



Republic of the Philippines
Department of Transportation
LAND TRANSPORTATION FRANCHISING & REGULATORY BOARD
East Avenue, Quezon City

BOARD RESOLUTION NO. 054
Series of 2018

WHEREAS, the Land Transportation Franchising and Regulatory Board is empowered under Section 5 (i) of Executive Order No. 202 to promulgate rules and regulations governing proceedings before the Board and the Regional Franchising and Regulatory Office: Provided, That except with respect to paragraphs d, e, f and g hereof, the rules of procedure and evidence prevailing in the courts of laws should not be controlling and it is the spirit and intention of said rules that the Board and the Regional Franchising and Regulatory Offices shall use every and all reasonable means to ascertain facts in its case speedily and objectively and without regard to technicalities of law and procedures, all in the interest of due process;

WHEREAS, the Department of Transportation (DOTr) has issued Department Order No. 2017-011, otherwise known as the Omnibus Guidelines on the Planning and Identification of Public Road Transportation Services and Franchise Issuances and also called the OFG;

WHEREAS, the OFG requires all motor vehicles subject for franchise applications (except school transport) must be compliant with prescribed DENR emission standards or better and the year model thereof must be current as of franchise application;


WHEREAS, the Board deems it proper and necessary to clarify the year model of motor vehicles allowed for franchise application due to the conflicting definitions of Brand New Units by previous issuances, thus:

Brand New Unit for this purpose shall mean a unit manufactured in the current or preceding year, provided it is unused when the application/petition for dropping and substitution of unit is filed.

WHEREAS, considering that school transport is not required under the OFG to be of current year model during the franchise application, the Board allows units which are not more than three (3) years old during the filing of the application, provided the units must be compliant with the DENR emission standards or better and all the necessary features under the OFG;

NOW THEREFORE, the Board resolves to allow the acceptance of units for franchise applications and/or substitutes provided they are brand new as defined above except for school transport allowing not more than three (3) year old units during the filing of application.

APPROVED AND SIGNED by the undersigned Chairman and Board Members, this 22 day of June 2018, Quezon City, Philippines.


ATTY. MARTIN B. DELGRA III
Chairman




ATTY. AILEEN LOURDES A. LIZADA
Board Member


ENGR. RONALDO F. CORPUS
Board Member

Attested by:


ATTY. SAMUEL A.M. JARDIN
Executive Director