MEMORANDUM CIRCULAR NO. 2022-2305
13 January 2022

SUBJECT: IMPLEMENTING GUIDELINES IN THE ENFORCEMENT OF
DEPARTMENT ORDER NO. 2022 - 001 DATED 11 JANUARY 2022
ISSUED BY THE DEPARTMENT OF TRANSPORTATION (DOTr):
"LIMITING PUBLIC TRANSPORTATION ACCESS TO VACCINATED
POPULATION IN THE NATIONAL CAPITAL REGION UNDER ALERT
LEVEL NO. 3 OR HIGHER"

Pursuant to the Department of Transportation (DOTr) issued Department Order No. 2022 – 001 titled, “LIMITING PUBLIC TRANSPORTATION ACCESS TO VACCINATED POPULATION IN THE NATIONAL CAPITAL REGION UNDER ALERT LEVEL NO. 3 OR HIGHER”; and ARTICLE III Section 4 (d) (1) of RA 4136 also known as "Land Transportation and Traffic Code." as amended, the Commissioner (now LTO Assistant Secretary) have the power to issue rules and regulations not in conflict with the provisions of this Act; hence, after extensive evaluation on how to implement the DOTr DO No. 2022 – 001, the following implementing guidelines are hereby promulgated:

Section 1. OBJECTIVES
This Memorandum Circular shall have the following objectives:

   a) To prevent the local transmission of Coronavirus Disease (COVID-19) and the Omicron variant and other variant of concern; and
   b) To provide uniform rules and regulations for the enforcement of DOTr DO No. 2022-001.

Section 2. SCOPE OF COVERAGE
This Memorandum Circular covers ALL Public Utility Vehicles' (PUVs) Drivers, Conductors, and Operators of land transportation services, operating within NCR and those inter-regional routes that will be entering NCR during alert level no. 3 or higher.

Meanwhile, tricycles shall be regulated based on existing policies of concerned LGUs with regard to "No Vaccination, No Ride Policy".

Section 3. FOR THE PURPOSE OF THIS MEMORANDUM CIRCULAR, THE FOLLOWING TERMS SHALL BE DEFINED AS:

   a) "Driver" shall mean every and any licensed operator of a motor vehicle.
   b) "Public Utility Vehicle" are those covered by CPCs, or special permits issued by the L TFRB.
c) "Fully Vaccinated" a person is considered fully vaccinated two (2) weeks after the second dose of COVID-19 vaccine such as of Pfizer, Moderna, Sinovac, AstraZeneca, Gamaleya Sputnik V, and Sinopharm; or two (2) weeks after a single-dose vaccine jab of Johnson & Johnson's Janssen vaccine.

Section 4. NO VACCINATION, NO RIDE POLICY

All Drivers/Operators of Public Utility Vehicles (PUVs) shall allow only "Fully Vaccinated" individuals to board any types of PUVs subject to the presentation of any of the following as evidence:

i. Physical or digital copies of an LGU-issued vaccine card and booster card;  
ii. DOH-issued vaccine certification; or  
iii. Any IATF-prescribed document.

The above requirements shall be presented together with their validly issued ID (Company ID, School ID, or other Identification Card with picture and address).

Moreover, LTO Law Enforcement Officers in coordination with I-Act, HPG, and other law enforcement agencies shall be deployed in major terminals and strategic locations to ensure strict implementation of this policy.

Section 5. EXCEPTIONS

The "No Vaccination, No Ride Policy" shall not apply to the following:

a) Persons with medical conditions that prevent full COVID-19 vaccination, as evidenced by a duly signed medical certificate with name and contact details of the physician; and  
b) Persons who will procure essential goods and services, such as but not limited to food, water, medicine, medical devices, public utilities, energy, work, and medical and dental necessities, as evidenced by a duly issued barangay health pass or other appropriate proof to support and justify such travel.

Section 6. PENALTY

Failure to comply with this Memorandum Circular (Sec. 4) shall be penalized under Article I, Section j. (ALL OTHER VIOLATIONS OF TRAFFIC RULES AND REGULATIONS) of Joint Administrative Order (JAO) No. 2014-01.

Section 7. INFORMATION DRIVE/CAMPAIGN

The LTO Law Enforcement Officers shall conduct a continuing Information/Advocacy Campaign on the implementation of NO VACCINATION, NO RIDE POLICY and other health protocols.

Section 8. ENFORCEMENT PROCEDURE/PROTOCOL

All Law Enforcement Officers shall observe the following procedures in conducting roadside inspection operations to ensure enforcement operations integrity:
a) The law enforcement activities shall be in accordance with the duly approved deployment order issued by Director, Law Enforcement Service for Central Office, the Regional Director for Regional Law Enforcement Units, and the District Head for District Law Enforcement Teams;
b) The Law Enforcement Officers when performing their duties must wear their complete official patrol uniform and issued Office ID;
c) The Law Enforcement Officers shall establish probable cause or initial violation before flagging down a Motor Vehicle;
d) The Law Enforcement Officers shall validate whether or not a person is fully vaccinated, through checking of passengers' vaccination cards or any evidence of vaccination and exception from this policy;
e) Upon verification and determination of violations, the Apprehending Officer shall issue ticket promptly;
f) Always maintain professionalism; and
g) Those passengers' who manifest signs and symptoms of COVID-19 virus shall be referred to appropriate government authorities for proper administration and action. Likewise, the Operator of the subject PUV shall be properly notified.

Section 9. COORDINATION

Bus/Jeepney Operators, Transport Leaders, PUV Drivers and all other concerned are hereby enjoined to ensure widest dissemination of "No Vaccination, No Ride Policy" in compliance with this Memorandum Circular.

Section 10. REPEALING CLAUSE

All orders, rules, regulations, and issuances, or parts thereof which are inconsistent with this Circular are hereby repealed, amended, or modified accordingly.

Section 11. EFFECTIVITY

This Memorandum Circular shall take effect immediately.

For strict compliance.

EDGAR C. GALVANTE
Assistant Secretary

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