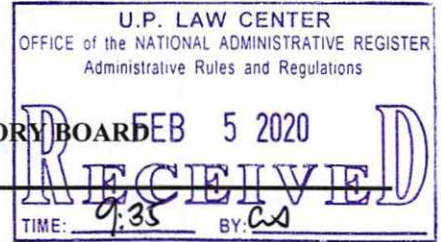




Republic of the Philippines
Department of Transportation

LAND TRANSPORTATION FRANCHISING & REGULATORY BOARD
East Avenue, Quezon City



MEMORANDUM CIRCULAR
NUMBER 2020- 004

**Subject: CONTINGENCY MEASURES DURING HIGH DEMAND OF PASSENGERS OR
LACK OF PUBLIC LAND TRANSPORTATION SERVICES**

WHEREAS, Article 12, Section 17 of the 1987 Philippine Constitution provides that, "In times of national emergency, when the public interest so requires, the State may, during the emergency and under reasonable terms prescribed by it, temporarily take over or direct the operation of any privately-owned public utility or business affected with public interest."

WHEREAS, the Land Transportation Franchising and Regulatory Board is empowered under Section 5 (1) To coordinate and cooperate with other government agencies and entities concerned with any aspect involving public land transportation services with the end in view of effecting continuing improvement of such services;

WHEREAS, the Board is confronted with problems of high demand of passengers, or lack of Public Land Transportation Services caused by natural environmental hazards of disastrous consequences, like typhoons, floods and landslides, and even by man-made causes such as transport strike, MRT and/or LRT bog down or stoppages.

WHEREAS, there is a necessity for contingency measures in the instances mentioned above in order not to impede the movement of passengers and the public in general;

WHEREAS, taking into account the interest of the riding public, which is of paramount importance, and as part of operators' social responsibility, the Board agreed to mandate Bus operators to augment and operate during those instances,

NOW THEREFORE, in view of the foregoing premises, and pursuant to Executive Order No. 202, paragraph 5 (k), this Board hereby promulgates the following rules and regulations governing the directive to Bus operators to operate during the above mentioned instances or other situations of similar nature:

1. Upon declaration by the Board of a contingency, PUB and TH Freight operators are directed to immediately provide/deploy units for transportation of passengers, and delivery of goods, as directed by the Board within twenty four (24) hours without the need of special permit
 - 1.1. Contingency Measure No. 1 – During man made causes such as but not limited to transport strike, and MRT/ LRT bog down or stoppages, other causes not falling under Contingency Measure No. 2.
 - 1.2. Contingency Measure No. 2 – During natural calamities/ acts of nature/ force majeure such as but not limited to earthquakes, typhoons, floods and landslide.
2. The following are conditions to be observe in the event of the above contingency measures:
 - 2.1. The units to be operated during those instances should not exceed twenty five percent (25%) of the total number of units per Case Number;
 - 2.2. The PUB and TH Freight Operators shall inform the Information System and Management Division, this Board or the Office of the Regional Director for Regional Offices their duly appointed representative/ focal person with Contact No. upon effectivity of this issuance;

- 2.3. Details of units to be deployed should likewise be provided to the offices mentioned above;
 - 2.4. Only holder/s of valid and existing Certificate/s of Public Convenience, Provisional Authority and Special Permit to operate PUB and TH Freight services, or those with extension of validity duly filed shall be directed to operate;
 - 2.5. Bus and TH Freight units under number coding scheme of MMDA can operate during afore-said instances;
 - 2.6. For Contingency Measure No. 1, PUB and TH Freight Operators shall operate on the route affected as identified by the Local Government Unit or MMDA.
For Contingency Measure No.2, PUB and TH Freight Operators shall operate on the route affected as identified by National Disaster Risk Reduction Management Council or Local Disaster Risk Reduction and Management Officer;
 - 2.7. PUB and TH Freight Operators shall provide buses and trucks until such time the above contingency cease to exist as determined by concerned government agency.
3. Bus and TH Freight operators are directed to strictly comply with this contingency measure, otherwise, the same shall be subject to the following penalties:

First Offense	-PhP	5,000.00
Second Offense	-PhP	10,000.00 with six (6) month suspension of CPC
Third Offense	-PhP	15,000.00 and Cancellation of CPPC

This Memorandum Circular supersedes any and all Issuances inconsistent herewith and takes effect fifteen (15) days following its publication in a newspaper of general circulation and filing of three (3) copies hereof with the UP Law Center pursuant to Presidential Memorandum Circular No. 11 dated 9 October 1992.

SO ORDERED.

Issued in Special Session in Municipality of Subic, Zambales, Philippines, this 30th of January 2020.

EFFECTIVITY
DATE: 17 FEB 2020

Martin B. Delgra III
ATTY. MARTIN B. DELGRA III
Chairman

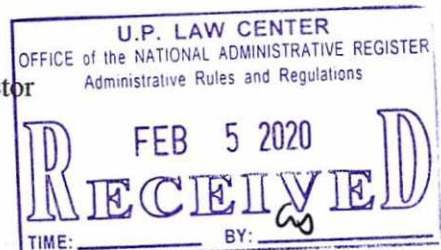


Ronaldo F. Corpus
ENGR. RONALDO F. CORPUS
Board Member

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

Attested by:

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





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ATTY. MARTIN B. DELGRA III
Chairman

CO-000151


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