

Republic of the Philippines  
HOUSE OF REPRESENTATIVES  
Quezon City

SEVENTEENTH CONGRESS  
Second Regular Session

House Bill No. **7341**



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INTRODUCED BY REPRESENTATIVE ALFRED VARGAS

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**EXPLANATORY NOTE**

The National Capital Region of the Philippines has an estimated seven (7) million private vehicles competing for parking spaces in a cramped densely-populated highly-urbanized area. This has given birth to the so called "parking fee tyranny," whereby shopping malls and other multiplexes charged exorbitant fees from desperate consumers who have no choice but to pay.

This is pernicious practice has gone on for long enough that it has become somewhat of anti-consumer policy. It is high time to employ a regulatory system on this matter which is vital to all Filipino people.

This proposed legislation intends to establish regulations for charging parking fees in establishments frequently visited by Filipinos from all walks of life..

In view of the foregoing, the immediate enactment of this measure is earnestly sought.

  
ALFRED VARGAS

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**AN ACT REGULATING THE IMPOSITION OF FEES FOR THE USE OF  
PARKING SPACES AND FACILITIES IN SHOPPING MALLS, HOSPITALS,  
SCHOOLS AND SIMILAR ESTABLISHMENTS, INCLUDING VACANT LOTS  
USED EXCLUSIVELY FOR PARKING AND PRESCRIBING PENALTIES FOR  
VIOLATION THEREOF**

*Be it enacted by the Senate and the House of Representatives of the Philippines in Congress assembled:*

**SECTION 1. Short Title.** This Act shall be known as the "Parking Fees Regulation Act."

**SECTION 2. Declaration of Policy.** It is the policy of the State to protect the interests and promote the general welfare of consumers. Toward this end, the State shall promulgate measures that will protect consumers who avail of parking facilities offered by business operators from unreasonable parking rates and fees.

**SECTION 3. Coverage of this Act.** - This Act shall cover parking facilities for all kinds of motor vehicles, including parking spaces in shopping malls, hospitals, schools, or other similar establishments, including vacant lots and building that are solely devoted for use as parking.

**SECTION 4. Provision of Parking Spaces; Regulation of Parking Fees.** - Shopping mall buildings, hospitals, schools and similar establishments are encouraged to provide parking spaces for their customers free of charge.

For purposes of this Act, a customer refers to a person who purchases a commodity or service.

Establishments which will impose parking fees for the use of their parking spaces shall be subject to the following:

- a.) The standard parking fee shall be Forty Pesos (P40.00) per vehicle for a maximum of eight (8) hours and an additional Ten Pesos (P10.00) per succeeding hour;
- b.) For overnight parking, a customer shall be charged a one-time fee of One Hundred Pesos (P100.00) per vehicle;
- c.) A customer shall be given a grace period of thirty (30) minutes, wherein he shall not be charged the standard parking fee if his motor vehicle shall have entered and exited the premises within the grace period;

- d.) For shopping malls, restaurants, stores, and similar establishments where customers go to purchase items or where the customers pay fees to enjoy the services, facilities or amenities offered by the establishment, the parking fee shall be waived once a customer presents a validated proof of purchase or payment of not less than One Thousand Pesos (P1,000.00): Provided, that the customer used the parking space for a maximum of three (3) hours only: Provided, further, that the customers who parked their vehicle for more than three (3) hours shall be charged the standard rate provided under paragraph (a) of this section.
- e.) Customers shall be issued a receipt upon entering or exiting a parking facility. A parking receipt must contain the effective date and time and the plate number of the motor vehicle the customer is paying for.

**SECTION 5. Prohibition on Invoking Waiver of Liability.** Business establishments shall maintain and provide security in the parking spaces of their establishments. When parking fees are collected by business establishments from their customers for the use of parking spaces, these establishments shall be responsible for the safety of its patrons and shall be prohibited from invoking the waiver of liability in care of loss of property or damage to the customer's motor vehicle.

The prohibition enunciated in the preceding paragraph shall likewise apply to operators of buildings or vacant lots that are solely devoted for use as parking spaces.

**SECTION 6. Penalties.** Any person or establishments who, violates the provisions of this Act shall be fined with not less than One Hundred Fifty Thousand Pesos (P150,000.00) per customer that is charged with an overpriced parking fee, or imprisonment of not less than one (1) year but not more than three (3) years, or both, upon the discretion of the court.

**SECTION 7. Implementing Rules and Regulations (IRR).** The Secretary of Trade and Industry shall promulgate the necessary rules and regulations for the effective implementation of the provision of this Act.

The Secretary of Trade and Industry is authorized to review every three (3) years the applicability of Section 4 of this Act and to adjust the rate of parking fees, taking into consideration the cost of maintenance of parking facilities, cost of provision of security and the inflation rate of the preceding year.

**SECTION 8. Repealing Clause.** All laws, rules and regulations or parts thereof inconsistent with the provisions of this Act are hereby repealed or modify accordingly.

**SECTION 9. Separability Clause.** If any part, section or provision of this Act shall be held invalid or unconstitutional, no other part, section or provisions thereof shall be affected thereby.

**SECTION 10. Effectivity.** This Act shall take effect fifteen (15) days following the completion of its publication in the Official Gazette or two (2) newspapers of general circulation.

*Approved,*