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

MEMORANDUM CIRCULAR

Number 2012 - 017

**SUBJECT: CLARIFICATION OF THE MAXIMUM AGE REQUIREMENT
PROVISION OF MEMORANDUM CIRCULAR NO. 2007-007**

Memorandum Circular No. 2007-07 (Comprehensive Garage to Terminal (GT) Express Service Program) provides under II.3:

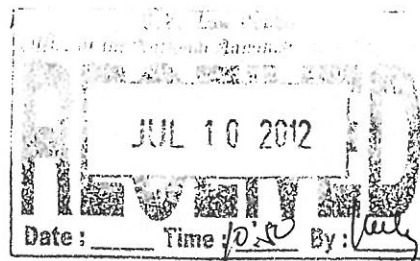
II.3. Maximum Age Requirement

The thirteen (13) year age requirement is still in effect, but those who will avail of the Comprehensive Program shall be granted a FIVE (5) year period of validity counting from receipt of a copy of the decision. However, in the case of conversion, the same shall only apply in the initial issuance of the Decision and not on the succeeding extension of validity of Certificate of Public Convenience.

Said provision lends to two conflicting interpretations. One is that the 13-year age requirement for GT or UV Express is independent of the five-year CPC period, that is, the unit must be replaced upon reaching the age of 13 even when the initial CPC period has not yet run its full course. The other interpretation is that the unit is given a new lease on life by making it co-terminus with the grant of the initial franchise and that questions of age limit will only be considered upon extension of validity. These conflicting interpretations have given rise to endless debates between LTFRB personnel and applicants seeking the confirmation of their converted or legalized units.

In order to give clear guidance to all parties as well as advance the goal of modernizing public transport, the Board herein directs the confirmation of converted or legalized units subject to the following timelines:

1. Units older than 13 years old but within the five-year period of their initial franchise issued under the Comprehensive Program shall be accepted for confirmation *until the last working day of 2012 only*, subject to vehicle inspection requirements.
2. *Effective January 1, 2013 and beyond*, units presented for confirmation or are the subject of extensions of validity should not be older than 13 years old.



Otherwise, the same should be dropped and substituted with brand new models prior to confirmation.

This Memorandum Circular applies only to those who availed of the Comprehensive Program under Memorandum Circular No. 2007-07.


All other issuances or parts thereof inconsistent herewith are hereby modified, amended, or superseded accordingly.

This Memorandum shall take effect upon signing hereof. It shall however be published in at least two (2) newspapers of general circulation. Let three (3) copies hereof be filed at the UP Law Center pursuant to Presidential Memorandum Circular No. 11, dated 09 October 1992.

SO ORDERED. JUL 09 2012
Quezon City, Philippines _____

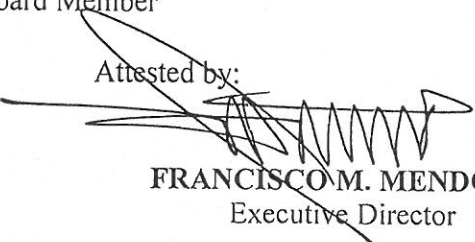

ATTY. JAIME D. JACOB
Chairman




ENGR. SAMUEL JULIUS B. GARCIA
Board Member


ATTY. MANUEL M. IWAY
Board Member

Attested by:


FRANCISCO M. MENDOZA
Executive Director

EFFECTIVITY DATE: JULY 09, 2012

