



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

MEMORANDUM CIRCULAR
NUMBER 2018- 023

SUBJECT: GUIDELINES TO GOVERN THE ISSUANCE OF CERTIFICATES OF PUBLIC CONVENIENCE BY LTFRB-NCR IN RELATION TO MEMORANDUM CIRCULAR NO. 2017-011

WHEREAS, the Board Issued Memorandum Circular No. 2017-11, dated 05 April 2017 directing LTFRB-NCR to review all Certificates of Public Convenience (CPC) with modified/amended routes and revert the same to the original approved route;

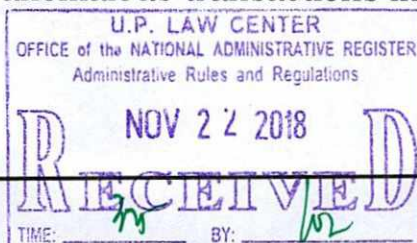
WHEREAS, the Department of Transportation (DOTr) issued Department Order No. 011, Series of 2017, otherwise known as the Omnibus Guidelines on the Planning and Identification of Public Road Transportation Services and Franchise Issuance or the Omnibus Franchising Guidelines (OFG) which includes the Route Rationalization of all denominations for the National Capital Region as part of the MUCEP area;

WHEREAS, the LTFRB-NCR submitted a report dated 04 September 2018 (Re: *Initial Reports of Cases with Findings Pursuant to Memorandum Circular No. 2017-11 dated 05 April 2017 directing LTFRB-NCR to conduct review of all CPCs with modified/amended routes and to an issue an Order to revert to original route and 2017-037 dated 02 February 2017 and 2017-037 dated 02 February 2017 directing to Review CPCs within NCR*) containing partial list of cases with findings or a total of 63 bundles of cases;

WHEREAS, the Board, taking into consideration the report submitted, the present PUV Modernization Program of the DOTr which recognized the fact that there are indeed CPCs granted in contravention with the existing policies of the Board as well as the existence of demand from the commuting public which are being served by these CPCs with findings, the Board recognize the need for the issuance of guidelines for the disposition of cases with findings by the LTFRB-NCR;

NOW THEREFORE, for and in consideration of the foregoing, the Board hereby RESOLVES as it is RESOLVED to:

1. ALLOW all existing CPCs with findings (e.g. granted extension of validity without records on file, increased number of units without authorization, partial/double sale, sale and transfer filed after the moratorium) to continue with the services as granted to them without prejudice to the filing of administrative/civil/criminal cases, as may be applicable, against individuals found to have been involved in anomalous transactions in the granting of these CPCs;



2. DIRECT LTFRB-NCR to process/adjudicate all pending applications/petitions for these CPCs rationalizing the findings in accordance with existing policies of the Board;

3. DIRECT all Operators of these CPCs to strictly comply with the requirements of the PUV Modernization Program as embodied in Department Order No. 2017-011, as well as related Memorandum Circulars issued by the Board, should they intend to continue to engage in public land transportation service after the expiry of their CPCs as stated above and in accordance with the Route Rationalization Plan of the DOTr;

This Memorandum Circular supersedes, amends, and/or modifies previous circulars, if any, as well as all other issuances or parts thereof which are inconsistent herewith and shall take effect fifteen (15) days following its publication in a newspaper of general circulation in the Philippines and filing of three (3) copies thereof to the UP Law Center for recording purposes, pursuant to Presidential Memorandum Circular No. 11, dated October 9, 1992.

SO ORDERED.

Quezon City, Philippines, 21 NOV 2018



Martin B. Delgra III
11-19-18
ATTY. MARTIN B. DELGRA III
Chairman

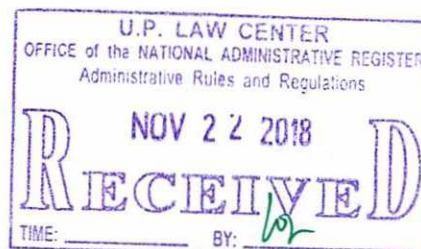


Ronaldo F. Corpus
Engr. RONALDO F. CORPUS
Board Member

Aileen Lourdes A. Lizada
11-15-18
Atty. AILEEN LOURDES A. LIZADA
Board Member

Attested by:

Samuel A.M. Jardin
Atty. SAMUEL A.M. JARDIN
Executive Director





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

**MEMORANDUM CIRCULAR
NUMBER 2018-013**

SUBJECT: GUIDELINES TO GOVERN THE ISSUANCE OF CERTIFICATES OF PUBLIC CONVENIENCE BY LTFRB-NCR IN RELATION TO MEMORANDUM CIRCULAR NO. 2017-011

WHEREAS, the Board Issued Memorandum Circular No. 2017-11, dated 05 April 2017 directing LTFRB-NCR to review all Certificates of Public Convenience (CPC) with modified/amended routes and revert the same to the original approved route;

WHEREAS, the Department of Transportation (DOTr) issued Department Order No. 011, Series of 2017, otherwise known as the Omnibus Guidelines on the Planning and Identification of Public Road Transportation Services and Franchise Issuance or the Omnibus Franchising Guidelines (OFG) which includes the Route Rationalization of all denominations for the National Capital Region as part of the MUCEP area;

WHEREAS, the LTFRB-NCR submitted a report dated 04 September 2018 (Re: *Initial Reports of Cases with Findings Pursuant to Memorandum Circular No. 2017-11 dated 05 April 2017 directing LTFRB-NCR to conduct review of all CPCs with modified/amended routes and to an issue an Order to revert to original route and 2017-037 dated 02 February 2017 and 2017-037 dated 02 February 2017 directing to Review CPCs within NCR*) containing partial list of cases with findings or a total of 63 bundles of cases;

WHEREAS, the Board, taking into consideration the report submitted, the present PUV Modernization Program of the DOTr which recognized the fact that there are indeed CPCs granted in contravention with the existing policies of the Board as well as the existence of demand from the commuting public which are being served by these CPCs with findings, the Board recognize the need for the issuance of guidelines for the disposition of cases with findings by the LTFRB-NCR;

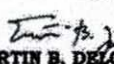
NOW THEREFORE, for and in consideration of the foregoing, the Board hereby RESOLVES as it is RESOLVED to:

1. ALLOW all existing CPCs with findings (e.g. granted extension of validity without records on file, increased number of units without authorization, partial/double sale, sale and transfer filed after the moratorium) to continue with the services as granted to them without prejudice to the filing of administrative/civil/criminal cases, as may be applicable, against individuals found to have been involved in anomalous transactions in the granting of these CPCs;
2. DIRECT LTFRB-NCR to process/adjudicate all pending applications/petitions for these CPCs rationalizing the findings in accordance with existing policies of the Board;
3. DIRECT all Operators of these CPCs to strictly comply with the requirements of the PUV Modernization Program as embodied in Department Order No. 2017-011, as well as related Memorandum Circulars issued by the Board, should they intend to continue to engage in public land transportation service after the expiry of their CPCs as stated above and in accordance with the Route Rationalization Plan of the DOTr;

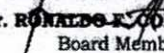
This Memorandum Circular supersedes, amends, and/or modifies previous circulars, if any, as well as all other issuances or parts thereof which are inconsistent herewith and shall take effect fifteen (15) days following its publication in a newspaper of general circulation in the Philippines and filing of three (3) copies thereof to the UP Law Center for recording purposes, pursuant to Presidential Memorandum Circular No. 11, dated October 9, 1992.

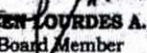
SO ORDERED.

Quezon City, Philippines, 21 NOV 2018

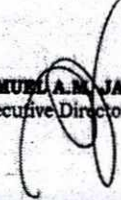

ATTY. MARTIN B. DELGRA III
Chairman




Engr. RONALDO R. CORPUS
Board Member


Atty. AILEEN LOURDES A. LIZADA
Board Member

Attested by:


Atty. SAMUEL A. M. JARDIN
Executive Director

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FRIDAY | NOVEMBER 23, 2018

THE PHILIPPINE STAR
CLEAR