



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

**MEMORANDUM CIRCULAR
NUMBER 2019- 056**

SUBJECT: AMENDMENT TO MEMORANDUM CIRCULAR NO. 2019-028

WHEREAS, on 19 June 2017, the Department of Transportation (DOTr) issued Department Order No. 2017 – 011 also known as the Omnibus Guidelines on the Planning and Identification of the Public Road Transportation Services and Franchise Issuance adopting the rules and procedure for the issuance of the franchises for public transport routes and services;

WHEREAS, pursuant to Section 5(a) of Executive Order No. 202, dated 19 June 1987, the Land Transportation Franchising and Regulatory Board (LTFRB) shall have the power to “prescribe and regulate routes of service, economically viable capacities and zones or areas of operation of public land transportation services provided by motorized vehicles, xxxx”.

WHEREAS, DOTr has given LTFRB the authority to deliberate and take appropriate action on proposed new/additional routes pursuant to the Public Utility Vehicle Modernization Program (PUVMP) and Memorandum Circular No. 2018 – 006.

WHEREAS, on 21 June 2019, this Board issued Memorandum Circular No. 2019-028 OPENING OF APPLICATIONS FOR THE ISSUANCE OF NEW CERTIFICATE OF PUBLIC CONVENIENCE (CPC) UNDER THE INITIAL IMPLEMENTATION OF THE PUBLIC UTILITY VEHICLE MODERNIZATION PROGRAM APPROVED DURING 14th BOARD MEETING;

WHEREAS, after re-evaluation and review by LTFRB - RFRO No. 11 of the said issuance, the Board finds that there is a need to amend the route classification of the certain route to be opened in order to answer the demands of the riding public;

NOW THEREFORE, premises considered, this Board hereby amends the **Route Classification** in item number “4” of the Routes Survey Information approved for issuance of New CPC, in Memorandum Circular No. 2019-028 to be read as follows:

ITEM	REGION	ROUTE	DETAILED ROUTE STRUCTURE	ROUTE LENGTH (km)	MODE OF SERVICE / NO. of UNITS / CLASSIFICATION	ROUTE CLASSIFICATION
4	REGION 11	DAVAO CITY – CATEEL, DAVAO ORIENTAL via Compostela Valley	DAVAO CITY – PANABO – CARMEN – TAGUM – MAWAB – NABUNTURAN – MONTEVISTA – COMPOSTELA – CATEEL – DAVAO ORIENTAL	193	PUB* / 12 / PROVINCIAL	<u>EXISTING ROUTE / Intra-regional</u>

***PUB shall have comfort room if the route distance is at least 100kms.**

In view of the amendments, the Pre-Qualification Conference on the selection procedures for the subject route shall be held at LTFRB RFRO No. 11 on **Friday, 18 October 2019 at 2:00 p.m.**

The deadline for submission of Letter of Intent and qualification documents will be on **25 October 2019 at 9:00 a.m.** to be submitted at LTFRB RFRO No. 11. Opening of the sealed documents will immediately follow at 10:00 am of the same date in accordance with Section V-A Paragraph (1) of LTFRB Memorandum Circular (MC) No. 2019-013 also known as the **Consolidated Guidelines on the Process of Issuance of Certificate of Public Convenience (CPC) and Provisional Authority (PA) /Special Permit (SP) under the Omnibus Franchising Guidelines and PUV Modernization Program dated 15 March 2019.**

Should there be a need for additional units, existing operators shall be given priority in filling up the demand, pursuant to Section V-A Paragraphs (6), (7), and (8), which provides as follows:

“V. PROCEDURES FOR QUALIFICATION and SELECTION OF APPLICANT-OPERATORS

A. Existing/Rationalized Route

xxx

6. Should there be a need for any additional units on an existing route as a result of LPTRP or DOTr Route Rationalization Study, the consolidated operator shall be given priority to increase their authorized units to meet the demand. If the consolidated operator fails to meet said additional demand in their given route after the period as the Board may subsequently determine but in no case more than six (6) months, new entrants may be entertained; The selection of the new operator shall be based on the procedures as prescribed under Section V.B below; Should there be a decrease in the units on an existing route as a result of LPTRP or Route Rationalization Study, the consolidated operator shall file a petition assigning its excess units to the nearest adjacent route covered under the consolidated operator’s area of operation;
7. The Regional Franchising Regulatory Office (RFRO) concerned shall inform the Board on the matter before opening the route to new entrants to fill the required additional PUV units;
8. If no existing operator shall file for consolidation in an existing route within a reasonable period of time as maybe determined by the Board, provided that it is within the transition period, and the same route has been retained after the approved LPTRP/Route Rationalization Study, the route shall be opened to new entrants whose selection for operator shall be based on the procedures set forth under Section V-B below.”

This Memorandum Circular shall take effect immediately following the completion of its publication in a newspaper of general circulation and the filing of three (3) copies hereof with the UP Law Center pursuant to Presidential Memorandum Circular No. 11, dated 09 October 1992.

SO ORDERED.

APPROVED and SIGNED by the undersigned chairman and members of the Board this ~~16~~ **OCT 2019** of _____ Quezon City, Philippines.


Atty. **MARTIN B. DELGRA III**
Chairman




Engr. **RONALDO F. CORPUS**
Board Member
OIC-Executive Director


P/Maj. Gen. **ANTONIO N. GARDIOLA, JR (Ret.)**
Board Member

ZAH/lah 09.30.19