



Republic of the Philippines
Department of Transportation & Communications
LAND TRANSPORTATION FRANCHISING & REGULATORY BOARD
East Avenue, Quezon City
Tel. Nos. 922-9061 to 66

2 January 1989

MEMORANDUM CIRCULAR
NUMBER 89-0001

SUBJECT : PETITIONS FOR UPGRADING OF
REGULAR BUSES TO AIRCON BUSES

In view of the increasing need for additional aircon buses, after carefully considering the position papers submitted to the Board by the major bus associations namely the Provincial Bus Operators Association of the Philippines (PBOAP), North East Luzon Bus Operators Association (NELBOA), and the Southern Luzon Bus Operators Association (SOLUBOA) and bus firms who are not members of any of said associations and the arguments aired during the public hearing conducted by the Board on December 2, 1988 on the PBOAP proposal to treat petitions for upgrading of regular buses to aircon buses as simple petitions for substitution of units without the need for notices and a public hearing, the Board to promote the interest and welfare of the riding public, hereby authorizes the processing and grant of upgrading petitions as petitions for substitution of units, subject to the following conditions:

1. the petitions for upgrading shall comply with the requirements for petitions for substitution of buses;
2. the petitions which shall contain the verification under oath of the General Managers or other corporate/partnership officers of the petitioners if the petitioners are corporations and registered partnerships and of the operators/grantees of the certificates of public convenience subject of the petitions if the petitioners are single proprietorships;
3. the verified petitions shall state the total number of regular units authorized on the line(s) where the aircon buses are to be operated, indicating the line(s) and case(s) numbers of the corresponding certificates of public convenience;

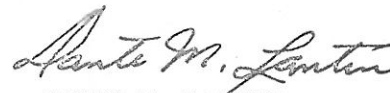
pmi
am
gl

4. the number of aircon units to be substituted for the regular units under this memorandum circular shall not exceed twenty (20%) percent of the total number of authorized regular units on the line(s) the aircon units are to be operated;
5. any misrepresentation in the petitions for upgrading shall be sufficient ground for the denial of said petitions and immediate revocation of the authority granted pursuant to this memorandum circular if due to such misrepresentation those processing the petitions were misled to act favorably on the petitions, without prejudice to the imposition of the appropriate penalties by the Board;
6. the existing authorized fares for aircon buses shall apply to the aircon buses authorized for operation under this memorandum circular; and
7. when the validity of the certificates of public convenience under which the aircon units are authorized pursuant to this memorandum circular is renewed/extended, the applications for extension of validity of the expiring CPCs shall state the fact that under the said CPCs both regular and aircon units are authorized and registered so that in renewing and extending the period of validity of the expiring CPCs the Board can make the necessary amendments in the new CPCs corresponding to the nature of the bus service authorized.

This memorandum circular takes effect immediately.


REMEDIOS A. SALAZAR-FERNANDO
Chairman


JEAN L. KILAYKO
Board Member


DANTE M. LANTIN
Board Member