

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

**EIGHTEENTH CONGRESS**  
First Regular Session

House Bill No. **1436**



**Introduced by Honorable Luis Jose Angel N. Campos, Jr.**

**EXPLANATORY NOTE**

Currently local government units (LGUs) and other government agencies spend government funds in order to pay private companies to conduct emission tests on vehicles owned by the LGU. Such is an unnecessary expense and the purported prohibition in Section 21 (b) of Republic Act No. 8749 (R.A 8749) should be amended.

Section 21 (b) of R.A 8749 states "(b) The Department, in collaboration with the DOTC, DTI and LGUs, shall develop an action plan for the control and management of air pollution from motor vehicles consistent with the Integrated Air Quality Framework. The DOTC shall enforce compliance with the emission standards for motor vehicles set by the Department. The DOTC may deputize other law enforcement agencies and LGUs for this purpose. To this end, the DOTC shall have the power to:

x x x

(3) Authorize private testing emission testing centers duly accredited by the DTI.

x x x

d) In order to ensure the substantial reduction of emissions from motor vehicles, the Department of Trade and Industry (DTI), together with the DOTC and the Department shall formulate and implement a national motor vehicle inspection and maintenance program that will promote efficient and safe operation of all motor vehicles. In this regard, the DTI shall develop and implement standards and procedures for the certification of training institutions, instructors and facilities and the licensing of qualified private service centers and their technicians as prerequisite for performing the testing, servicing, repair and the required adjustment to the vehicle emission system. The DTI shall likewise prescribe regulations requiring the disclosure of odometer readings and the use of tamper-resistant odometers for all motor vehicles including tamper-resistant fuel management systems for the effective implementation of the inspection and maintenance program."

In order to avoid unnecessary expenditure of public funds, this bill seeks to amend R.A 8749 in order to avoid the unnecessary expenditure of utilizing private emission testing centers when LGUs and other government units are able to perform the same tests on their own vehicles. The savings that would occur due to the removal of this unnecessary expense can be used for other projects that would be more beneficial to the Filipino people.

In view of the foregoing, the passage of this bill is earnestly sought.

  
**LUIS JOSE ANGEL N. CAMPOS, JR.**

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**AN ACT**  
**AMENDING SECTION 21 OF REPUBLIC ACT NO. 8749, OTHERWISE KNOWN AS**  
**THE CLEAN AIR ACT, AND FOR OTHER PURPOSES**

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

**SECTION 1.** Section 1 of Republic Act No. 8749 is hereby amended to read as follows:

“b) The Department, in collaboration with the DOTC, DTI and LGU, shall develop an action plan for the control and management of air pollution from motor vehicles consistent with the Integrated Air Quality Framework. The DOTC shall enforce compliance with the emission standards for motor vehicles set by the Department. The DOTC may deputize other law enforcement agencies and LGUs for this purpose. To this end, the DOTC shall have the power to:

- 1) Inspect and monitor the emissions of motor vehicles;
- 2) Prohibit or enjoin the use of motor vehicles or a class of motor vehicles in any area or street at specified times; and
- 3) Authorize private emission testing centers, **LGUs and other government departments or agencies** duly accredited by the DTI.

1. The DOTC, together with the DTI and the Department, shall establish the procedures for the inspection of motor vehicles and the testing of their emissions for the purpose of determining the concentration and/or rate of emission of pollutants discharged by said sources.

2. In order to ensure the substantial reduction of emissions from motor vehicles, the Department of Trade and Industry (DTI), together with the DOTC and the Department, shall formulate and implement a national motor vehicle inspection and maintenance program that will promote efficient and safe operation of all motor vehicles. In this regard, the DTI shall develop and implement standards and procedures for the certification of training institutions, instructors and facilities and the licensing of qualified private service centers, **LGUs and other government departments or agencies**, and their technicians as prerequisite for performing the testing, servicing, repair and the required adjustment to the vehicle emission system. The DTI shall likewise prescribe regulations requiring the disclosure of odometer readings and the use of tamper-resistant fuel management systems for the effective implementation of the inspection and maintenance program.”

**SECTION 2.** Repealing Clause. - All laws, decrees, executive orders, and rules and regulations, or parts thereof, inconsistent with the provisions of this Act, are hereby repealed or modified accordingly.

**SECTION 3.** Separability Clause. - If, for any reason, any section or provision of this Act is held unconstitutional or invalid, the other sections or provisions hereof shall not be affected and thereby remain in full force and effect.

**SECTION 6.** Effectivity Clause. - This *Act* shall take effect fifteen (15) days after its complete publication in at least two (2) national newspapers of general circulation.

Approved.