



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

RESOLUTION NO. 314 Series of 2019

(Re: 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 the 18th Board Meeting – Second qualification process on the route: IMUS - MARKET-MARKET)

WHEREAS, before this Committee are the applications of the following, to wit:

1. DIAMANTE TRANSPORT COOPERATIVE
2. KINGSLAND PALAPALA MPCTS
3. SOUTHERN LAGUNA TSC

for the IMUS - MARKET-MARKET route with the use of fifteen (15) authorized Class 3 UV units, under the second qualification process on 18 September 2019 executed upon the failure of the initial qualification process on 27 August 2019, pursuant to Memorandum Circular No. 2019-039;

WHEREAS, the Committee found that DIAMANTE TRANSPORT COOPERATIVE failed to submit/provide its manner of acquisition for the compliant PUV units identifying the funding source and with detailed financing plan/proof/s of support from funding source;

WHEREAS, the Committee found that KINGSLAND PALAPALA MPCTS submitted photocopies of its legal qualification documents, one set of its Cooperative Annual Performance Report from the CDA and Certificate of Accreditation from OTC appears to be certified true copies but the rest of the photocopies are not the true reproduction of the same;

WHEREAS, relative to its Technical Qualifications, the Committee found that KINGSLAND PALAPALA MPCTS failed to submit/provide the following documentary requirements set forth under the Memorandum Circular No. 2019-013, to wit:

1. Undertaking that 25%, 50% and 100% of the number of required units within three (3), six (6) and nine (9) months respectively will be delivered as certified by the vehicle manufacturer/supplier;
2. Undertaking that the units shall be compliant with the specifications and standards under OFG and DTI-PNS;
3. Signed/Notarized certification as to the applicant's proposed garage/depot space pursuant to Memorandum Circular No. 2017-027;

WHEREAS, relative to its Financial Capability, the Committee made findings of the submitted documents by KINGSLAND PALAPALA MPCTS, to wit:

1. The submitted Audited Financial Statement is not duly signed, not a certified true copy and not duly received by the Bureau of Internal Revenue or its authorized agent banks;
2. The submitted copy of its Certificate of Registration from the BIR is not duly certified;
3. No submission of manner of acquisition for the compliant PUV units identifying the funding source with detailed financing plan;
4. Financial capability is not sufficient for fifteen (15) Class 3 UV units;

WHEREAS, the Committee found that SOUTHERN LAGUNA TSC failed to submit/provide the following documentary requirements set forth under Memorandum Circular No. 2019-013, to wit:

1. Original or Certified True Copy of its Certificate of Accreditation issued by the Office of Transportation Cooperative;
2. Fleet Management System with organized vehicle dispatch procedure;
3. Evidence of formal arrangement with Automatic Fare Collection (AFC) service provider that will offer inter-operable AFC service that is fully compliant with fare media related technical specifications;
4. Letter of Support from property owners/managers regarding access to, or use of, each off-street loading and unloading area in the Imus endpoint;
5. Manner of acquisition for the compliant PUV units identifying the funding source and with detailed financing plan;

WHEREAS, the committee found that the applicant SOUTHERN LAGUNA TSC submitted a copy of its letter of support from Supermalls Transport Services, Inc. dated 3 September 2019 signed by Engr. Anthony A. Hernandez, regarding its off-street loading and unloading area in SM Aura (SM Mall) in Taguig, not from Market-Market (Ayala Mall);


WHEREAS, the committee found that SOUTHERN LAGUNA TSC stated in its undertaking re: garage/depot, thus:

“3. That Southern Laguna Transport Service Cooperative undertakes to acquire a garage/depot in Imus, Cavite area and Market-Market, Taguig City compliant with MC No. 2019-039, with zoning clearance, if selected for the above-cited route. Southern Laguna Transport Service Cooperative leased adequate depot/garage area in Cavite area.”

WHEREAS, SOUTHERN LAGUNA TSC failed to mention in its undertaking “to have a compliant garage xxx immediately upon availability of compliant PUV units which is to be submitted on or before the issuance of Provisional Authority for said units.” and that the subject compliant garage/depot space should follow the provisions of Memorandum Circular No. 2017-027, not 2019-039, hence, failure on its part to comply with the requirement relative to the proposed garage/depot space;

NOW THEREFORE, premises considered, this Committee resolves to recommend to the Board to **DENY** the applications of DIAMANTE TRANSPORT COOPERATIVE, KINGSLAND PALAPALA MPCTS and SOUTHERN LAGUNA TSC for failing to comply with the provisions set forth under the Memorandum Circular No. 2019-013 and **RE-OPEN** the subject route to prospective applicants.

APPROVED AND SIGNED by the undersigned Chairperson and Members of the Qualification Committee pursuant to LTFRB Office Order No. 2019-397, this ___ day of **19 DEC 2019** 2019 at Quezon City, Philippines.


JOCELYN V. TATARO
Chairperson
(Alternate of Mr. Joel J. Bolano)


ARNEL P. MACAPAGAL
Member


YVES B. CHIAPCO
Member


JUDE L. LAXA
Member

Affirmed by the Board:


ATTY. MARTIN B. DELGRA III
Chairman


ENGR. RONALDO F. CORPUS
Board Member


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

Attested by:


COL. RENWICK K. RUTAQUIO (Ret.)
Regional Director, RFROIV/OIC-Executive Director