

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City, Metro Manila

EIGHTEENTH CONGRESS
First Regular Session

House Bill No. **2394**



Introduced by Representative Lord Allan Jay Q. Velasco

**AN ACT
REQUIRING PARKING SPACE FROM MOTOR VEHICLE BUYERS IN
METROPOLITAN AREAS AS A PRE-REQUISITE FOR THE PURCHASE OF A
MOTOR VEHICLE AND REGISTRATION WITH THE
LAND TRANSPORTATION OFFICE**

Explanatory Note

There are twelve metropolitan areas in the Philippines identified by the National economic Development Authority (NEDA) as follows: Metro Manila, Angeles, Bacolod, Baguio, Batangas, Cagayan de Oro, Cebu, Dagupan, Davao, Iloilo, Naga, and Olongapo where traffic congestion is prevalent.

Studies show that the number of cars, particularly privately-owned cars in the road have exponentially multiplied while the road networks, particularly in the metropolitan areas did not grow as much. Ownership of private cars grew as a result of a combination of fast economic growth, rising incomes, low downpayments, and cheap auto loans. Hence, private cars are easy to own and cheap to use.

While traffic congestion can be the result of a myriad of causes, the same is exacerbated by car owners who routinely use public roads as parking spaces. When roads become parking lots, there will be longer trip times and increased vehicular queuing. It has been acutely observed that this situation is prevalent in the 12 aforementioned metropolitan areas.

This bill seeks to require an adequate garage or parking space before the purchase of motor vehicles to be used in metropolitan areas to deter the proliferation of vehicles occupying the roadsides or sidewalks. Furthermore, this bill requires the Land Transportation Office to verify the public document submitted by the registrant/purchaser attesting to the existence of an adequate parking facility for the vehicle sought to be registered in said metropolitan areas.

For the reasons stated, immediate passage of this bill is sought.


LORD ALLAN JAY Q. VELASCO

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

1 Section 1. *Short Title.* – This Act shall be referred to as the “No Garage, No
2 Registration Act.”

3

4 Sec. 2. *Declaration of Policy.* – Pursuant to the Constitutional principle that
5 recognizes the right of the people to a balanced and healthful ecology and the protection
6 of life and property and the promotion of general welfare , the State shall promulgate
7 measures to lessen traffic congestion, curb the number of private vehicles, provide safe
8 and uncluttered pathways, where people may freely walk to their destinations, and
9 maintain a clean and healthy environment by clearing the streets of parked motor vehicles
10 and other similar clutter that reduce the space intended for human and vehicular traffic.

11

12 Sec. 3. *Scope and Application/ Proof-of-Parking Space or Facility.* – Any person,
13 whether natural or juridical, with residence or business address in metropolitan areas
14 such as, but not limited to Metro Manila, Angeles, Bacolod, Baguio, Batangas, Cagayan
15 de Oro, Cebu, Dagupan, Davao, Iloilo, Naga, and Olongapo, who intends to purchase a
16 motor vehicle, shall be required to execute an affidavit which shall be acknowledged
17 before a notary public, attesting to the availability of a permanent parking space or facility
18 or that a parking space or facility has been leased or procured specifically for the purpose
19 of parking the motor vehicle. The said affidavit executed by the prospective buyer of

1 motor vehicles shall be presented to the Land Transportation Office (LTO) as a pre-
2 requisite for registration.

3

4 *Sec. 4. Responsibility of Prospective Buyer of Motor Vehicle.* - No motor vehicle
5 may be legally conveyed in the absence of a public document duly attested to by the
6 prospective buyer of a motor vehicle and acknowledged before a notary public, that a
7 permanent parking space or facility already exists for the motor vehicle which is subject
8 of the sale. The affiant shall be bound by the claims stated in the document and shall be
9 held liable for untruthful statements made in his affidavit under Articles 171 and 172 of
10 the Revised Penal Code, without prejudice to any other cases that may be filed against
11 such person.

12

13 *Sec. 5. Role of the Land Transportation Office.* - The LTO shall make as a
14 prerequisite in the registration of a motor vehicle the submission of the affidavit attesting
15 to the existence of a permanent parking space or facility by the buyer or vendee of the
16 motor vehicle that it has confirmed the existence of a permanent parking space or facility
17 for the motor vehicle to be purchased.

18 The document must be kept on file and the same shall be produced when there
19 exists a claim or evidence to the contrary that the parking space or facility attested therein
20 does not exist.

21

22 *Sec. 6. Local Government Units and Citizen Patrol.* - Any concerned individual may
23 report to the LTO, Metropolitan Manila Development Authority (MMDA), the metropolitan
24 coordinating council, or the engineering office of the local government unit (LGU) the
25 existence of motor vehicles which are parked on the streets, alleys or pathways primarily
26 used for pedestrian and motor vehicle traffic.

27 Authorized personnel of the LTO, MMDA, Metropolitan coordinating council, LGU
28 engineering office and law enforcement agencies shall conduct periodic ocular inspection
29 for the purpose of strictly implementing the provisions of this Act.

30

31 *Sec. 7. Penalties.* - A motor vehicle registration issued to an owner, whether
32 natural or juridical, which has been fraudulently obtained from the LTO by making untrue
33 claims in the public document executed for the purpose of complying with the
34 requirements under Section 3 of this Act indicating that an adequate parking space or
35 facility exists for a motor vehicle, shall be revoked and the motor vehicle owner shall be
36 suspended from registering a motor vehicle under his name for a period of three (3) years

1 and imposed a fine in the amount of Fifty Thousand Pesos (Php50,000.00) for every
2 violation of the provisions of this Act.

3 Any officer or employee of the LTO who has allowed the registration of a motor
4 vehicle without the necessary document required under Section 3 of this Act or with
5 knowledge of the falsity of, or failing to further investigate despite having reasonable
6 ground to believe that, the statement in the instrument attesting to the availability of the
7 permanent parking space or facility for the motor vehicle statement is false, shall be
8 suspended from office for a period of three (3) months without pay.

9 The penalties enumerated herein shall be without prejudice to the liability that
10 may be incurred under the Revised Penal Code and other existing laws.

11
12 *Sec. 8. Implementing Rules and Regulations.* – Within ninety (90) days from the
13 effectivity of this Act, the Secretary of Transportation, in consultation with the Secretary
14 of the Interior and Local Government, the Chairperson of the MMDA, Chairperson of the
15 Metropolitan council, the agency head of LTO and representatives from the LGUs in Metro
16 Manila and other Metropolitan areas shall promulgate the rules and regulations for the
17 effective implementation of this Act.

18
19 *Sec. 9. Repealing Clause.* – Any law, presidential decree or issuance, executive
20 order, letter of instruction, rule or regulation inconsistent with the provisions of this Act
21 is hereby amended, modified, or repealed accordingly.

22
23 *Sec. 10. Separability Clause.* – If any portion or provision of this Act is declared
24 unconstitutional, the remainder of this Act or any provisions not affected thereby shall
25 remain in force and effect.

26
27 *Sec. 11. Effectivity Clause.* – This Act shall take effect fifteen (15) days after its
28 complete publication in the Official Gazette or a newspaper of general circulation.

Approved,