



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

MEMORANDUM CIRCULAR
NO. 2022-055

**SUBJECT: SUPPLEMENTAL TO MEMORANDUM CIRCULAR NO. 2021-035 RE:
OTS-APPROVED BUS OPERATOR SECURITY PLAN AS ADDITIONAL
DOCUMENTARY REQUIREMENT FOR FRANCHISE APPLICATION
AND/OR RENEWAL**

WHEREAS, one of the powers and functions of the Board under Section 5(1) of Executive Order No. 202, is to coordinate and cooperate with other government agencies and entities concerned with any aspect involving public land transportation services with the end view of effecting continuing improvement of such services;

WHEREAS, by virtue of Executive Order No. 277 series of 2004, the Office of the Transport Security (OTS), an attached agency of the Department of Transportation (DOTr) is mandated as the single authority responsible for the security of transportation systems of the country, including land transportation;

WHEREAS, in connection with the request of Undersecretary Raul L. Del Rosario, Administrator of the Office of the Transport Security, to include as part of the Board's documentary requirements on Application for Issuance of New Certificate of Public Convenience and Extension of Validity to operate Public Utility Bus (PUB) service, a copy of the operator's Security Plan duly approved by the OTS, the Board issued Memorandum Circular No. 2021-035 dated 26 May 2021, requiring PUB operators to submit OTS-Approved Security Plan;

WHEREAS, in the year 2021 alone, several bombing incidents and other violent crimes in different parts of the country were reported, particularly targeting PUBs, which resulted to the death and injuries as well as loss of property of passengers;

WHEREAS, for lack of commitment and proper implementation of the Security Plan among PUB operators, the very purpose for which the Security Plan was required seemed not to have been served;

WHEREAS, after several meetings and consultations among the concerned government agencies, so as to effectively implement and achieve the purposes of the Security Plan, with the end view of ensuring the life and safety of the commuting public, the Board deemed it necessary to widen the scope of responsibility of PUB operators;

WHEREAS, in a letter of the OTS dated 11 February 2022 addressed to Chairman, Martin B. Delgra III, it requested that all PUBs should be required to submit its respective Security Plan, covering not only those who will be filing Application for Issuance of New CPC and Application for Extension of Validity but the rest of PUB operators;

NOW THEREFORE, for and in consideration of the foregoing, aside from the submission of OTS-Approved Security Plan as required under MC 2021-035, the Board hereby imposes the following:

1. All PUB operators, whether operating on City, Intra-Regional or Inter-Regional routes, are required to comply and submit the OTS Approved Security Plan pursuant to MC 2021-035, to the concerned LTFRB office which issued their CPC until 31 December 2022 or upon the filing of Application for Issuance of New CPC and Application for Extension of Validity, whichever comes first.
2. The responsibilities of the PUB operators do not end at the submission of the Approved Security Plan to the LTFRB. **They are bound to implement and ensure that the provisions contained therein are strictly observed.**
3. Any security threat that would tend to jeopardize the life and safety of passengers and properties should be immediately reported to the proper law enforcement authorities, in accordance with its approved security plan.
4. The OTS, in coordination with the LTFRB, may conduct random check and evaluation on the PUB operators' actual compliance to the Security Plan. The findings of the OTS shall be a prima facie proof of compliance or non-compliance to the MC. Thus, appropriate penalties may be imposed for the violations committed, in accordance with the applicable provisions of Joint Administrative Order No. 2014-01 and/or Memorandum Circular No. 2011-004 relative or the Terms and Conditions of CPC.
5. PUB operators are presumed to have violated this MC and the terms and conditions of its CPC, should bombing incident, commission of crimes, or any breach of security occur, except when the same is beyond its control. Appropriate penalties may be imposed, such as but not limited to the Suspension or Cancellation of their CPC, as may be determined by the Board.

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 SIGNED by the undersigned Chairman and Board Members, this _____ day of 17 MAY 2022 2022 at **Quezon City, Philippines.**


ATTY. MARTIN B. DELGRA III
Chairman




P/COL. JOEL C. PERNITO (RET.)
Board Member


ENGR. SHERWIN LIL S. BEGYAN
Board Member

Attested by:


MARIA KRISTINA E. CASSION
Executive Director