12 ATTESTING TO THE AVAILABILITY OF A PERMANENT
13 PARKING SPACE OR FACILITY OR THAT A PARKING
14 SPACE OR FACILITY HAS BEEN LEASED OR
15 PROCURED SPECIFICALLY FOR THE PURPOSE OF
16 PARKING THE MOTOR VEHICLE INTENDED TO BE
17 REGISTERED; *PROVIDED FURTHER*, THAT EACH
18 AND EVERY MOTOR VEHICLE SHALL REQUIRE A
19 SEPARATE SPACE FOR PARKING; *PROVIDED*
20 *FINALLY*, THAT NO MOTOR VEHICLE SHALL BE
21 REGISTERED UNLESS THE LTO HAS CONFIRMED
22 THE EXISTENCE OF A PARKING SPACE OR FACILITY
23 FOR THE MOTOR VEHICLE.”
24

25 **SEC. 4. Local Government Units and Citizen Patrol.** – Any concerned
26 individual may report to the LTO, Metropolitan Manila Development Authority
27 (MMDA), metropolitan coordinating councils, or the engineering office of the
28 local government unit (LGU) concerned the existence of motor vehicles which
29 are parked on the streets, alleys or pathways primarily used for pedestrian and
30 motor vehicle traffic.
31

32 Authorized personnel of the LTO, MMDA, metropolitan coordinating
33 councils, LGU engineering offices and law enforcement agencies shall conduct
34 periodic ocular inspections for the purpose of strictly implementing the
35 provisions of this Act.
36

37 **SEC. 5. Penalties.** – A motor vehicle registration issued to an owner,
38 whether natural or juridical, which has been fraudulently obtained from the LTO
39 by making untrue claims in the public document executed for the purpose of
40 complying with the requirements under Section 3 of this Act indicating that an
41 adequate parking space or facility exists for a motor vehicle, shall be revoked.
42 In addition, the erring motor vehicle owner shall be suspended from registering
43 a motor vehicle under his name for a period of three (3) years and shall be liable
44 for a fine in the amount of Fifty Thousand Pesos (Php50,000.00) for every
45 violation of the provisions of this Act. In addition, the driver’s license of the motor
46 vehicle owner shall also be suspended for a period of up to three (3) years. In
47 case of repeated violations, his/her license may be revoked, with proper notice
48 and hearing.
49

1 Any officer or employee of the LTO who has allowed the registration of
2 a motor vehicle without the necessary document required under Section 3 of
3 this Act or with knowledge of the falsity of, or failing to further investigate despite
4 having reasonable ground to believe that, the statement in the instrument
5 attesting to the availability of the permanent parking space or facility for the
6 motor vehicle statement is false, shall be suspended from office for a period of
7 three (3) months without pay.

8
9 The penalties enumerated herein shall be without prejudice to the liability
10 that may be incurred under Act No. 3815, as amended, otherwise known as the
11 Revised Penal Code, and other existing laws.

12
13 **SEC. 6. *Implementing Rules and Regulations.*** – Within ninety (90)
14 days from the effectivity of this Act, the Department of Transportation, in
15 consultation with the Department of Interior and Local Government, MMDA,
16 other metropolitan councils, LTO and representatives from the LGUs in Metro
17 Manila and other Metropolitan areas, and other stakeholders, shall promulgate
18 the rules and regulations for the effective implementation of this Act.

19
20 **SEC. 7. *Repealing Clause.*** – All laws, presidential decrees, executive
21 orders, memoranda, rules and regulations contrary to or inconsistent with the
22 provisions of this Act are hereby repealed, amended or modified accordingly.

23
24 **SEC. 8. *Separability Clause.*** – If any part or provision of this Act is
25 declared unconstitutional or invalid, the remaining parts or provisions not
26 affected shall remain in full force and effect.

27
28 **SEC. 9. *Effectivity.*** – This Act shall take effect fifteen (15) days after its
29 publication in the Official Gazette or in at least two (2) newspapers of general
30 circulation.

31 **Approved,**
32
33