

Republic of the Philippines
City of Davao
OFFICE OF THE CITY COUNCIL

RESOLUTION NO. _____
Series of 2009

A RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION AND COMMUNICATION (DOTC) AND LAND TRANSPORTATION OFFICE (LTO) TO RECONSIDER DEPARTMENT ORDER 2008-39 IMPLEMENTING HIGHER PENALTY FEES FOR VIOLATIONS RELATED TO THE USE OF MOTOR VEHICLES

WHEREAS, public utility drivers, especially those who drive jeepneys and taxis for a living, as well as other plain motorists are up in arms against the Land Transportation Office (LTO) for the imposition of higher penalty fees which the drivers consider as “exorbitant”;

WHEREAS, according to LTO Regional Director Gomer Dy the new schedule of fees and penalties is contained under LTO Department Order 2008-39 which was issued last October 2008 but was only implemented March 2, 2009;

WHEREAS, while we go for tougher traffic rules for erring drivers and maniacs on wheels, we also want to rationalize the repercussions of exorbitant fees such as those presently imposed;

WHEREAS, based on the new penalty scheme provided under LTO Department Order 2008-30, a person driving under the influence of drugs will be fined Php10,000 and faces automatic revocation of his driver’s license;

WHEREAS, driving under the influence of liquor carries a fine of Php5,000 with a two-month suspension of the driver’s license.

WHEREAS, the new order also imposes higher penalties for the following violations:

- driving without license, Php1,500
- driving with an expired license, Php400
- failure to carry a license, Php200
- possessing a fake driver’s license, Php2,000
- conviction of a crime using a motor vehicle, Php3,000
- and, hiring unlicensed conductor of a motor vehicle for hire, Php200;

WHEREAS, for operating or driving an unregistered or improperly registered vehicle, a Php2,000 fine will be imposed on the driver if he uses the vehicle without the knowledge and consent of the owner; and if the driver is also the owner of the subject motor vehicle, he will have to pay Php4,000;

WHEREAS, for violations in connection with number plates, the penalties are:

- plate number not firmly attached to the vehicle, Php200
- obscure plates, Php200
- license plate different from body number on public utility motor vehicle, Php500
- improper display of a permanent plate, Php500
- use of expired commemorative plates or stickers, Php2,000
- tampered plates or stickers, Php2,000
- and illegal transfers of number plates, tags or stickers from one vehicle to another, Php10,000;

WHEREAS, most of the recently approved fines for traffic and administrative violations marked a 40 percent to 2,500 percent increase from their original penalties;

WHEREAS, adding injury to insult, neither the Department of Transportation and Communication (DOTC) nor the Land Transportation Office (LTO) had exerted extra efforts to conduct information drive on the high increase in fines; much less make public consultations with the motoring public before implementing the 1,000 percent hike in penalties;

WHEREAS, due to clamor of the motoring public, there is a need to request the DOTC and LTO to reconsider Department Order 2008-39;

THEREFORE BE IT RESOLVED AS IT IS HEREBY RESOLVED, that this Body pass a resolution requesting the DOTC and the LTO to reconsider Department Order 2008-39;

RESOLVED FURTHER, that copies of this resolution be furnished the DOTC and the LTO for their information.

PILAR C. BRAGA, PhD
City Councilor

March 17, 2009 Regular Session (Suspended Rules)