



Republic of the Philippines

DEPARTMENT OF TRANSPORTATION

DOTC
OFFICE OF UNDERSECRETARY

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CENTRAL SERVICES SECTION

Department Order No. 2017-009

SUBJECT : REITERATING DEPARTMENT ORDER NO. 2002-030 AND STRENGTHENING THE MANDATORY AGE LIMIT FOR BUS TYPE UNIT AND TRUCKS SUBJECT OF OR COVERED BY CERTIFICATE OF PUBLIC CONVENIENCE (CPC)

DATE : 27 APRIL 2017

WHEREAS, his Department issued Department Order No. 2002-030 (Re: Modifying Department Order No. 96-963, which hereunder quoted in portion, to wit:

"No unit shall be the subject of a new application for franchise, for extension of validity of Certificate of Public Convenience (CPC), for substitution of unit, and for increase of number of units(s), if said unit is more than the minimum age requirement as specified below by the time of expiration of the covering CPC:

For Buses and Mini-Buses, e.g. PUB and Shuttle Bus

"The unit should not be more than fifteen years old reckoned from the date of manufacture of subject vehicle."

WHEREAS, the LTFRB, in compliance to the Order dated January 13 and 20, 2006, issued by this Department, enjoining the Board from implementing the mandatory age requirement under Department Order No. 2002-030, issued Memorandum Circular No. 2006-018, directing all holder of Certificate of Public Convenience to submit Certification of Roadworthiness in lieu of the observance of mandatory age limit provided by Department Order No. 2002-030.

WHEREAS, on January 11, 2013, the LTFRB issued Board Resolution No. 2013-001, for strict observance of the fifteen (15) year age limit of buses and mini-buses covered by or subject to Certificate of Public Convenience (CPC) in the absence of MVIS certificates.

WHEREAS, the road worthiness of bus type or truck for hire units cannot be determined with sufficient accuracy which is vital in ensuring the safety and convenience of our commuting public.

THE COLUMBIA TOWER 2017-009
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WHEREAS, further, the vehicle age of the bus or truck for hire units subject of a CPC, is indicated in the year model stated in the certificate of registration issued by the Land Transportation Office, which shall be prima facie presumed to be the year of manufacture.

NOW THEREFORE, in order to clarify and reinforce the policy on the mandatory age limit of all bus type units e.g. PUB services, Shuttle Service, Tourist Bus Transport Service, and School Transport Service, , as well as Trucks for hire, the following rules shall apply, to wit:

- A. This Department hereby REITERATES the mandatory fifteen (15) year age limit under Department Order No. 2002-030 and hereby STRENGTHENS the policy on the mandatory fifteen (15) year age limit for Public Utility Buses (PUBs) units or Trucks for Hire (TFH) which are covered by Certificate of Convenience (CPC) by requiring the submission of Certificate of Date of Manufacture from the original manufacturer such as Sales Invoice, or other competent documents to prove the age of motor vehicle.
- B. The year model of the Motor vehicle stated in the Certificate of Registration issued by the Land Transportation Office (LTO) is prima facie presumed to be the year of manufacture, for the purpose of application of a CPC. Any alteration, falsification, or forgery of the Certificate of Registration with respect to the date of manufacture, or defacing or tampering with a serial number or year model on the motor vehicle engine, engine block, or chassis, shall create a presumption that the subject motor vehicle is beyond the mandatory fifteen (15) year age limit of buses and trucks, and shall be a ground for the suspension, cancellation, or revocation of the CPC and or the Certificate of Registration (CR) of the motor vehicle unless proven otherwise.
- C. Imported used PUBS or TFH carrying various kinds of cargo, as defined under Executive Order (EO) 156 series of 2002, may be allowed registration by the LTO, but shall not be allowed registration as public utility vehicles and thus, shall not be granted a CPC.
- D. Land Transportation Office and the Land Transportation Franchising and Regulatory Board shall issue the appropriate Joint Memorandum Circular within 30 days from the effectivity of this Order, to implement the mandate of this policy within their respective jurisdiction, taking into consideration a reasonable transition period for the smooth and proper implementation of this Department Order.

All concerned agencies, are hereby enjoined to cooperate and support the Department of Transportation in strengthening and implementing the mandatory 15-year age limit policy.

This Order shall take effect fifteen (15) days following the publication in the Official Gazette or in a newspaper of general circulation or filing of three (3) copies hereof with the UP Law Center, pursuant to Memorandum Circular No. 11 dated 09 October 1992.


ARTHUR P. TUGADE
Secretary

RLY



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