

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Constitution Hills, Quezon City

EIGHTEENTH CONGRESS
First Regular Session



House Bill No. 5602


Introduced by REPRESENTATIVE ERIC L. OLIVAREZ

EXPLANATORY NOTE

One of the more common causes of vehicular accidents is those involving motorcycles. In a report by the Metropolitan Manila Development Authority (MMDA), it has been said that road crashed involving motorcycles increased by 21% in 2018 or 26,652 motorcycle accidents in Metro Manila. In an effort to promote safety of both the passengers and the drivers of motorcycles and as well as pedestrians, this Bill, which mandates all motorcycles to be equipped with automatic headlights on system is sought to be passed.

This Bill provides for the requirements of the automatic headlights that shall be mandated to be placed on all motorcycles. It also provides for penalties for failure to follow said requirement.

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


ERIC OLIVAREZ

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Introduced by **REPRESENTATIVE ERIC L. OLIVAREZ**

**AN ACT REQUIRING THE MANDATORY COMPLIANCE BY ALL
MOTORCYCLE RIDERS AND OPERATORS TO AUTOMATICALLY
TURN ON THEIR HEADLIGHTS ON AT ALL HOURS OF THE DAY
NIGHT AND ON ALL ROADS**

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

SECTION 1. Short Title - This Act shall be known as the
"Automatic Headlights On Act of 2019".

SECTION 2. Declaration of Policy - It is hereby declared the
policy of the State to secure and safeguard its citizenry, particularly
the riders and operators of motorcycles as well as their passengers
and pedestrians, from ruinous and extremely injurious effects of
vehicular accidents. Towards this end, the State shall pursue a more
proactive and preventive approach with the mandatory enforcement
of a low-cost method to reduce and prevent road crashes by requiring
all motorcycles in operation with their headlights turned on at all
hours of the day and night, thereby increasing conspicuity and
visibility.

SECTION 3. *Mandatory Use of Headlights During the Day and Night.* – For the safety of all riders of motorcycles and passengers thereon, and the public in general, all motorcycles, without exception, may only run on any road with their headlights turned on at all hours of the day and night.

SECTION 4. *Provisions for Automatic Headlights On System, Mechanism or Device.*– Following the effectivity of this Act, all motorcycle manufacturers, assemblers and distributors must before the sale or distribution of any motorcycle, ensure that the same is equipped with an automatic headlights on system, mechanism or device which automatically turns on the headlights when the engine of the motorcycle is started and keeps the headlights in that state as long as the engine is running.

SECTION 5. *Importation.* – It shall be unlawful for any person to import or cause the importation of any motorcycle without the appropriate and operational automatic headlights on system, mechanism or device required in Section 5 hereof.

SECTION 6. *Type of Headlights Required.* – Every motorcycle must be equipped with at least one (1) and not more than two (2) working headlights.

Whether the motorcycle is equipped with single beam or multiple beam headlights:

- a. The Headlights must be of sufficient intensity to reveal a person or a vehicle at any distance of not less than 30.5 meters when the motorcycle is operated at any speed less than 40.225 kilometers per hour and at any distance of not less than 61 meters when operated at a speed of 40.225 to 56.315 kilometers per hour and a distance of 91.5 meters

when operated at a speed greater than 53.315 kilometers per hour.

- b. If the motorcycle has a multi-beam headlight, the upper beam must meet the minimum requirement set forth above.
- c. If there is a single beam headlight, it must be aimed so that when the motorcycle is loaded, none of the high intensity portion of the lights, at a distance of 7.625 meters ahead, will project height than the level of the center of the lamp from which it comes.

SECTION 7. Registration. – Upon the effectivity of this Act, no new motorcycle shall be allowed initial registration and succeeding renewal of registration unless it is equipped with the necessary automatic headlights on system, mechanism or device. The renewal of registration of in-use motorcycles without the required automatic headlights on system, mechanism or device shall not be allowed one (1) year after the issuance of the Implementing Rules and Regulations of this Act.

SECTION 8. Penalties and Fines - In the enforcement of this Act, the LTO shall impose fines and penalties against the riders, manufacturers, assemblers, importers or distributors violating the provisions of this Act. The following shall be the basis in determining the fines and penalties: *Provided*, That a grace period of 6 (six) months from the effectivity of the IRR shall be granted to allow the LTO and the other government agencies concerned the opportunity to conduct a nationwide information campaign.

- a. On the rider who drives or operated a motorcycle without its headlights turned on at any time of the day or night:

- 1. A minimum fine of one thousand pesos (Php1,000.00) but not exceeding two thousand pesos (Php2,000.00) for the first violation;

2. A minimum fine of two thousand five hundred pesos (Php2,500.00) but not to exceed three thousand pesos (Php3,000.00) for the second violation;
 3. A minimum of three thousand five hundred pesos (Php3,500.00) but not to exceed five thousand pesos (Php5,000.00) and suspension of the driver's license for a period of one (1) month for the third and succeeding violations.
- b. On any manufacturer, assembler, importer and distributor for every unit of motorcycle found to have been sold, distributed or imported without a working headlight or not equipped with an automatic headlight on system, mechanism or device:
1. A minimum fee of five thousand pesos (Php5,000.00) but not to exceed ten thousand pesos (Php10,000.00) and suspension of the license to manufacture, import or distribute for a period of one (1) year for the first violation;
 2. A minimum fee of ten thousand pesos (Php10,000.00) but not to exceed twenty thousand pesos (Php20,000.00) and suspension of the license to manufacture, import or distribute for a period two (2) years for the second violation;
 3. A fine of fifty thousand pesos (Php50,000.00) and suspension of the license to manufacture, import or distribute for a period of one (5) years for the third violation.

SECTION 9. *Implementing Rules and Regulations* – Within sixty (60) days from the promulgation of this Act, the implementing rules and regulations for the proper implementation of its provisions shall be formulated by the appropriate government office or agency in coordination with all the stakeholders and covered establishments and institutions.

SECTION 10. *Separability Clause* - If any provision of this Act is declared invalid, the remainder or any of this provision hereof not affected thereby shall remain in force and effect.

SECTION 11. *Repealing Clause* - All laws, decrees, executive orders, presidential issuances and other administrative rules and regulations or parts thereof which are inconsistent with this Act are hereby repealed, amended or modified accordingly.

SECTION 12. *Effectivity* - This Act shall take effect fifteen (15) days after its publication in at least two (2) national newspapers of general circulation.

Approved,