



REPUBLIC OF THE PHILIPPINES  
 DEPARTMENT OF TRANSPORTATION & COMMUNICATIONS  
**LAND TRANSPORTATION OFFICE**

East Avenue, Quezon City  
 E-mail Address: ltoinbox@lto.gov.ph • Website: www.lto.gov.ph

28 August 2008

**NOT RECEIVED**  
 BY: *[Signature]*  
 DATE: 10-06-08 TIME: 11:00 AM  
 ORIGINAL SERVICES BUREAU

DEPARTMENT ORDER NO. 2008-39

**SUBJECT: REVISED SCHEDULE OF LTO FINES AND PENALTIES FOR TRAFFIC AND ADMINISTRATIVE VIOLATIONS**

In compliance with Executive Order No. 218 dated 15 March 2000 as implemented by DOF-DBM Joint Circular 2000-2 dated 04 April 2000 the following revised schedule of administrative fees, charges, fines and penalties of the Land Transportation Office revising DOTC Department Order 93-693, are hereby approved for implementation:

FINES/PENALTIES FOR TRAFFIC AND ADMINISTRATIVE VIOLATIONS:	APPROVED RATES
<b>A. Violations in Connection with Licensing</b>	
1. Driving without license	1,500.00
2. Driving with delinquent or expired license	400.00
3. Driving with suspended or revoked or improper license	1,000.00
4. Failure to carry Driver's License	200.00
5. Failure to sign Driver's License	200.00
6. Driving under the influence of liquor	5,000.00
-and two (2) months suspension of Driver's License	5,000.00
-for the 2nd offense	6,000.00
and three (3) months suspension of Driver's License	7,000.00
-for subsequent violations after the 2nd offense	
and six-month suspension of Driver's License;	
after 3rd offense automatic revocation of	
Driver's License	10,000.00
7. Driving under the influence of drugs	10,000.00
-and automatic revocation of license	
8. Allowing an unlicensed/improperly licensed person to	
drive motor vehicle	1,000.00
-suspension of plates, registrations and Driver's	
License for 2 months	2,000.00
9. Possession and use of fake/spurious Driver's License	2,000.00
-if the driver has been issued an authentic license,	
it shall be suspended for one (1) year in addition	
to the fine.	
-if the driver has not been issued an authentic license,	
he shall be disqualified, to secure a Driver's License	
for a period of two (2) years.	
10. Conviction of the driver of a crime using a motor vehicle	3,000.00
11. Student driver operating a MV without being accompanied	
by a licensed driver	500.00
12. Unlicensed conductor of a motor vehicle for hire	500.00
13. Operating/driving a motor vehicle which is unregistered/	
improperly registered or with invalid registration	
-If committed by the driver without the knowledge	2,000.00
and consent of the owner/operator	
-If the driver is also the owner/possessor of the	4,000.00
subject motor vehicle	

U.P. Law Center  
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 Records Officer III

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- In both cases, the motor vehicle shall be impounded or the plates if any shall be confiscated and shall not be released until properly registered.
14. Operating a motor vehicle with unregistered substitute or replacement engine, engine block or chassis  
-the subject MV shall be impounded until such parts are properly registered. 5,000.00
15. Failure to carry certificate of registration or official receipt of registration 150.00
16. Operating/allowing the operation of MV with a suspended/revoked Certificate/Official Receipt of registration. 1,000.00  
-the subject MV shall be impounded and its plate held during the suspension.  
-In addition to the original suspension the said MV and plates shall further be suspended for two (2) years.
17. Tourist operating or allowing the use of non Philippine registered motor vehicle beyond the 90 day period of his sojourn in the country 5,000.00  
-the MV shall not be allowed to operate by the confiscation of its plates, OR & CR until properly registered.

-In addition, if the driver is a holder of local driver's license, the same shall be suspended for one (1) month.

**B. Violations in Connection with Number Plates**

18. MV number plates not firmly attached 200.00
19. Obscure plates 200.00
20. License plates different from body number on Public Utility Motor Vehicle 500.00
21. Improper display of a motor vehicle permanent plate 500.00
22. Display/Use of an expired commemorative plates or stickers 2,000.00
23. Tampered/Marked plates or stickers 2,000.00
24. Illegal transfer or use of MV regularly issued MV plates, tags or stickers except security plates on authorized motor vehicle 10,000.00  
-Owners/Operators are conclusively presumed to have committed the illegal transfer.

-Driver's of MV involved in illegal transfer of plates or stickers shall suffer the suspension of their DL for three (3) months.

-If the MV with illegally transferred plates or stickers is used in the commission of a crime, its owner shall suffer the penalty of P12,000.00 fine and suspension of plates and registration certificate and Official Receipt for two (2) years.

**C. Violations Relative to Equipments, Parts, Accessories, Devices and Markings of Motor Vehicles.**

25. Operating MV with metallic tires in any public highways 5,000.00
26. Defective brake 500.00
27. Improper/Defective Horn or signaling device. 300.00
28. Use or installation of unnecessary lights in front and rear of a Motor Vehicle 300.00
29. Operating motor vehicle without head, tail, plate and/or brake lights 300.00
30. Without muffler 150.00

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31. Without wiper	
32. Dirty or unsightly, or unsanitary MV	150.00
33. Dilapidated or defective MV	300.00
-to hold release of plates until defect is corrected	1,000.00
34. Failure to paint or improper painting of authorized route or PUJ, Filcabs, Shuttle Services, trucks for hire, taxis and similar for hire motor vehicles operating with fixed routes.	500.00
-to hold plates until defect is corrected	
35. Non painting of business or trade name	
-to hold plates until defect is corrected	500.00
36. Use of unauthorized or improvised plates	
37. Without or defective hand brakes	300.00
-to hold plates pending correction of defect	200.00
38. Without or defective speedometer	
-to hold plates pending correction of defect	200.00
39. Without or defective windshield wiper	
-to hold plates pending correction of defect	200.00
40. Without rear view mirror	
-to hold plates pending correction of defect	200.00
41. Without interior light	
-to hold plates pending correction of defect	200.00
42. Without name or business name and address of operator inscribed on both sides of MV for hire	500.00
-to hold plates or OR/CR until defect is corrected	
43. Unauthorized use of bell, siren or exhaust whistle	
-forefeiture of the said gadgets in favor of the government:	15,000.00
44. Without functional spare tire	300.00
45. Without red flag or red lights on projecting end of load extending more than a meter beyond the bed or body, and in the evening red lights visible at least 50 meters away	500.00
46. Failure to paint plate number on a motor vehicle for hire	
-to be imposed upon the owner/operator	500.00
47. Failure to carry EWD	150.00
48. Failure to install EWD 4 meters from the front and rear of the stalled motor vehicle	500.00
-to be imposed upon the owner/driver	
49. Without capacity markings	
-to be imposed upon the owner	375.00
50. Unauthorized installation of jalosies, painted windshield or colored windshield	600.00
-to be imposed upon the owner/driver	
51. Installation of dim/colored lights, strobe lights, dancing lights or similar lights	600.00
-to be imposed upon the owner/operator of motor vehicle	
52. Use or installation of heavily tinted colored/painted windshield or window glass	600.00
-to be imposed upon the owner/operator	
sunvisor or light tinted are allowed	
53. Without permanent tail gate with inscription "Not for Hire" sign in a private jeepney/jitney.	500.00
-to be imposed upon the owner	
54. Use/installation of a glaring/stainless object upon at the front and/or rear of a motor vehicle	500.00
-to be imposed upon the owner/driver	

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**D. Weights and Load Limits:**

- |   |        |
|---|--------|
| 55. Load extending beyond the projected width without permit<br>-to be imposed upon the driver  | 500.00 |
| 56. Axle overloading - an amount equivalent to 25% of MVUC<br>at the time of infringement on owner/operator or driver of<br>trucks and trailers for loading beyond their registered gross<br>weight, vehicle weight. The penalty shall be waived for<br>loads exceeding the registered GVW by a tolerance of<br>less than 5%. No motor vehicle shall be allowed to proceed<br>on the roadway if either a dual-wheel axle load shall exceed<br>thirteen thousand five hundred (13,500) kgs. or the vehicle<br>load exceeds 150% of the maximum allowable gross weight. |        |
| 57. Operating a passenger truck (bus) with cargo exceeding 160 kgs.<br>-to be imposed upon either the driver/operator/conductor   | 300.00 |
| 58. Allowing more passengers and/or freight or cargo in excess of<br>carrying capacity of MV.<br>-to be imposed upon either the driver/operator or conductor  | 300.00 |
| 59. Baggage or freight carried on top of truck exceeds 20 kgs. per<br>sq. meter and not distributed in such a manner as not to endanger<br>the passenger or stability of the truck.   | 400.00 |

**E. Prohibited or Illegal Operation of Motor Vehicles**

60. Out of line

For Operators/Owners:

1st Offense  
& addtl P1,500.00 per day reckoned from  
the day of apprehension until the  
case was settled and suspension of  
registration and/or impoundment of MV  
for three (3) months

6,000.00

2nd Offense  
& addtl P2,000.00 per day reckoned from  
the day of apprehension until the  
case was settled and suspension of  
registration and/or impoundment of MV  
for six (6) months

6,000.00

3rd Offense  
& addtl P2,500.00 per day reckoned from  
the day of apprehension until the  
case was settled, revocation of  
registration and forever banned from  
applying for a franchise and/or revocation  
of franchise if franchise holder

6,000.00

For Drivers:

1st Offense  
& suspension of DL for three (3) months

250.00

2nd Offense  
& suspension of DL for six (6) months

500.00

3rd Offense  
& suspension of DL for one (1) year

750.00

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61. Colorum operation		
For Operators/Owners:		
1st Offense		6,000.00
& addtl P1,500.00 per day reckoned from the day of apprehension until the case was settled and suspension of registration and/or impoundment of MV for three (3) months		
2nd Offense		6,000.00
& addtl P2,000.00 per day reckoned from the day of apprehension until the case was settled and suspension of registration and/or impoundment of MV for six (6) months		
3rd Offense		6,000.00
& addtl P2,500.00 per day reckoned from the day of apprehension until the case was settled, revocation of registration and forever banned from applying for a franchise and/or revocation of franchise if franchise holder		
For Drivers:		
1st Offense		250.00
& suspension of DL for three (3) months		
2nd Offense		500.00
& suspension of DL for six (6) months		
3rd Offense		750.00
& suspension of DL for one (1) year		
62. Operating a motor vehicle with expired franchise (CPC)		
	driver	500.00
	operator/owner/possessor of MV per day from the date of expiry to date of the CPC.	1,000.00
	-the plate, OR/CR of the subject MV shall be suspended for six (6) months from the date of apprehension in addition to the fines.	
63. Operating or using a for hire motor vehicle different from its types of service mentioned in the CPC	for driver	1,000.00
	for operator	3,000.00
-for hire MOTOR VEHICLES used by the members of the family of the operator, during emergency cases is allowed.		
2nd offense and suspension plates, OR, CR for six (6) months	for driver	2,000.00
for subsequent offenses and suspension of DL, plate, OR/CR for one (1) year	for operator	4,000.00
	for driver	3,000.00
	for operator	5,000.00

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**F. Breach of Condition of Franchise and Related Violations.**

64. Employing insolent, discourteous drivers and conductors  
-to be imposed against the owner/operator/possessor of MV. 400.00
65. Discourtesy of drivers and/or conductors towards the passengers  
In addition to the suspension of conductor's/driver's  
license for two (2) months. 500.00
66. Unreasonable refusal to convey passengers  
-to be imposed against the driver and/or the  
operator in addition to the suspension of the  
license of the driver fro two (2) months. if  
the operator has knowledge or consent to  
the infraction committed, the plate, OR & CR  
shall likewise be suspended for two (2) months. 1,500.00
67. Non issuance of fare ticket  
-to be imposed against the operator  
and the conductor  
for operator 375.00  
for conductor 1,000.00
68. Unauthorized use of commercial or trade name  
-to be imposed against the operator 500.00
69. Undue preference or unjust/unreasonable discrimination  
against passenger 600.00  
-to be imposed against the driver.  
Aside from the penalty the license  
of the driver shall be suspended  
for two (2) months.  
  
if the owner/operator has consent thereto the plate,  
OR/CR of the subject MV shall be suspended for  
two (2) months.
70. Overcharging/Undercharging of fare 750.00  
-for the driver or the conductor as the case maybe  
and suspension of driver's or conductor's iicense  
for two (2) months.  
  
-the operator shall also be liable for equal fine if  
found to have participated thereto and the plate,  
OR/CR for the same period stated above  
  
For each subsequent violation the license  
of the driver or conductor and/or the plate,  
OR/CR of the subject MV shall be suspended  
for three (3) months.
71. Breach of Condition in the CPC except when already  
penalized under any provisions of this circular. 500.00

**G. Frauds and Falsities**

72. Use of fake plates/stickers/pursuant documents  
-to be imposed upon the owner and/or  
driver of the subject MV. 2,000.00 to 4,000.00
73. Misrepresenting a copy of a document pertinent to a  
motor vehicle before the Traffic Adjudication Service 1,500.00  
-to be imposed upon the driver or owner

**H. Traffic Violations**

74. Parking 200.00
- a.) within an intersection
  - b.) within 5 meters of the intersection
  - c.) 4 meters from the driveway entrance
  - d.) within 4 meters from a fire hydrant
  - e.) in front of a private driveway

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- f.) on the roadway side of any unmoving or parked MV at the curb or edge of the highway
  - g.) at any place where signs of prohibitions have been installed
75. Reckless Driving
- |  |          |
|--|----------|
| 1st offense  | 1,000.00 |
| 2nd offense<br>-and suspension of DL for two (2) months. | 1,500.00 |
| 3rd offense<br>-and suspension of DL for six (6) months. | 2,000.00 |
| Succeeding offense<br>-and revocation of DL              | 5,000.00 |

such as but not limited to the following:

- a. Disregarding Traffic Signs
- b. Allowing passengers on top or cover of a motor vehicle except in a truck helper
- c. Failure to provide canvass cover to cargos or freight of trucks requiring the same
- d. Permitting passenger to ride on running board, stepboard or mudguard of MV while the same is in motion.
- e. Failure to dim headlights when approaching another motor vehicle
- f. Driving for hire motor vehicle in slippers
- g. Driving in a place not intended for traffic or into place not allowed for parking
- h. Hitching or permitting a person or a bicycle, motorcycle, tricycle or skate roller to hitch to a motor vehicle
- i. Driving against traffic - failure to pass to the right when meeting persons or vehicles coming towards him
- j. Illegal turn - failure to conduct the motor vehicle to the right of the intersection of the highway when turning to the left in going from one highway to another.
- k. Illegal overtaking - failure to pass to the left when overtaking persons or vehicles going the same direction except when there are two or more lanes for the movement of traffic in one direction
- l. Overtaking at an unsafe distance - failure to pass at a safe distance to the left of another motor vehicle when overtaking that vehicle.
- m. Cutting an overtaken vehicle - driving to the right side of the highway after overtaking before his motor vehicle is safely clear of such overtaken vehicle.
- n. Failure to give way to an overtaking vehicle - failure to give way to another vehicle approaching from the rear that wishes to overtake his vehicle when the former has given suitable and audible signal.
- o. Increasing speed when being overtaken - increasing the speed of the motor vehicle before the overtaking vehicle has completely passed.
- p. Overtaking when left side is not visible or clear of oncoming traffic - driving to the left side of the center line of a highway in overtaking or passing another vehicle proceeding in the same direction where the left side is not clearly visible and is not free of oncoming traffic for a sufficient distance to pass in safely.
- q. Overtaking upon a crest of a grade - overtaking or passing another vehicle proceeding in the same direction when approaching the crest of a grade.
- r. Overtaking upon a curve - overtaking or passing another vehicle proceeding in the same direction upon a curve in a highway where the driver's view along the highway is obstructed within a distance of 500 feet ahead.
- s. Overtaking at any railway grade crossing - overtaking or passing another vehicle proceeding in the same direction at any railway grade crossing.
- t. Overtaking at an intersection - overtaking or passing another vehicle proceeding in the same direction at any intersection of highways except on a highway having two or more lanes for movement of traffic in one direction where the driver of a vehicle may overtake another vehicle on the right.
- u. Overtaking between "men working" or "caution" signs - overtaking or passing or attempting to overtake or pass another vehicle proceeding in the same direction between warning or caution signs indicating that men are working on the highway

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- v. overtaking at no overtaking zone - overtaking or passing or attempting to overtake or pass another vehicle proceeding in the same direction in any "no passing or overtaking" zone.
- w. Failure to yield the right of way - failure of the vehicle on the left to yield the right of way to the vehicle on the right when these vehicles approach or enter an intersection at approximately the same time.
- x. Failure to yield the right of way - failure of a vehicle approaching but not having entered an intersection to yield the right of way to a vehicle within such intersection or turning therein to the left across the line of travel of the first mentioned vehicle when such vehicle has given a plainly visible signal of intention to turn.
- y. Failure to yield the right of way - failure of the driver of any vehicle upon a highway within a business or residential district to yield the right of way to a pedestrian crossing such highway within a crosswalk except at intersection where the movement of traffic is regulated by a peace officer or by traffic signal.
- z. Failure to stop before traversing a "through highway" or railroad crossing - failure of the driver of a vehicle upon a highway to bring to a full stop such vehicle before traversing any "through highway" or railroad crossing.
- a.a. Failure to yield right of way - failure of a vehicle entering a highway from a private road or drive to yield the right of way to all vehicles approaching on such highway.
- a.b. Failure to yield the right of way to ambulance, police or fire department vehicles - failure of a driver upon a highway to yield the right of way to police or fire department vehicles and ambulances when such vehicles are operated on official business and the drivers thereof sound audible signal of their approach.
- a.c. Failure to yield right of way at a "through highway" or a "stop intersection" - failure of a vehicle entering a "through highway" or a "stop intersection" to yield the right of way to all vehicles approaching in either direction on such "through highway".
- a.d. Failure to give proper signal - failure to give the appropriate signal before starting, stopping or turning from a direct line.
- a.e. Illegal turn - failure of the driver of a motor vehicle intending to run to the right at an intersection to approach such intersection in the lane for traffic nearest to be right-hand side of the highway and, in turning, to keep as close as possible to the right-hand curve or edge of the highway.
- a.f. Illegal turn - failure of the driver of a vehicle intending to turn to the left, to approach such intersection in the lane for traffic to the right of and nearest to the center line of the highway, and in turning, to pass to the left of the center of the intersection except upon highway laned for traffic and upon one-way highway.
- a.g. Failure to stop motor and notch handbrake of motor vehicle when unattended - failure to turn off the ignition switch and stop the motor and notch effectively the handbrake when parking a motor vehicle unattended on any highway
- a.h. Unsafe towing

76. Obstruction - obstructing the free passage of other vehicles on the highway while discharging or taking passengers or loading and unloading freight, or driving a motor vehicle in such a manner as to obstruct or impede the passage of any vehicle. 200.00

**I. Violations Involving Taxi Units except those already provided in this circular**

77. Fast, tampered, defective or non operational, tampered, broken, fake or altered meter seal.

	1st offense	3,000.00
-and suspension of DL for three (3) months.		
	2nd offense	4,000.00
-and suspension of DL for four (4) months.		
	3rd offense	6,000.00

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-and suspension of DL for six (6) months; after third violation, DL will be revoked and franchise will be recommended for cancellation.

For the said infraction, the operator of the subject MV shall be summoned. Upon determination that he is also liable for the said infraction, the plates, OR/CR of the subject MV shall be suspended for the said duration of the suspension suffered by the driver in addition to the fine equivalent to the amount paid by the driver.

78.	Tampered, broken, joint, reconnected, fake or altered sealing wire	1,500.00
	-to be imposed upon the driver or owner whoever maybe responsible. The License of the driver or the plate, OR/CR of the MV shall be suspended for one month for the 1st offense. Two (2) months for the 2nd offense and three (3) months for the 3rd offense.	
	-after third violation DL will be revoked and franchise will be recommended for cancellation.	
79.	Violation of Color scheme, adoption of MV color or design without authority	500.00
	-to be imposed upon the owner.	
80.	Old meter seal/or loose triplex seal.	500.00
	-to be imposed upon the owner and/or driver.	
81.	Flagged up meter and/or operating on contractual basis	750.00
	-to be imposed against the driver. The license of the driver shall be suspended for forty five (45) days.	
82.	No taximeter	1,200.00
	-to be imposed against the driver in the total amount of	& 1,200.00
	-to be imposed against the operator or the total amount of	2,400.00
83.	Failure to paint the word aircon	750.00
	-to be imposed against the owner/ operator only.	
84.	Unauthorized installation of aircon	750.00
	-to be imposed against the owner/ operator/driver.	
85.	No Identification Card	150.00
86.	No taximeter light	200.00
87.	Failure to provide tcp light indicating availability	200.00
	-to be imposed upon the driver and/or owner.	
88.	Failure to print owner/operator's name, address and/or capacity markings, type of service on taxi units	500.00
	-to be imposed upon the owner/ operator or driver.	
<b>J. Other Non-Traffic Violations</b>		
89.	Unauthorized installation of aircon on buses	750.00
90.	Non painting of the word aircon for buses	750.00
91.	Operating aircon MV with defective aircon	500.00

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92.	Smoke Belching defined under RA 8479 -for the 1st offense and to pass the smoke emission test	1,000.00
	-for the 2nd offense	3,000.00
	and to pass the smoke emission test	5,000.00
	-for 3rd and subsequent offenses and to pass the smoke emission test and to suspend of plates, CR/OR/ registration of MV for one (1) year.	50,000.00
93.	Operating a right hand drive motor vehicle	1,000.00
94.	Failure to Install Seatbelt as defined under RA 8750	250.00
95.	Failure to wear/unbuckled seatbelt	250.00
96.	Allowing child six years old and below on passenger seat	500.00
97.	Display of Sign Board (PUB & PUJ ONLY) without front panel route	

The foregoing shall be without prejudice to the institution of appropriate criminal charges in proper courts with proper proper jurisdiction.

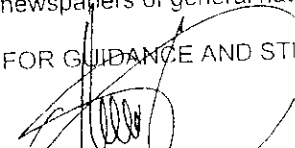
All other existing fees, penalties and fines not herein listed shall be continued to be enforced at the same rate.

The revised rates herein prescribed shall be published once a week for two (2) consecutive weeks in two newspapers of general circulation in the Philippines and shall take effect fifteen (15) days thereafter.

All Department memorandum Orders, Circulars and other Administrative issuances in conflict with this department order are hereby deemed revoked, amended or revised accordingly.

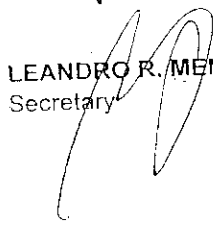
**V. EFFECTIVITY** - This order shall take effect fifteen days (15) after receipt of copies thereof by the Office of the National Administrative Register (ONAR) U.P. Law Center, Diliman, Quezon City and publication thereof in two (2) newspapers of general nationwide circulation.

FOR GUIDANCE AND STRICT COMPLIANCE.

  
**ALBERTO H. SUANSING**  
Assistant Secretary



APPROVED:

  
**LEANDRO R. MENDOZA**  
Secretary



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