MEMORANDUM CIRCULAR
NUMBER 2020 - 624

SUBJECT: IMPLEMENTING GUIDELINES FOR DAVAO CITY INTERIM BUS PROJECT

WHEREAS, pursuant to Section 5 of Executive Order No. 202 empowering the Board "to prescribe and regulate routes of service, economically viable capacities and zones of operation of public land transportation services provided by motorized vehicles in accordance with the public land transportation development plans and programs approved by the Department of Transportation and Communications;" and "to formulate, promulgate, administer, implement and enforce rules and regulations on land transportation public utilities, standard of measurements and/or design, and rules and regulations requiring operators of any public land transportation service to equip, install and provide in their utilities and in their stations such devices, equipment facilities and operating procedures and techniques as may promote safety, protection, comfort and convenience to persons and property in their charges as well as the safety of persons and property within their areas of operations;"

WHEREAS, the City Government of Davao identified routes, namely: CATALUNAN GRANDE, C.P. GARCIA/DIVERSION and TORIL (see attached ANNEXES A to C) to run as Interim Bus Service in the initial implementation of the High Priority Bus System (HPBS) or the Davao Public Transport Modernization Project for application and issuance of Provisional Authority / Certificate of Public Convenience;

Thus, the following guidelines are hereby promulgated:

I. VEHICLE SPECIFICATIONS

Body Make: (a) Single deck 11.0 to 13.0 meters in length and 2.5 to 3.0 meters in width must conform to floor to ceiling height of 2 m;

(b) Low floor/ Low entry (30 to 40 cm from ground to bus floor) with space for at least one (1) passenger with wheelchair and foldable or retractable wheelchair ramp at curbside door and a luggage carrier;

(c) With at least 2 bifold service doors; front and rear/middle doors;

(d) At least forty four (44) passenger seats and standing room for five (5) passengers per square meter of available space.

Ventilation: Airconditioned

Year Model: Year models of chassis and the engine or motor shall be current as of franchise application

Other Features: (a) With vehicle tracking via on-board GNSS (Global Navigation Satellite System) devices compliant with Board’s specifications and driver
consoled enabling two-way communication (share/ provide real
time data with the city government);

(b) Dashboard camera and CCTVs (4 cameras, continuous recording of
minimum past 72 hours of operation);

(c) Euro IV or better emission standard or clean alternative fuel with
equivalent or better emissions (e.g., electric or hybrid vehicles);

(d) Free Wi-fi to passengers;

(e) Automatic Fare Collection System (AFCS);

(f) With on-board automated bus arrival electronic display and
announcement system and waiting shed bus information
management system (share/ provide real time data with the city
government);

(g) With Speed limiter, Digital clock and handrail accessible to all
standing passengers

II. OPERATING CONDITIONS/ KEY PERFORMANCE INDICATORS (KPIs):

(a) Service with scheduled trips and Local Government Unit (LGU)-
designated street stops for loading/ unloading passengers;

(b) Bus units shall load/unload only at designated bus stops;

(c) Driver under salary, with no compensation linked to ridership, but with
incentives for better customer service and reduction of accidents;

(d) Driver’s minimum qualifications include:
1. Must be an NC III Certification folder
2. Passed the LTFRB Driver’s Academy Training
3. Undergone Davao CTTMO Driver’s Seminar
4. Professional Driver’s License holder with restriction for bus
driving
5. Have not been convicted of crimes involving moral turpitude
6. Clearance from PDEA involving drug related activities

(e) With facility for advance ticketing and seat-booking via mobile phone
and internet and on-line bus stop schedule monitoring;

(f) With lay-over area/garage sufficient to accommodate all units (space
provision of at least 40 sq. m per unit; this should be over and above
the existing garage/depot space of their current bus fleet) plus additional
space of at least 30% of the total PUV space requirements

(g) With Personal Passenger Accident Insurance for the units;

(h) The Selected Operator shall operate the Interim Bus System subject to
the rules and regulations set and promulgated by the Land
Transportation Franchising and Regulatory Board (LTFRB) and in
accordance with the standard and limitation set under the Davao Public
Transport Modernization Study;

(i) During the period of the Covid-19 pandemic, selected operator/s are to
strictly comply with the public health protocols imposed by the Inter-
Agency Task Force on Emerging Infectious Diseases (IATF-EID), (see
attached ANNEX D for the health protocol requirements)
III. QUALIFICATION REQUIREMENTS

Applicants must submit all the Legal, Technical and Financial Capability Qualification Documents (collectively referred to as “Qualification Documents”) provided below:

1. Legal Qualification
   a) Filipino domestic juridical entity with a primary purpose to provide transportation services:
      a.1) If corporation or partnership including joint ventures or consortia of local firms, Certified True Copies of Certificate of Incorporation, Articles and By-laws, latest General Information Sheet duly received/issued by the Securities and Exchange Commission and Certificate of Good Standing from SEC;
      a.2) If cooperative, Certified True Copies of Certificate of Registration, Articles and By-laws, latest Cooperative Annual Performance Report duly issued/received by the Cooperative Development Authority (CDA) and Certificate of Good Standing from Office of Transportation Cooperatives (OTC).

2. Technical Qualifications

The Applicant must provide the following:

   a) Number of available compliant units with OR/CR or Sales Invoice and Delivery Receipt;
   b) If the number of available compliant units does not meet the required number of units on the route applied for, delivery should be made within six (6) months from receipt of the Notice of Selection. The applicant that can provide the total number of required compliant units for the route applied for (combined number of available and to be delivered units) within the shortest period shall be preferred. An undertaking to comply with the proposed delivery of compliant units must be submitted;
   c) Schematic Diagram of the unit with seating configuration;
   d) Proposed delivery schedule of the units with notarized Certification from supplier, assembler or manufacturer, if based within the Philippines; if based outside the Philippines, the Certification must be authenticated by a Philippine Consulate/Embassy;
   e) Units under lease/lease to own shall be accepted pursuant to Memorandum Circular No. 2018-015;
   f) In case applicant is selected, evidence of access to proposed garage/depot space (land ownership papers; or a Letter of Support from property owners/managers regarding access to, or use of, bus depot site);
   g) Undertaking to strictly comply with the operating conditions/key performance indicators set forth in these guidelines and subsequent issuances as required under item No. II;
   h) Undertaking to transition into a network-based system or one common fleet management system;
   i) Must comply with the vehicle specifications as required under item No. I.

3. Financial Capacity

The Applicant must provide the following:

   a) Original or Certified True Copy of the latest Audited Financial Statement and stamped “received” by the Bureau of Internal Revenue or its Authorized Agent Banks; if consortium, each consortium member must submit the same;
   b) Manner of acquisition for the compliant units identifying the funding source and with detailed financing plan when applicable; proof/s of support from funding source;
   c) Proof of financial capability of at least equal to the set-aside bank deposit, duly certified by the depository bank, which is equivalent to fifty thousand pesos (Php 50,000) multiplied by the total number of vehicles for the route that the applicant is applying for, inclusive of the paid-up capital posted by the applicant. This amount is to be used for vehicle maintenance, repair and operation.
IV. SUBMISSION OF QUALIFICATION DOCUMENTS

The Applicant shall submit one (1) original copy and two (2) photocopies containing a Table of Contents and bound together in ring binders or folders sealed in an envelope or a box and appropriately addressed and marked.

The LTFRB-RFRO No. XI shall create a Pre-Qualification Committee from among its ranks which shall be composed of five (5) members headed by a Committee Chairperson, and consisting of Legal and Technical Personnel of RFRO XI.

The Qualification Documents must be submitted no later than 9:00am (Philippine Standard Time) on Friday, 17 July 2020 at the Office of the Regional Director of RFRO XI. Each set of the Qualification Documents submitted by an Applicant shall be numbered in the order received and stamped with the date and time of receipt.

Filing or submission of Qualification Documents after 9:00 am on Friday, 17 July 2020 shall be rejected outright, and returned unopened. The Selection Committee shall start the evaluation of documents at 10:00 am of the same day and shall complete the evaluation within seven (7) days, including its recommendation to the Regional Director, who will issue the Notice of Selection not later than the following day.

A Pre-Qualification Conference will be held on Friday, 03 July 2020 at 2:00pm.

V. APPLICABILITY OF AREA-BASED OPERATOR RULE

Qualified existing area-based (within Region 11) operators in routes which will be covered by the Davao Interim Bus Service shall be given preference provided that they pass the Legal, Technical and Financial Capability qualifications. If no area-based operator applies or not qualified to apply, other operators may apply.

VI. EVALUATION OF QUALIFICATION DOCUMENTS

The Committee shall examine the Qualification Documents on the date and time specified in this Memorandum Circular or as set by the Board or in case of failure to evaluate qualified applicants on the schedule set forth, upon the subsequent setting as to be determined by the Board. The detailed evaluation of the compliance by the Applicant with Legal, Technical and Financial Capability qualification requirements shall be based solely upon the Qualification Documents submitted. The Committee may seek clarification from the Applicants on the form and contents of their Qualification Documents. The Committee may also make inquiries with any person, government authority, client organization, officer, director, employee or other agent of any Applicant or Affiliate of any of these for the purpose of clarifying any matter included in its Qualification Documents.

Evaluation process shall be conducted in the presence of all the applicants and made available for real-time viewing via social media account of RFRO XI.

All submitted information and any clarifications requested by the Committee shall be assessed against the criteria for qualification as set out above and generally rated on a "PASS-or-FAIL" basis. An Applicant will be rated as "QUALIFIED" if each criterion is rated "PASSED" and each required Qualification Document and attachment is completely submitted. The Applicant will be disqualified if any criterion is rated "FAILED" or if any required Qualification Document or attachment is not submitted.

The Qualification Documents submitted by existing area-based operators shall be opened first, and if found qualified, shall be further processed for Provisional Authority (PA) / Certificate of Public Convenience (CPC) issuance. Should there be more than one (1) qualified existing area-based operators, a public lottery shall be conducted to determine who will proceed with the PA/CPC application with the presence of the qualified Applicants.
If no area-based existing operators are found qualified, the Qualification Documents of other interested Applicants shall be processed/evaluated. If two (2) or more applicants are found qualified, a public lottery shall be conducted to determine who will proceed.

The Committee shall submit to the Regional Director its Recommendation for the latter’s approval which may issue a Notice of Selection.

The Applicant selected for each of the route/s will be directed to submit an Application for the Issuance of a Certificate of Public Convenience/Provisional Authority with the LTFRB RFRO XI together with all the documentary requirements for New CPC/PA in accordance with the LTFRB’s 2017 Revised Citizen’s Charter. Fifty percent (50%) of the allocated compliant units per route should be available before the CPC shall be granted by the Regional Director.

VIII. ISSUANCE OF PROVISIONAL AUTHORITY FOR INTERIM BUS SERVICE

Upon receipt of the Notice of Selection, selected applicant may apply for a six (6)-month provisional authority for the ready and available compliant units with RFRO XI.

IX. FARE

<table>
<thead>
<tr>
<th>Type of Service</th>
<th>Minimum Fare</th>
<th>Succeeding km</th>
</tr>
</thead>
<tbody>
<tr>
<td>PUB Aircon</td>
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<td>13.00</td>
</tr>
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</table>

X. TRANSITORY PROVISION

In the implementation of the High Priority Bus System which will be managed by the City Government of Davao, shall have the option to the selected operator of the Interim Bus Service, viz:

(a) To buy/assume the units of the selected operator of a particular route, subject to the proper assessment and appraisal of accredited commissioners as to the value and compensation of the units;

Provided, in the determination of the value and compensation of the units to be acquired/assumed by the City Government of Davao, Rule 67 of the Rules of Court on expropriation proceedings shall be applied (jurisdiction of this case shall be under the Civil Courts);

Provided further, in case that the City Government would exercise this option, operator shall undertake to continue in the operations of the Interim Bus Service until the full payment of the compensation;

(b) Retain the selected operators to operate its route until the lapse of the life span of the units used as Interim Bus Service;

Provided, if the City Government of Davao exercises this option, the operator assuming it is qualified, shall undertake to comply with the operating conditions set forth herein as to the undertaking to commit into one network/common system or one common fleet management.

(c) Other agreements that may be entered into by The City Government of Davao and the selected operator, consistent with the Davao Public Transport Modernization Project.

XI. PENALTY CLAUSE/CANCELLATION OF PROVISIONAL AUTHORITY

If the selected operator fails to meet the submitted delivery schedule of compliant units, the selected operator may file a petition for extension of time for the delivery of units citing justifiable
reasons that are beyond the control of the operator and supplier/manufacturer for the consideration of the Regional Director concerned. Should the Regional Director concerned finds no justifiable grounds to allow the time extension prayed for, a fine/penalty equivalent to twenty percent (20%) of the acquisition cost per undelivered unit shall be imposed on the selected operator but without prejudice to said operator’s appropriate action against the party which primarily caused the delay.

DOTr Joint Administrative Order No. 2014-01 or the Revised Schedule of Fines and Penalties for Violations of Laws, Rules and Regulations Governing Land Transportation, existing LTRRB Memorandum Circulars and other subsequent issuances shall be applicable in the operation of the Interim Bus Service.

XII. LIBERAL INTERPRETATION PROVISION

The provision of this Memorandum Circular shall be liberally construed with the aim of giving effect to objective of the Interim Bus Service.

XIII. REPEALING CLAUSE AND EFFECTIVITY

Memorandum Circular 2018-021; Re: Implementing Guidelines in the Opening of the Davao City Interim Bus Service and all other relevant issuances inconsistent herewith are deemed modified or superseded accordingly.

This Memorandum Circular shall take effect immediately following its publication in at least one newspaper of general circulation. Let three (3) copies hereof be filed with the UP Law Center – Office of the National Administrative Register (ONAR), pursuant to Presidential Memorandum Circular No. 11, dated 09 October 1992.

SO ORDERED.
Quezon City, Philippines, __________________

EFFECTIVITY
DATE: 26 JUN 2020

ATTY. MARTIN B. DELGRA III
Chairman

(on official leave)
P/MAJ. GEN. ANTONIO N. GARDIOLA JR.(Ret.)
Board Member

ENGR. RONALDO E. CORPUS
Board Member

Col. Renwick R. Rutaquio
OIC-Executive Director/Regional Director

Attested by:
Annex “A”

1. Catalunan Grande Route

Route description: From Elenita heights, turn right to Catalunan Grande Rd., turn left to McArthur Highway, turn right to Quimpo Blvd., turn left to Roxas Ave., turn right to C. Bangoy, turn left to Quirino Ave., via Generoso Bridge thru McArthur Highway, turn right to C.P. Garcia Highway, turn left to Catalunan Grande Rd., then back to Elenita Heights

<table>
<thead>
<tr>
<th>Route</th>
<th>Travel Time (mins.)</th>
<th>No. of Stops</th>
<th>Bus stop delay time (min.)</th>
<th>Bus stop delay (mins.)</th>
<th>Terminal Waiting time (mins.)</th>
<th>Travel time and delay (One way) (mins.)</th>
<th>Turn around time (mins.)</th>
<th>Distance (km)</th>
<th>Head way peak (mins)</th>
<th>Frequency (bus/hr)</th>
<th>No. of units required</th>
<th>Reserved Bus/es</th>
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2. CP Garcia/ Diversion Route

Route Description: From Bypass Rd. through C.P. Garcia Highway, turn right to Davao City- Panabo City Rd., turnaround to Philippine Ports Authority and vice versa

<table>
<thead>
<tr>
<th>Route</th>
<th>Travel Time (mins.)</th>
<th>No. of Stops</th>
<th>Bus stop delay time (min.)</th>
<th>Bus stop delay (mins.)</th>
<th>Terminal Waiting time (mins.)</th>
<th>Travel time and delay (One way) (mins.)</th>
<th>Turn around time (mins.)</th>
<th>Distance (km)</th>
<th>Head way peak (mins)</th>
<th>Frequency (bus/hr)</th>
<th>No. of units required</th>
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</tbody>
</table>

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Annex “C”

3. Toril Route

Route description: From Toril, right turn to McArthur Highway, via Ulas, via Bangkal, via Matina Crossing, via Generoso Bridge, right turn to Pichon St., left turn to C.M. Recto Ave., right turn to Roxas Ave., right turn to Quezon Boulevard, via Bolton Bridge through Quimpo Blvd., left turn to McArthur Highway, via Matina Crossing, via Bangkal, via Ulas, then back to Toril

<table>
<thead>
<tr>
<th>Route</th>
<th>Travel Time (mins.)</th>
<th>No. of Stops</th>
<th>Bus stop delay (min.)</th>
<th>Bus stop delay (mins.)</th>
<th>Terminal Waiting time (mins.)</th>
<th>Travel time and delay (One way) (mins.)</th>
<th>Turn around time (mins.)</th>
<th>Distance (km)</th>
<th>Head way peak (mins)</th>
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</table>

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ANNEX “D”

Health Protocol Requirements

1. Drivers and conductors shall wear masks and gloves at all times;
2. Commuters are required to wear masks in order to be allowed to board a PUB unit (No Face Mask, No Ride);
3. All PUB units must be equipped with thermal scanners while plying the route for the checking of body temperature to all passengers prior to boarding. Those with body temperature of 38 degrees centigrade or higher shall not be allowed to board the vehicle. Hence, commuters with fever are not advised to travel;
4. Vehicles shall be disinfected every end of each trip with all surfaces (especially seats, armrests, handles) wiped down with disinfecting agent;
5. All frequently touched surfaces of the vehicle such as but not limited to seats, armrests, handles shall be disinfected at least once every three (3) hours if the vehicle is in continuous operation;
6. Operators/Drivers should provide a foot-disinfectant or foot bath for passengers prior to boarding;
7. Driver compartment of PUB units should be sealed off from passenger area using non-permeable, transparent material.
8. Physical distancing must at all times be observed inside the PUB units. Thus, passenger load must not exceed 50% or half of the vehicle’s capacity (excluding driver and conductor), passengers should be seated one seat apart; no standing passengers shall be allowed;
9. Operators/Drivers shall put a marking on the seats of the PUB units where the passengers must occupy;
10. All operators or safety officers must regularly examine the drivers’ and conductors’ fitness to work by checking their body temperature and screening/detecting any symptoms of COVID-19. Should a driver or conductor show symptoms of COVID-19, he/she shall be prohibited to report to work and shall be subjected to quarantine immediately.
11. Operators must regularly check the availability of the thermal scanner in PUB units;
12. Operators/Drivers shall comply with all the IATF-EID resolutions in relation to the covid-19 pandemic in order to prevent the spread of the virus.
MEMORANDUM CIRCULAR
NUMBER 2020-214

SUBJECT: IMPLEMENTING GUIDELINES FOR DAVAO CITY INTERIM BUS PROJECT

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WHEREAS, the City Government of Davao identified routes, namely: CATALUHAN GRANDE, C.P. GARCIA/DIVISION and TORKIL (see attached ANNEX A to C) to run as Interim Bus Service in the Initial implementation of the High Priority Bus System (HPBS) or the Davao Public Transport Modernization Project for the application and issuance of Provisional Authority / Certificate of Public Convenience;

Thus, the following guidelines are hereby promulgated:

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Body Make:
(a) Single deck 11.0 to 13.0 meters in length and 2.5 to 3.0 meters in width must conform to floor to ceiling height of 2 m;
(b) Low Door / Low entry (30 to 40 cm from ground to base floor) with space for at least one (1) passenger with wheelchair and foldable or retractable wheelchair ramp at curbside door and a luggage carrier;
(c) With at least 2 side service doors, front and rear/middle doors;
(d) At least forty (40) passenger seats and standing room for five (5) passengers per square meter of available space.

Ventilation:
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Year Model:
Year models of chassis and the engine or motor shall be current as of franchise application.

Other Features:
(a) With vehicle tracking via on-board GIS (Global Navigation Satellite System) devices compliant with Board’s specifications and devices for vehicle speeds enabling two-way communication (share real time data with the city government);
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(c) Euro IV or better emission standard or clean alternative fuel with equivalent or better emissions (e.g., electric or hybrid vehicles);
(d) Free Wi-Fi to passengers;
(e) Automatic Fare Collection System (AFCS);
(f) On-board automated bus arrival electronic display and announcement system and waiting shed bus information management system (share real time data with the city government);
(g) With Speed Limiter, Digital clock and handrail accessible to all standing passengers.

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1. Must be an NC II Certification holder
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5. Have not been convicted of crimes involving moral turpitude
6. Clearance from PDEA involving drug related activities
(e) With facility for advance ticketing and seat-booking via mobile phone and internet and on-line bus stop schedule monitoring;
(f) With lay-over area/garage sufficient to accommodate all units (space provision of at least 40 sq. m per unit; this should be over and above the existing garage/depot space of their current bus fleet) plus additional space of at least 30% of the total PUV space requirements;
(g) With Personal Passenger Accident Insurance for the units;
(h) The Selected Operator shall operate the Interim Bus System subject to the rules and regulations set and promulgated by the Land Transportation Franchising and Regulatory Board (LTFRB) and in accordance with the standard and limitation set under the Davao Public Transport Modernization Study;
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1. Legal Qualification
   a) Filing domestic juridical entity with a primary purpose to provide transportation services:
      i. If incorporation of partnership including joint ventures or consortia of local firms, Certified True Copy of Certificate of Incorporation, Articles and By-laws, latest General Information Sheet duly received/issued by the Securities and Exchange Commission and Certificate of Good Standing from SEC;
      ii. If incorporated, Certified True Copy of Certificate of Registration, Articles and By-laws, latest Cooperative Annual Performance Report duly issued/received by the Cooperative Development Authority (CDA) and Certificate of Good Standing from Office of Transportation Cooperatives (OTC).

2. Technical Qualifications

The Applicant must provide the following:

a) Number of available compliant units with OR/CX or Sales Invoice and Delivery Receipt;
   b) If the number of available compliant units does not meet the required number of units on the route applied for, delivery should be made within six (6) months from receipt of the Notice of Selection. The applicant that can provide the total number of available compliant units for the route applied for (combined number of available and to be delivered units) within the shortest period shall be preferred. An undertaking to comply with the proposed delivery of compliant units must be submitted;
   c) Schematic Diagram of the unit with seating configuration;
   d) Proposed delivery schedule of the units with noted Certification from supplier, assembler or manufacturer, if based within the Philippines, if based outside the Philippines, the Certification must be authenticated by a Philippine Consulate/Embassy;
   e) Units under lease/rent to own shall be accepted pursuant to Memorandum Circular No. 2018-015;
   f) In case applicant is selected, evidence of access to proposed garage/depot space (land ownership papers, or a Letter of Support from property owners/managers regarding access to, or use of his depot site);
   g) Undertaking to strictly comply with the operating conditions/key performance indicators set forth in these guidelines and subsequent issuances as required under Item No. I.2.;
   h) Undertaking to transition into a network-based system or one common fleet management system;
   i) Must comply with the vehicle specifications as required under Item No. I.3.

3. Financial Capacity

The Applicant must provide the following:

a) Original or Certified True Copy of the latest Audited Financial Statement and stamped "received" by the Bureau of Internal Revenue or its Authorized Agent Banker. If consortium, each consortium member must submit the same;
   b) Manner of acquisition for the compliant units identifying the funding source and a detailed financing plan when applicable; proof of support from funding source;
   c) Proof of financial capability of at least equal to the set-aside bank deposit, duly certified by the depository bank, which is equivalent to fifty thousand pesos (P50,000) multiplied by the total number of vehicles for the route that the applicant is applying for inclusive of the paid-up capital of the applicant. This amount is to be used for vehicle maintenance, repair and operation.

IV. SUBMISSION OF QUALIFICATION DOCUMENTS

The Applicant shall submit one (1) original copy and two (2) photocopies containing a Table of Contents and bound together in ring binders or folders sealed in a envelope or a box and appropriately addressed and marked.

The LTFRB-RRDO No. XI shall create a Pre-Qualification Committee from among its ranks which shall be composed of five (5) members headed by a Committee Chairperson, and consisting of Legal and Technical Personnel of RRDO XI.

The Qualification Documents must be submitted no later than 9:00 am on Friday, 17 July 2020 at the Office of the Regional Director of RRDO XI. Each set of Qualification Documents submitted by an Applicant shall be numbered in the order received and stamped with the date and time of receipt.

Filing or submission of Qualification Documents after 9:00 am on Friday, 17 July 2020 shall be rejected outright and returned unopened. The Selection Committee shall start the evaluation of documents at 10:00 am of the same day and shall complete the evaluation within seven (7) days, including its recommendation to the Regional Director, who will issue the Notice of Selection not later than the following day.

A Pre-Qualification Conference will be held on Friday, 03 July 2020 at 2:00 pm.

V. APPLICABILITY OF AREA-BASED OPERATOR RULE

Qualified existing area-based (within Region XI) operators in routes which will be covered by the Davao Interim Bus Service shall be given preference provided that they pass the Legal, Technical and Financial Capability qualifications if no area-based operator applies or not qualified to apply, other operators may apply.

VI. EVALUATION OF QUALIFICATION DOCUMENTS

The Committee shall examine the Qualification Documents on the date and time specified in this Memorandum Circular or as set by the Board or in case of failure to evaluate qualified applicants on the schedule set forth, upon the subsequent setting as to be determined by the Board. The detailed evaluation of the compliance by the Applicant with Legal, Technical and Financial Capability qualification requirements shall be based solely upon the Qualification Documents submitted. The Committee may seek clarifications from the Applicants on the form and contents of their Qualification Documents. The Committee may also make inquiries with any person, government authority, client organization, officer, director, employee or other agent of any Applicant or Affiliate of any of these for the purpose of clarifying any matter included in its Qualification Documents.

Evaluation process shall be conducted in the presence of all the applicants and made available for real-time viewing via social media account of RRDO XI.

All submitted information and any clarifications requested by the Committee shall be assessed against the criteria for qualification as set out above and generally rated on a "PASS" or "FAIL" basis. An Applicant will be rated as "QUALIFIED" if each criterion is rated "PASS" and any required Qualification Document and attachment is completely submitted. The Applicant will be disqualified if any criterion is rated "FAIL" or if any required Qualification Document or attachment is not submitted.

The Qualification Documents submitted by existing area-based operators shall be opened first, and if found qualified, shall be further processed for Provincial Authority (PA) Certificate of Public Convenience (CPC) issuance. Should there be more than one (1) qualified existing area-based
operators, a public lottery shall be conducted to determine who will proceed with the PA/CPC application with the presence of the qualified applicants.

If no area-based existing operators are found qualified, the Qualification Documents of other interested Applicants shall be processed/evaluated. If two (2) or more applicants are found qualified, a public lottery shall be conducted to determine who will proceed.

The Committee shall submit to the Regional Director its Recommendation for the latter’s approval which may issue a Notice of Selection.

The Applicant selected for each of the route/s will be directed to submit an Application for the issuance of a Certificate of Public Convenience/Provisional Authority with the LTFRB SFRO XI together with all the documentary requirements for New CPC/PA in accordance with the LTFRB’s 2017 Revised Citizen’s Charter. Fifty percent (50%) of the allocated compliant units per route should be available before the CPC shall be granted by the Regional Director.

VIII. ISSUANCE OF PROVISIONAL AUTHORITY FOR INTERIM BUS SERVICE

Upon receipt of the Notice of Selection, selected applicant may apply for a six (6)-month provisional authority for the ready and available compliant units with SFRO XI.

IX. FARE

<table>
<thead>
<tr>
<th>Type of Service</th>
<th>Minimum Fare (1st 5 km.)</th>
<th>Succeeding km</th>
</tr>
</thead>
<tbody>
<tr>
<td>PUB</td>
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<td>2.20</td>
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</tbody>
</table>

X. TRANSITORY PROVISION

In the implementation of the High Priority Bus System which will be managed by the City Government of Davao, shall have the option to the selected operator of the Interim Bus Service, viz:

(a) To buy/assume the units of the selected operator of a particular route, subject to the proper assessment and appraisal of accredited commissioners with respect to the value and compensation of the units;

Provided, in the determination of the value and compensation of the units to be acquired/assumed by the City Government of Davao, Rule 87 of the Rules of Court on expropriation proceedings shall be applied (participation of this one shall be under the Civil Court);

Provided further, in case that the City Government would exercise this option, operator shall undertake to continue in the operations of the Interim Bus Service until the full payment of the compensation;

(b) Retain the selected operator to operate its route until the lapse of the life span of the units used in the Interim Bus Service;

Provided, if the City Government of Davao exercises this option, the operator assuming it shall undertake to comply with the operating conditions set forth herein as to the undertaking to commit into one network/common system or one common fleet management;

(c) Other agreements that may be entered into by The City Government of Davao and the selected operator, consistent with the Davao Public Transport Modernization Project.

XI. PENALTY CLAUSE/CANCELLATION OF PROVISIONAL AUTHORITY

If the selected operator fails to meet the submitted delivery schedule of compliant units, the selected operator may file a petition for extension of time for the delivery of units citing justifiable reasons that are beyond the control of the operator and supplier/manufacturer for the consideration of the Regional Director concerned. Should the Regional Director concerned finds no justifiable grounds to allow the time extension prayed for, a fine/penalty equivalent to twenty percent (20%) of the acquisition cost per undelivered unit shall be imposed on the selected operator but without prejudice to said operator’s appropriate action against the party which primarily caused the delay.

DOTC Joint Administrative Order No. 2014-01 or the Revised Schedule of Fines and Penalties for Violations of Laws, Rules and Regulations Governing Land Transportation, existing LTFRB Memorandum Circulars and other subsequent issuances shall be applicable in the operation of the Interim Bus Service.

XII. LIBERAL INTERPRETATION PROVISION

The provision of this Memorandum Circular shall be liberally construed with the aim of giving effect to the objective of the Interim Bus Service.

XIII. REPEALING CLAUSE AND EFFECTIVITY

Memorandum Circular 2018-021, Rev. Implementing Guidelines in the Opening of the Davao City Interim Bus Service and all other relevant issuances inconsistent herewith are deemed modified or superseded accordingly.

This Memorandum Circular shall take effect immediately following its publication in at least one newspaper of general circulation. Let three (3) copies hereof be filed with the U.P. Law Center – Office of the National Administrative Register (ONAR), pursuant to Presidential Memorandum Circular No. 11, dated 09 October 1992.

SO ORDERED.

Queson City, Philippines. JUN 2 2020

ATTY. MARTIN B. DELGRIA III
Chairman

ENGR. FERNANDO C. CORPUIS
Board Member

P/MAJ. GEN. ANTONIO N. GARENDOLA JR. (Ret.)
Board Member

Attested by:

COL. REYNOLDO R. RUTAQUID
OIC-Executive Director/Regional Director
### Annex A

#### 1. Catarman Grande Route

Route description: From Elekta heights, turn right to Catarman Grande Rd, turn left to McArthur Highway, turn right to Quepbo Blvd, turn left to Roxas Ave, turn right to C. Langoy, turn left to Quevite Ave, via Generoso Bridge thru McArthur Highway, turn right to C.P. Garcia Highway, turn left to Catarman Grande Rd, then back to Elekta Heights.

<table>
<thead>
<tr>
<th>Route</th>
<th>Travel Time (mins)</th>
<th>No. of Stages</th>
<th>Bus stop delay (mins)</th>
<th>Bus stop delay (mins)</th>
<th>Bus stop delay (mins)</th>
<th>Terminal Waiting time (mins)</th>
<th>Turn arrival time (mins)</th>
<th>Distance (km)</th>
<th>Head way peak (min)</th>
<th>Frequency (bus/hr)</th>
<th>No. of units required</th>
<th>Reserved Bus/hr</th>
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### Annex B

#### 2. C.P. Garcia/ Diversion Route

Route description: From Byrons Rd through C.P. Garcia Highway, turn right to Davao City - Panabo City Rd, turnaround to Philippine Ports Authority and vice versa.

<table>
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<th>Route</th>
<th>Travel Time (mins)</th>
<th>No. of Stages</th>
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<th>Bus stop delay (mins)</th>
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<th>Turn arrival time (mins)</th>
<th>Distance (km)</th>
<th>Head way peak (min)</th>
<th>Frequency (bus/hr)</th>
<th>No. of units required</th>
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### Annex C

#### 3. Toril Route

Route description: From Toril, right turn to McArthur Highway, via Ullo, via Bangkal, via Matina Crossing, via Generoso Bridge, right turn to Pobon St, left turn to CM. Rato Ave, right turn to Roxas Ave, right turn to Queson Boulevard, via Davao Bridge through Quepbo Blvd, left turn to McArthur Highway, via Matina Crossing, via Bangkal, via Ullo, then back to Toril.

<table>
<thead>
<tr>
<th>Route</th>
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<th>No. of Stages</th>
<th>Bus stop delay (mins)</th>
<th>Bus stop delay (mins)</th>
<th>Bus stop delay (mins)</th>
<th>Terminal Waiting time (mins)</th>
<th>Turn arrival time (mins)</th>
<th>Distance (km)</th>
<th>Head way peak (min)</th>
<th>Frequency (bus/hr)</th>
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</table>
ANNEX "D"

Health Protocol Requirements

1. Drivers and conductors shall wear masks and gloves at all times.
2. Commuters are required to wear masks in order to be allowed to board a PUB unit (No Face Mask, No Ride).
3. All PUB units must be equipped with thermal scanners while plying the route for the checking of body temperature to all passengers prior to boarding. Those with body temperature of 38 degrees centigrade or higher shall not be allowed to board the vehicle. Hence, commuters with fever are not advised to travel.
4. Vehicles shall be disinfected every end of each trip with all surfaces (especially seats, armrests, handles) wiped down with disinfecting agent.
5. All frequently touched surfaces of the vehicle such as but not limited to seats, armrests, handles shall be disinfected at least once every three (3) hours if the vehicle is in continuous operation.
6. Operators/Drivers should provide a foot-disinfectant or foot bath for passengers prior to boarding.
7. Driver compartment of PUB units should be sealed off from passenger area using non-permeable, transparent material.
8. Physical distancing must at all times be observed inside the PUB units. Thus, passenger load must not exceed 50% or half of the vehicle’s capacity (excluding driver and conductor).
9. Operators/Drivers shall put a marking on the seats of the PUB units where the passengers must occupy;
10. All operators and safety officers must regularly examine the drivers’ and conductors’ fitness to work by checking their body temperature and screening/detecting any symptoms of COVID-19. Should a driver or conductor show symptoms of COVID-19, he/she shall be prohibited to report to work and shall be subjected to quarantine immediately.
11. Operators must regularly check the availability of the thermal scanner in PUB units;
12. Operators/Drivers shall comply with all the IATF-EID resolutions in relation to the covid-19 pandemic in order to prevent the spread of the virus.

DAVAO CITY IBS ROUTE MAPS