

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Constitution Hills, Quezon City

EIGHTEENTH CONGRESS
First Regular Session

HOUSE RESOLUTION NO. 173



Introduced by Hon. BERNADETTE HERRERA-DY

**A RESOLUTION
SEEKING THE CREATION BY THE EXECUTIVE BRANCH
OF AN INTER-AGENCY TASK FORCE ON THE REVISION OF LAWS ON LAND
TRANSPORTATION, ROAD SAFETY
FOR THE PRIMARY PURPOSE OF DRAFTING
A NEW LAND TRANSPORTATION AND TRAFFIC CODE**

WHEREAS, it was over five decades ago in 1964 when the Land Transportation and Traffic Code (RA 4136) was legislated. The great-grandmother of our country's criminal laws, the Revised Penal Code, was enacted in 1930. The Public Service Law (Commonwealth Act No. 146), which governs the issuance of the Certificate of Public Convenience (commonly referred to as *prangkisa* o franchise), is circa 1936. The Civil Code of the Philippines (RA 386) is dated from 1949.

WHEREAS, over the years, patchwork amendments to these laws have been done. Now we have a neighborhood of old, decrepit, and antiquated laws in dire need of either overall or major renovation to keep relevant and up-to-date. Some of these laws are so ancient and obsolete that they must be completely torn down and replaced with new structures with adaptability features for future, unforeseen situations, and automatic review.

WHEREAS, road safety is a great concern of our citizens, and is also a matter of Philippine international commitment to the community of nations and citizens of the world. The Philippines is a party to the Vienna Convention on Road Traffic which the Philippines signed on November 8, 1968 and acceded to on December 27, 1973. The 1968 Vienna Convention entered into force on May 21, 1977.

WHEREAS, the Metropolitan Manila Development Authority (MMDA) 2016 Metro Manila Accident Recording and Analysis System (MMRAS) recorded 109,322 road accidents and that deaths resulting from those accidents numbered 446.

WHEREAS, according to data of the Philippine Statistics Authority, the number of deaths from road crashes has stayed above 8,000 since Year 2010. Road traffic injuries are the ninth leading cause of death globally, responsible for over 1.25 million deaths each year. To accelerate action to reduce this burden, the United Nations General Assembly declared a Decade of Action for Road Safety (2011–2020).

NOW, THEREFORE, BE IT RESOLVED AS IT IS HEREBY RESOLVED:

THAT the true and constructive way to address the real issues and underlying problems is the overhauling, updating, and future-proofing of our land transportation and road safety laws, as well as the related criminal and civil laws;

THAT the Department of Transportation (DoTR), Department of Justice (DOJ), Department of Trade and Industry (DTI), Department of Public Works and Highways (DPWH), Office of the Court Administrator of the Supreme Court, (SC-OCA), the University of the Philippines Law Center, the Commission on Higher Education (CHED), and the Technical Education and Skills Development Authority (TESDA), jointly form an INTER-AGENCY TASK FORCE ON THE REVISION OF LAWS ON LAND TRANSPORTATION AND ROAD SAFETY;

THAT this Inter-Agency Task Force draft a NEW LAND TRANSPORTATION AND TRAFFIC CODE that addresses the continuum of issues surrounding all aspects of road safety, from: (1) the time the driver's license is issued, during the process of manufacturing a land motor vehicle, and when the roads and bridges are built; (2) to the law enforcement, investigation, prosecution, and adjudication aspects of road collisions and incidents; (3) the provision of a sufficiently punitive and deterrent schedule of penalties consisting of stiff fines, supervised community service, published public apology, civil damages, suspension or permanent disqualification to drive a motor vehicle, appropriate jail time, or a combination of any or all of the foregoing; and

THAT the new draft code also mandated the creation of: (1) a special Traffic Court or an adjudication board where all cases of traffic violations shall be heard and tried, and (2) a special procedure for the specific management of all reckless driving cases.

ADOPTED.


BERNADETTE HERRERA-DY
Representative, Bagong Henerasyon Party-list