

Republic of the Philippines  
House of Representatives  
Quezon City, Metro Manila

EIGHTEENTH CONGRESS  
First Regular Session

House Bill No. 6104



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**Introduced by Representative Marissa Lourdes M. Andaya**

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### **EXPLANATORY NOTE**

With the improvement of social economy and people's living standard, the number of vehicles around the metropolis has tremendously increased. Unfortunately, this has resulted to traffic congestion and exhaust pollution.

At the same time, this very same case has illustrated an upward orientation in the demand curve for parking facilities. Much worse, consumers find themselves caught up in a situation wherein they have to pay these exorbitant fees to extractive parking establishments.

This proposed measure seeks to expand the right of consumers to be more protected, thereby putting an end to the abusive collection of parking fees, and by making the operator of the parking facility liable for property loss or damage, without necessarily weighing down on establishments that profit from the parking enterprise.

This bill is consistent with the declared policy of the State "to protect the interests of the consumer, promote the general welfare and to establish standards of conduct for business and industry, and it resonates with the Article 2 of Republic Act No. 7394, otherwise known as the Consumer Act of the Philippines.

In light of an unregulated environment that proves nugatory, if not inimical, to the interests and welfare of the patronizing and motoring public, the passage of this bill is earnestly sought.

  
**MARISSA LOURDES M. ANDAYA**

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**AN ACT TO REGULATE PARKING FACILITIES AND THE COLLECTION OF  
FEES THEREFROM AND PRESCRIBING PENALTIES FOR VIOLATION  
THEREOF**

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

**SECTION 1. Short Title.** – This Act shall be known as the “Parking Fees Regulation Act of 2020.”

**SEC. 2. Declaration of Policy.** – It is the policy of the State to protect the interest and promote the general welfare of consumers. Towards this end, the State shall establish standards in the operation of parking spaces and facilities and promulgate measures to protect consumers who avail such parking facilities.

**SEC. 3. Coverage of this Act.** – This Act shall cover parking facilities for all kinds of motor vehicles, including parking spaces in shopping malls, hospitals, airports, or other similar establishments, including vacant lots and buildings that are solely devoted for parking.

**SEC. 4. Provision for Parking Spaces.** – Shopping mall buildings, hospitals, schools, airports, and similar establishments are encouraged to provide parking spaces for their customers free of charge.

**SEC. 5. Regulation of Parking Fees.** – Establishments may impose parking fees subject to the following conditions:

- 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) for every succeeding hour;
- b) For facilities that provide overnight parking, One Hundred Pesos (P100) shall be charged for each vehicle parked overnight for a twelve-hour duration;
- c) A customer who has entered and exited the parking facility within a thirty-minute grace period, shall not be charged with standard parking fee.
- d) Parking fees in establishments such as shopping malls, restaurants, stores and other similar enterprises and institutions where customers purchase items or avail of services and facilities, shall be waived upon presentation of valid proof of purchase or payment in an amount not less than One Thousand Pesos (P1,000.00): Provided, That the customer used the parking facility for a maximum of three (3) hours only; Provided further, That the customer who used the parking facility in excess of three hours shall be charged the standard rate provided under paragraph (a) of this Section.

**SEC. 6. Standardization of Parking Facilities.** – It is hereby mandated that shopping mall buildings, schools, hospitals, airports, and similar establishments, including buildings and lots that provide parking facilities, and collect parking fees shall provide the following:

- a) Parallel parking spaces, with each space measuring 2.15 meters in width and 6 meters in length;
- b) Security arrangements, including the installation of video surveillance and security personnel;
- c) Restrooms, lavatories and other facilities, taking in consideration the needs of persons with disabilities, senior citizens and persons requiring special assistance.

**SEC. 7. Prohibition on Invoking Waiver of Liability.** – Collection of parking fees from customers for the use of parking facilities shall make the establishment responsible for the security of the parking facility and the safety of its patrons. Invoking the waiver of liability in case of property loss or damage to a customer's vehicle is hereby prohibited.



SEC. 8. **Penalties.** – Any person or establishment who violates the provisions of this Act shall be fined with not less than One Hundred Fifty Thousand Pesos (P150,000.00): Provided, that in case of collection of overpriced parking fee, a fine of not less than One Hundred Fifty Thousand Pesos (P150,000.00) shall be imposed for every customer 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.

SEC. 9. **Implementing Rules and Regulations.** – The Secretary of Trade and Industry shall promulgate the necessary rules and regulations for the effective implementation of the provisions of this Act.

The Secretary of Trade and Industry is authorized to review every three (3) years the applicability of Section 5 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.

SEC. 10. **Separability Clause.** – If any provision or part of this Act is held invalid or unconstitutional, the remaining parts or provisions not affected shall remain in full force and effect.

SEC. 11. **Repealing Clause.** – All laws, executive orders, issuances, rules and regulations or parts thereof inconsistent with the provisions of this Act are hereby repealed, amended or modified accordingly.

SEC. 12. **Effectivity Clause.** – This Act shall take effect fifteen (15) days after its complete publication in the Official Gazette or in at least two (2) newspapers of general circulation.

Approved,