



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

MEMORANDUM CIRCULAR
NO. 2021 - 069

SUBJECT: FURTHER AMENDING MEMORANDUM CIRCULAR NOS. 2019-032 AND 2019-051 BY ALLOWING PARTIAL COMPLIANCE OF THE REQUIRED MINIMUM NUMBER OF UNITS UPON INITIAL APPLICATION SUBJECT TO COMPLETE COMPLIANCE BY THE APPLICANT

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, xxx";

WHEREAS, on 19 December 2018, the Board issued Memorandum Circular No. 2018-026, opening in Metro Manila and MUCEP area an Application for Issuance of New Certificate of Public Conveniences to operate Five Thousand (5,000) Regular Airconditioned Taxis setting the minimum number of units per Application at One Hundred (100) units; which was later on reduced to Twenty Five (25) units, pursuant to Memorandum Circular No. 2019-051 dated 27 September 2019;

WHEREAS, on 18 July 2019, the Board issued Memorandum Circular No. 2019-032, opening an Application for Issuance of New Certificate of Public Conveniences to operate Premium Taxis prescribing the minimum number of units per Application at Thirty (30) units;

WHEREAS, it has been observed that only few applications were processed for the Issuance of New CPC to operate Regular and Premium Taxis due to economic recessions brought by Covid-19 pandemic, which affected the transport industry;

WHEREAS, recognizing the impact of the Covid 19 pandemic while addressing the demand on access to alternative mode of transportation as the economy is gradually recovering, it is reasonable and appropriate to consider the interest of the stakeholders by allowing partial compliance of the required minimum number of units upon initial application;"

NOW THEREFORE, premises considered, this Board hereby modified and reduced the minimum number of units at the Initial Application for Regular and Premium Taxis under the following conditions:

1. While the minimum number of units for Regular and Premium Taxis **REMAINED** at Twenty Five (25) and Thirty (30) units, respectively, **PARTIAL COMPLIANCE of at least TEN (10) units is allowed UPON INITIAL APPLICATION**, subject to complete compliance of the minimum number of units required;

2. The Applicant shall submit an Affidavit of Undertaking to complete the remaining number of units within six (6) months from the date the Initial Application was filed.
3. Upon the filing of the Initial Application (with request for issuance of PA), a Provisional Authority (PA) with validity of six (6) months may be issued.
4. The issued PA may only be renewed once for an additional period of three (3) months if the undertaking has been complied with within the prescribed period.
5. Failure to comply with the Affidavit of Undertaking mentioned under item 2 without justifiable cause shall be a ground for the DISMISSAL of the main Application for Issuance of New CPC.

All other issuances inconsistent herewith are deemed modified or superseded accordingly.

This Memorandum Circular shall take effect fifteen (15) days following its publication in at least one (1) newspaper of general circulation. Let three (3) copies hereof be filed with the UP Law Center - Office of National Administrative Registrar (ONAR).

SO ORDERED.

APPROVED AND ADOPTED THROUGH TELECONFERENCE
on NOV 16 2021, Quezon City, Philippines


ATTY. MARTIN B. DELGRA III
Chairman 




P/Col. JOEL C. PERNITO (Ret.)
Board Member


ENGR. SHERWIN MYLIL S. BEGYAN, LLB, CE, REB
Board Member

Attested by:


MARIA KRISTINA E. CASSION, MBA, CESE
Executive Director 