

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

EIGHTEENTH CONGRESS
First Regular Session

HOUSE BILL NO. 4976



Introduced by Hon. John Marvin "Yul Servo" C. Nieto

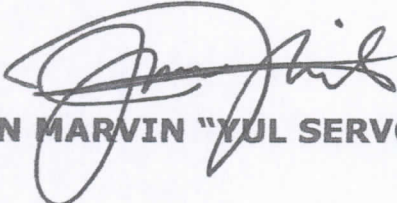
EXPLANATORY NOTE

As a manifestation of support to this timely piece of legislation, this representation respectfully refiles this measure, which has constantly been receiving support from the past and present Congress.

Over the years, there have been many injuries and deaths that have occurred in the country's light rail and railway systems. Payment for the expenses (hospitalization, rehabilitation, and death indemnity) is unavoidable when it comes to these situations. There is the need for the provision of insurance coverage to ensure that all victims are properly compensated. This will also prove beneficial for the protection of the Government from shouldering the liability costs given how frequent accidents and failure incidents happen. This representation believes that providing insurance is the appropriate long term solution instead of disbursing public funds from the Department of Transportation (DOTr).

This measure seeks to mandate light rail and railway systems to create an insurance scheme for their passengers to ensure their protection and assure if accidents or failures arise, their expenses will be compensated.

In this light, the passage of this bill is earnestly sought.


JOHN MARVIN "YUL SERVO" C. NIETO

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AN ACT
REQUIRING ALL OPERATORS, FRANCHISE HOLDERS, AND SERVICE
PROVIDERS OF MASS TRANSPORT PASSENGER TRAINS AND LIGHT
RAIL SERVICES TO ACQUIRE COMPREHENSIVE THIRD-PARTY
LIABILITY INSURANCE COVERAGE FOR THE WELFARE OF THE
RIDING PUBLIC

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

SECTION 1. Short Title. This Act shall be known as the "Comprehensive Third-Party Liability Insurance for Rail and Light Rail Mass Transport Act"

SEC. 2. Third Party Liability Insurance Coverage. - All operators, franchise holders, and service providers of mass transport passenger trains and light rail, whether public or private-owned or managed, are hereby required to have comprehensive third-party liability insurance (CTPLI) for the protection and welfare of the riding public.

SEC. 3. Implementing Rules and Regulations. - The Insurance Commission, Government Service Insurance System, Social Security System, Bangko Sentral ng Pilipinas, and Department of Transportation shall jointly formulate and promulgate, in consultation with the insurance industry, the implementing rules, regulations, and insurance mechanisms to implement this Act.

The insurance mechanisms may involve one or a combination of different insurance solutions: (1) microinsurance per passenger per trip; (2) insurance for entire or components of rail networks; (3) insurance coverage borne by service providers, and (4) insurance that includes coverage for calamities and other fortuitous events.

SEC 4. Separability. - If any provision or part of this Act is declared invalid or unconstitutional, the remaining parts or provisions not affected shall continue to be in full force and effect.

SECTION 5. Repealing Clause. - All laws, executive orders, and administrative orders or parts thereof inconsistent with any provision of this Act are hereby repealed or amended accordingly.

SEC. 6. Effectivity Clause. - This Act shall take effect fifteen (15) days after its publication in the online version of the Official Gazette or in two (2) newspapers of general circulation or with established internet website presence.

Approved,