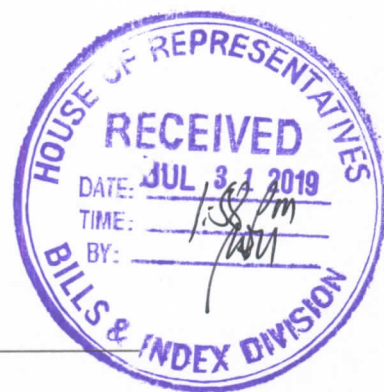


HOUSE OF REPRESENTATIVES
Quezon City

Eighteenth Congress
First Regular Session

HOUSE BILL NO. 3215



Introduced by REP. BERNADETTE HERRERA-DY

**AN ACT REGULATING AND STANDARDIZING PARKING FEES OF MALLS, HOTELS,
RESTAURANTS, SCHOOLS, HOSPITALS, COMMERCIAL BUILDINGS, AND OTHER
SIMILAR ESTABLISHMENTS THAT OFFER PAID PARKING SPACES**

Explanatory Note

From 2015 to 2017, the Land Transportation Office (LTO) registered 10,410,814 motor vehicles. It is estimated that there are new 1,000 registrants each day, 600 of whom have newly-purchased vehicles. Metro Manila alone is reported to have at least 2.7 million vehicles. With these numbers, it is very important for the driving public to consider where to park when they travel for work, business, or leisure. With the surge of vehicles and the decrease of public spaces, the driving public are hassled to find parking spaces within business districts, malls, and other establishments. Other than inadequate designated spaces, the public is also burdened by the costs of parking fees. At the same time, establishments that offer paid parking spaces impose unfair conditions and even waive responsibility for securing vehicles and belongings of persons entering their establishments.

With the rise of vehicles in the country, there is a need to regulate and to make appropriate actions to manage this problem. While there are available parking spaces, safety measures are often undermined despite the imposition of costly fees. With the amount of collected payments, establishments must be responsible for the vehicles and the belongings inside the vehicle. Expensive parking fees are also unnecessary since people are already spending time, effort, and money in the establishments. Also, varied parking regulations of different cities and establishments cause confusion to the people. For the interest of the general public, the state shall prioritize public welfare and work towards creating a standard for establishments to follow. It is high time for Congress to solve this issue and give credence to the complaints of the public. At the same time, the government shall promote the general welfare of those involved.

To this end, the state shall pursue a policy that regulates and standardizes parking fees malls, hotels, restaurants, schools, hospitals, commercial buildings, and other similar establishments that offer paid parking spaces in order to give importance to our citizens. However, this policy gives responsibilities and liabilities to both the establishment and the customer in order for the effective regulation of parking fees and spaces.

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


BERNADETTE HERERRA-DY

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AN ACT REGULATING AND STANDARDIZING PARKING FEES OF MALLS, HOTELS, RESTAURANTS, SCHOOLS, HOSPITALS, COMMERCIAL BUILDINGS, AND OTHER SIMILAR ESTABLISHMENTS THAT OFFER PAID PARKING SPACES

Section 1. Short Title. This Act shall be known as the "Parking Standards and Regulations Act."

Section 2. Declaration of Policy. It is the duty of the state to prioritize safety and public welfare. The cost of parking spaces for different establishments has become too high for the general public. Thus, the government shall regulate this towards the benefit of its citizens.

Section 3. Coverage. The Act shall be applicable to all malls, hotels, restaurants, schools, hospitals, commercial buildings, and other similar establishments that offer paid parking spaces or facilities to different motor vehicles.

Section 4. Standardization of Parking Fees and Regulation of Parking Spaces. Establishments under this Act that shall impose parking fees for their parking spaces and/or facilities shall be subject to the following:

1. The standard parking fee for each vehicle shall be twenty pesos (P20.00) for the first five hours. The customer shall have an option to pay an additional ten pesos (P10.00) per succeeding hour of parking or pay another twenty pesos (P20.00) for another five hours of parking.
2. Overnight parking of vehicles shall be a one-time payment of one hundred fifty pesos (P150.00).
3. Customers shall be issued a receipt upon entering and exiting a parking space. The receipt shall indicate the effective date and time stamp, price per hour, hours consumed, and plate number of the vehicle. Customers shall also provide any receipt of purchase (of any amount) or any proof of visit in the establishment before paying.
4. In case of lost entry receipts, customers shall pay two hundred pesos (P200.00) due to negligence on their part. However, establishments shall keep such data of entry and exit until payment of total fees.
5. Establishments shall provide a thirty (30) minute grace period once vehicles enter the parking space and/or facility and shall not be charged of the standard parking fee if the vehicle exited the premises within the grace period.
6. Hospital patients that have been confined in the hospital shall be waived of the standard and/or parking fee once proof of legitimate transaction is presented.

Failure to comply shall be penalized under Section 7 of this Act.

Section 5. Liabilities of Malls, Hotels, Restaurants, Commercial Buildings, Schools, Hospitals, and Other Similar Establishments. Establishments and carpark operators shall be ultimately responsible for the vehicles and belongings inside the vehicle. They cannot waive such responsibility once payment is collected. They shall be liable for damages or theft and provide security at the premises. At the same time, establishments must provide safe and adequate parking spaces/facilities for their customers. In the event where all parking spaces are occupied, establishments shall provide valet services and/or safe alternative parking facilities for its customers.

Section 6. Liabilities of Customers in Using Parking Spaces and/or Facilities. Customers shall only park in designated parking spaces of establishments that they will particularly visit, do business with, or make any similar transaction. As prescribed in Section 4 of this Act, customers shall provide any receipt of purchase (of any amount) or any proof of visit in the establishment before paying. This is to avoid overcrowding of parking areas and to assure that designated spaces shall not be wasted and be given to legitimate clients, visitors, customers, and patrons of

1 the establishments. In the same respect, customers shall keep their receipt of entry and exit from
2 the establishment for better surveillance.

3 **Section 7. Penal Provisions.** Any person, owner, representative, and other similar agents of
4 malls, hotels, restaurants, schools, hospitals, commercial buildings, and other similar
5 establishments that offer paid parking spaces that violate this Act shall pay a fine ranging two
6 hundred fifty thousand pesos (P250,000) to five hundred thousand pesos (P500,000) and the
7 suspension or cancellation of their business permits and licenses from appropriate agencies,
8 upon discretion of the court.

9 **Section 8. Implementing Rules and Regulations.** Within ninety (90) days from the effectivity of
10 this Act, the Department of Trade and Industry (DTI), the Department of Interior and Local
11 Government (DILG), the Securities and Exchange Commission (SEC), Bureau of Internal
12 Revenue (BIR), local government units, and industry representatives in consultation with other
13 related government agencies and stakeholders, in consultation with appropriate government
14 agencies and other stakeholders, shall promulgate the necessary rules and regulations to
15 implement this Act.

16 **Section 9. Separability Clause.** If, for any reason or reasons, any part of the provision of this
17 Act shall be held to be unconstitutional or invalid, other parts or provisions hereof which are not
18 affected thereby shall continue to be in full force and effect.

19 **Section 10. Repealing Clause.** All laws, decrees, orders, rules, and regulations, or parts thereof,
20 inconsistent with the provisions of this Act are hereby repealed, amended, or modified
21 accordingly.

22 **Section 11. Effectivity Clause.** This Act shall take effect after fifteen (15) days following its
23 publication in the Official Gazette and at least two (2) newspapers of general circulation.

24 **Approved,**