



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

**MEMORANDUM CIRCULAR
NUMBER 2021- 080**

SUBJECT : EXTENDING THE VALIDITY OF MEMORANDUM CIRCULAR NO. 2021-076, PARTICULARLY ON THE STRICT COMPLIANCE AND OBSERVANCE OF 70% PASSENGER CAPACITY OF PUBLIC UTILITY VEHICLES OPERATING WITHIN, TO, AND FROM METRO MANILA

WHEREAS, President Rodrigo Roa Duterte signed Proclamation No. 922 entitled “Declaring a State of Public Health Emergency Throughout the Philippines” on 8 March 2020 in view of the reported COVID-19 cases in the country;

WHEREAS, on 7 December 2021, the Board issued Memorandum Circular No. 2021-076 prescribing the applicable passenger capacity in public utility vehicles nationwide, as the COVID-19 infection rate in the country has substantially declined along with the lowering of Alert Levels in different parts of the country;

WHEREAS, the Malacañang has announced on 31 December 2021 that Metro Manila will be placed under the stricter Alert Level 3 starting January 3, 2021 to January 15, 2021 due to the sudden exponential spike of COVID-19 cases in the region, which may be attributed to the presence of highly infectious Omicron COVID-19 variant and the decreased compliance of minimum public health standards;

WHEREAS, pursuant to the guidelines issued by the Inter-agency Task Force for the Management of Emerging Infectious Diseases (IATF-EID) on the nationwide implementation of Alert Level System for COVID-19 response, intrazonal and interzonal movement shall be allowed, however, reasonable restrictions may be imposed by the Local Government Units (LGUs);

WHEREAS, the Secretary of Department of Transportation (DOTr), Arthur Tugade has ordered the public transport operators to ensure that their vehicles are safe and properly disinfected, also, directing enforcers from Land Transportation Office (LTO) and Land Transportation Franchising and Regulatory Board to ensure proper physical distancing is observed in public transport vehicles and terminals;

NOW THEREFORE, for and in consideration of the foregoing, in responding to the new Alert Level imposed in Metro Manila, the Board hereby **EXTENDS** the validity of Memorandum Circular No. 2021-076, particularly on the strict compliance and observance of **70% SEATING CAPACITY** for all PUVs operating within, to, and from Metro Manila until **31 March 2022**, *subject to reasonable restrictions as may be imposed by the concerned LGUs of point of origin and destination and subsequent IATF-EID Resolution*, taking into consideration the following:

- For those going to Metro Manila, the passenger capacity shall be that which is allowed at the point of origin.
- For those coming from Metro Manila, the passenger capacity shall be that which is allowed at the point of destination.
- For inter-regional routes not touching Metro Manila, the passenger capacity shall be that which with the lower passenger capacity rate between the point of origin and point of destination.

All other provisions of MC 2021-076 shall remain in full force and effect, subject to any modifications, as may be determined by the IATF, in coordination with the DOTr.

Failure to comply with any of the provisions of this MC shall be considered as a violation of the terms and conditions of their CPC and appropriate penalties shall be imposed against the operator, in accordance with the provisions of Joint Administrative Order No. 2014-01, without prejudice to the filing of appropriate charges as may be determined and filed by other enforcement agencies.

For violation/s committed by the drivers of PUVs, the Board may recommend to the Land Transportation Office (LTO) for the suspension of their Driver's License, also without prejudice to the filing of appropriate charges against the said driver, as may be determined and filed by other enforcement agencies.

This Memorandum Circular shall take effect immediately 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 31st day of December, Quezon City, Philippines**

EFFECTIVITY
DATE: 05 JAN 2022


ATTY. MARTIN B. DELERA III
Chairman




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


ENGR. SHERWIN MYLIL S. BEGYAN
Board Member

Attested by:


MARIA KRISTINA E. CASSION
Executive Director