



JUN 02 2014

JOINT ADMINISTRATIVE ORDER NO. 2014 - 01

SUBJECT: REVISED SCHEDULE OF FINES AND PENALTIES FOR VIOLATIONS OF LAWS, RULES AND REGULATIONS GOVERNING LAND TRANSPORTATION

Pursuant to Executive Order No. 125, paragraph 5 (o), as amended by Executive Order 125-A and Executive Order No. 292 (otherwise known as "Administrative Code of 1997"), Title XV, Chapter 1, Section 3 (14), which states the power of the Department of Transportation and Communications to establish and prescribe the corresponding rules and regulations for the enforcement of laws governing land transportation services, including the penalties for violations thereof, the following revised schedule of fines and penalties for violations of laws governing land transportation services and the procedures for apprehension and adjudication thereof are hereby promulgated and approved for implementation.

I

VIOLATIONS IN CONNECTION WITH LICENSING

a. DRIVING WITHOUT A VALID DRIVER'S LICENSE/CONDUCTOR'S PERMIT Php 3,000.00

This includes driving with an expired, revoked, suspended, inappropriate driver's license restriction code, inappropriate driver's license classification, fake driver's license, tourist driving a motor vehicle with a valid foreign driver's license beyond the 90-day maximum allowable period and a student driver driving without being accompanied by a duly licensed driver. In addition, the unlicensed or improperly licensed driver shall be disqualified from being granted a driver's license and driving a motor vehicle for a period of one (1) year from the payment of the fine.

1

b. DRIVING A MOTOR VEHICLE USED IN THE COMMISSION OF A CRIME UPON CONVICTION BY A REGULAR COURT OF COMPETENT JURISDICTION

Php 10,000.00

In addition, the driver's license shall be confiscated, and upon conviction for the crime, revoked and the driver shall be perpetually disqualified from being granted a driver's license and driving a motor vehicle.

The motor vehicle driven by the violator shall likewise be impounded until ordered to be released by a regular court of competent jurisdiction after payment of appropriate fines and penalties.

c. COMMISSION OF A CRIME IN THE COURSE OF APPREHENSION UPON CONVICTION BY A REGULAR COURT OF COMPETENT JURISDICTION

Php 10,000.00

In addition, the driver's license shall be confiscated, and revoked upon conviction for the crime. The driver shall be disqualified from being granted driver's license for a period of 5 years counted from the date of payment of appropriate fines and penalties.

The motor vehicle driven by the violator shall likewise be

impounded until ordered to be released by a regular court of competent jurisdiction after payment of appropriate fines and penalties.

d. DRIVING A MOTOR VEHICLE WHILE UNDER THE INFLUENCE OF ALCOHOL, DANGEROUS DRUGS AND/OR SIMILAR SUBSTANCE UPON FINAL CONVICTION BY A REGULAR COURT OF COMPETENT JURISDICTION (SECTION 12, R.A. 10586)

In addition to the fines and penalties prescribed by law:

The non-professional driver's license of the person shall be confiscated and suspended for a period of twelve (12) months for the first conviction and perpetually revoked for the second conviction.

The suspension above shall commence upon the payment of the appropriate fines and penalties.

The professional driver's license of the person shall also be confiscated and perpetually revoked for the first conviction.

The perpetual revocation of a driver's license shall disqualify the person from being granted any kind of driver's license thereafter.

e. RECKLESS DRIVING

No person shall operate a motor vehicle on any highway recklessly or without reasonable caution considering the width, traffic, grades, crossing, curvatures, visibility and other conditions of the highway and the conditions of the atmosphere and weather, or so to endanger the property of the safety or rights of any person or so as to cause excessive or unreasonable damage to the highway.

This includes driving an unregistered vehicle under Section II.a hereof.

First offense - **Php 2,000.00**

Second offense - **Php 3,000.00**

Subsequent offense –

Php 10,000.00

In addition, the driver's license shall be suspended for a period of three (3) months for the second offense and six (6) months for the third offense from payment of fine and revocation of driver's license on the succeeding offense.

A revoked non- professional driver shall be disqualified from being granted a driver's license for a period of two (2) years counted from date of revocation.

A revoked professional driver shall be perpetually disqualified from getting any driver's license.

f. SUBMISSION OF FAKE DOCUMENTS IN RELATION TO THE APPLICATION FOR A DRIVER'S LICENSE (NEW/ RENEWAL)

Php 3,000.00

In addition, the driver's license shall be put on alarm, revoked and the driver shall be disqualified from being granted a driver's license and driving a motor

vehicle for a period of one (1) year from the payment of the fine, without prejudice to the filing of appropriate criminal charges.

g.1. FAILURE TO WEAR THE PRESCRIBED SEAT BELT DEVICE

This includes allowing a child 6 years old and below to be seated on the front passenger seat.

First offense - **Php 1,000.00**

Second offense - **Php 2,000.00**

Third offense - **Php 5,000.00**

In addition, the driver's license shall be suspended for a period of one (1) week from the payment of the fine, for the third and each succeeding offense.

g.2. FAILURE TO REQUIRE HIS/HER PASSENGER/S TO WEAR THE PRESCRIBED SEAT BELT DEVICE (SECTION 12, R.A. 8750)

For Public Utility Vehicles, failure to post appropriate signages instructing front seat passengers to wear seatbelts when inside the vehicle.

For Public Utility Vehicles, both the driver and the operator are liable to pay a fine of **Php3,000.00** for every violation.

h. FAILURE TO WEAR THE STANDARD PROTECTIVE MOTORCYCLE HELMET OR FAILURE TO REQUIRE THE BACK RIDER TO WEAR THE STANDARD PROTECTIVE MOTORCYCLE HELMET, UNDER R.A. 10054

First offense - **Php 1,500.00**

Second offense - **Php 3,000.00**

Third offense - **Php 5,000.00**

Wearing a helmet with a fake Philippine standard (PS) or Import Commodity Clearance (IIC) sticker shall be tantamount to riding a moving motorcycle without wearing a helmet.

Fourth and succeeding offenses

– Php 10,000.00

**i. FAILURE TO CARRY DRIVER'S LICENSE,
CERTIFICATE OF REGISTRATION OR OFFICIAL
RECEIPT WHILE DRIVING A MOTOR VEHICLE.**

Php 1,000.00

**j. ALL OTHER VIOLATIONS OF TRAFFIC RULES
AND REGULATIONS**

Php 1,000.00

This includes the following traffic violations:

1. Parking

- a. In an intersection
- b. Within 5 meters of the intersection
- c. 4 meters from the driveway entrance
- d. Within 4 meters from a fire hydrant
- e. In front of a private driveway
- f. On the roadway side of any unmoving or parked MV at the curb or edge of the highway
- g. At any place where signs of prohibitions have been installed

2. Disregarding Traffic Signs
3. Allowing passengers on top or cover of a motor vehicle except in a truck helper
4. Failure to provide canvass cover to cargos or freight of trucks requiring the same
5. Permitting passenger to ride on running board, stepboard or mudguard of MV while the same in motion.
6. Failure to dim headlights when approaching another motor vehicle
7. Driving in a place not intended for traffic or into place not allowed for parking
8. Hitching or permitting a person or a bicycle,

- motorcycle, tricycle or skate roller to hitch to a motor vehicle
9. Driving against traffic- failure to pass to the right when meeting persons or vehicles coming towards him
 10. Illegal turn- failure to conduct the motor vehicle to the right of the intersection of the highway when turning to the left in going from one highway to another.
 11. Illegal overtaking- failure to pass to the left when overtaking persons or vehicles going to the same direction except when there are two or more lanes for the movement of traffic in one direction
 12. Overtaking at unsafe distance- failure to pass at a safe distance to the left of another motor vehicle when overtaking that vehicle
 13. Cutting an overtaken vehicle- driving to the right side of the highway after overtaking before his motor vehicle is safely clear of such overtaken vehicle.
 14. Failure to give way to an overtaking vehicle- failure to give way to another vehicle approaching from the rear that wishes to overtake his vehicle when the former has given suitable and audible signal.
 15. Increasing speed when being overtaken- increasing the speed of the motor vehicle before the overtaking vehicle has completely passed.
 16. Overtaking when left side is not visible or clear of oncoming traffic- driving to the left side of the center line of a highway in overtaking or passing another vehicle proceeding in the same direction where the left side is not clearly visible and is not free of oncoming traffic for a sufficient distance to pass in safely.
 17. Overtaking upon a crest of a grade- overtaking or passing another vehicle proceeding in the same direction when approaching the crest of a grade.
 18. Overtaking upon a curve- overtaking or passing another vehicle proceeding in the same direction upon a curve in a highway

where the driver's view along the highway is obstructed within a distance of 500 feet ahead.

19. Overtaking at any railway grade crossing- overtaking or passing another vehicle proceeding in the same direction at any railway grade crossing.
20. Overtaking at an intersection- overtaking or passing another vehicle in the same direction at any intersection of highways except on a highway having two or more lanes for movement of traffic in one direction where the driver of a vehicle may overtake another vehicle on the right.
21. Overtaking on "men working" or "caution" signs- overtaking or passing or attempting to overtake or pass another vehicle proceeding in the same direction between warning or caution signs indicating that men are working on a highway.
22. Overtaking at no overtaking zone- overtaking or passing or attempting to overtake or pass another vehicle proceeding in the same direction in any "no passing or overtaking" zone.
23. Failure to yield the right of way- failure of the vehicle on the left to yield the right of way to the vehicle on the right when these vehicles approach or enter an intersection at approximately the same time.
24. Failure to yield the right of way- failure of a vehicle approaching but not having entered an intersection to yield the right of way to a vehicle within such intersection or turning therein to the left across the line of travel of the first mentioned vehicle when such vehicle has given a plainly visible signal of intention to turn.
25. Failure to yield the right of way- failure of the driver of any vehicle upon a highway within a business or residential district to yield the right of way to a pedestrian crossing such highway within a crosswalk except at intersection where the movement of traffic is regulated by a peace officer or by traffic

signal.

26. Failure to stop before traversing a "through highway" or railroad crossing- failure of the driver of a vehicle upon a highway to bring to a full stop such vehicle before traversing any "through highway" or railroad crossing.
27. Failure to yield right of way- failure of a vehicle entering a highway from a private road or driver upon a highway to yield the right of way to all vehicles approaching on such highway.
28. Failure to yield right of way to ambulance, police or fire department vehicles- failure of a driver upon a highway to yield the right of way to police or fire department vehicles and ambulances when such vehicles are operated on official business and the drivers thereof sound audible signal or their approach.
29. Failure to yield right of way at a "through highway" or a "stop intersection"- failure of a vehicle entering a "through highway" or a "stop intersection" to yield right of way to all vehicles approaching in either direction on such "through highway".
30. Failure to give proper signal- failure to give the appropriate signal before starting, stopping or turning from a direct line.
31. Illegal turn- failure of the driver of a motor vehicle intending to run to the right at an intersection to approach such intersection in the lane for traffic nearest to be right-hand side of the highway and, in turning, to keep as close as possible to the right-hand curve or edge of the highway.
32. Illegal turn- failure of the driver of a vehicle intending to turn to the left, to approach such intersection in the lane for traffic to the right of and nearest to the center line of the highway, and in, turning to pass to the left of the center of the intersection except upon highway laned for traffic and upon one-way highway.
33. Failure to stop motor and notch handbrake of motor vehicle when unattended- failure to

turn off the ignition switch and stop the motor and notch effectively the handbrake when parking a motor vehicle unattended on any highway.

34. Unsafe towing
35. Obstruction- obstructing the free passage of other vehicles on the highway while discharging or taking passengers or loading and unloading freight, or driving a motor vehicle in such a manner as to obstruct or impede the passage of any vehicle.
36. MC carrying more passengers other than the back rider or cargo other than the saddle bags and luggage carriers.
37. Refusal to render service to the public or convey passenger to destination.
38. Overcharging/Undercharging of fare.
39. No franchise/Certificate of Public Convenience or evidence of franchise presented during apprehension or carried inside the motor vehicle.
40. Fraud and falsities such as presentation of fake and spurious CPC, OR/CR, plates, stickers and tags.
41. Operating the unit/s with defective parts and accessories.
42. Failure to provide fare discount to those entitled under existing laws and pertinent Memorandum Circulars of the LTFRB.
43. Fast, tampered, defective taximeter or operating without or with an old seal taximeter.
44. Tampered, broken, joined, reconnected, fake or altered sealing wire.
45. No sign board.
46. Pick and Drop of Passengers outside the terminal.
47. Carrying of illegal and/or prohibited cargoes.
48. Failure to provide fire extinguisher and required "STOP and GO" signage for use of each vehicle.
49. Trip cutting.
50. Failure to display fare matrix.
51. Breach of franchise conditions under 2011 Revised Terms and Conditions of CPC not

otherwise herein provided.

II

**VIOLETIONS IN CONNECTION WITH
MOTOR VEHICLE REGISTRATION/RENEWAL/OPERATION**

**a. DRIVING AN UNREGISTERED MOTOR
VEHICLE**

Php 10,000.00

This includes driving with an improperly registered motor vehicle or a motor vehicle with expired, revoked, suspended or invalid registration, unregistered or fake substitute or replacement engine, engine block or chassis.

In addition, in case of non-registration and the violation has exceeded one (1) month, the motor vehicle shall be impounded and shall be released only upon its valid registration and payment of appropriate fines and penalties.

In the case of undocumented engines, the motor vehicle shall be impounded and shall be barred for a period of one (1) year from payment of the fines.

The undocumented engines shall likewise be confiscated in favor of the government.

b. UNAUTHORIZED MOTOR VEHICLE MODIFICATION

Php 5,000.00

This includes change in color and other unauthorized modifications of the standard manufacturer's specification not covered by the preceding section a.

In addition, the motor vehicle shall be impounded and shall be released only upon inspection, correction of defect and payment of the fine.

c. OPERATING A RIGHT HAND DRIVE MOTOR VEHICLE

Php 50,000.00

In addition, the motor vehicle shall be impounded until the defect is corrected and the motor vehicle is deemed road worthy upon inspection and payment of the fine.

d. MOTOR VEHICLE OPERATING WITHOUT OR WITH DEFECTIVE/IMPROPER/UNAUTHORIZED ACCESSORIES, DEVICES, EQUIPMENT AND PARTS

Php 5,000.00

This includes bells/horns/sirens/whistles, blinkers, brakes, early warning device (EWD), grill/s, jalousies, brake (foot and hand brakes), brake lights/headlights/interior lights/signal lights/tail lights, mirrors, mufflers, metallic tires/spare tire, speedometer, windshield, wipers or any other accessory, device, equipment or part that is manifestly prejudicial to road safety.

In addition, the motor vehicle shall be impounded until the accessory, device, equipment or part is properly installed, corrected or removed, as the case may be and payment of the fine.

The improper or unauthorized accessory, device, equipment or part shall likewise be confiscated in favor of the government.

e. FAILURE TO ATTACH OR IMPROPER ATTACHMENT/TAMPERING OF AUTHORIZED MOTOR VEHICLE LICENSE PLATES AND/OR THIRD PLATE STICKER

Php 5,000.00

This includes the attachment of any unauthorized plate/s or any accessory or device to and/or around the authorized motor vehicle license plate, or any manner of attachment that impedes in any way the visibility or reflectivity of the authorized motor vehicle license plate and/or the third plate sticker.

In addition, the authorized motor vehicle license plate/third plate sticker shall be properly attached and the unauthorized plate, accessory and/or device removed and confiscated in favor of the government.

f. SMOKE BELCHING (Section 46, R.A. 8749)

Any vehicle suspected of violation of emission standards through visual signs, such as, but not limited to, smoke belching, shall be subjected to an emission test.

The motor vehicle shall be impounded until the same has passed the standard emission test and payment of the fine.

In addition, the driver and operator of the apprehended vehicle shall undergo a seminar on pollution control management conducted by the DENR and shall also suffer the following penalties:

- a.) First Offense- a fine not to exceed Two Thousand Pesos (Php2,000.00);
- b.) Second Offense- a fine not to exceed Four Thousand Pesos (Php4,000.00); and
- c.) Third Offense- one (1) year suspension of the Motor

Vehicle Registration (MVR)
and a fine not more than
Six Thousand Pesos
(Php6,000.00)

d.) Succeeding Offense-
suspension of MV
Registration for one (1)
year.

**g. FRAUD IN RELATION TO THE
REGISTRATION OF THE MOTOR VEHICLE
AND/OR ITS RENEWAL**

Php 3,000.00

In addition, the motor vehicle shall
be impounded and shall be barred
from registration for a period of
one (1) year from the payment of
the fine.

**H. ALL OTHER VIOLATION IN CONNECTION
WITH MOTOR VEHICLE REGISTRATION/
RENEWAL/ OPERATION**

Php 2,000.00

III

**VIOLATIONS IN CONNECTION WITH
DIMENSIONS, SPECIFICATIONS, WEIGHT AND LOAD LIMITS**

**a. LOAD EXTENDING BEYOND PROJECTED
WIDTH WITHOUT PERMIT**

Php 1000.00

Fine shall be imposed upon the driver of the motor vehicle for operating a motor vehicle with any part of the load extending beyond the projected width of the vehicle without special permit.

b. AXLE OVERLOADING

An amount equivalent to 25% of MVUC at the time of infringement on owner/operator or driver of trucks and trailers for loading beyond their registered gross weight, vehicle weight.

The penalty shall be waived for loads exceeding the registered GVW by a tolerance of less than 5%.

No motor vehicle shall be allowed to proceed on the roadway if either a dual-wheel axle load shall exceed thirteen thousand five

hundred (13,500.00) kilograms (kgs.) or the vehicle load exceeds 150% of the maximum allowable gross weight.

To be computed based on formula.

**c. OPERATING A PASSENGER BUS/TRUCK
WITH CARGO EXCEEDING 160 KILOGRAMS**

Php 1000.00

Fine shall be imposed upon the driver and conductor of the motor vehicle.

IV

**VIOLATIONS IN CONNECTION
WITH FRANCHISE**

TYPE OF VIOLATION	PENALTIES			
<p>1. Colorum Violation - A motor vehicle is considered operating as "colorum" under any of the following circumstances:</p> <p>a. A private motor vehicle operating as a PUV but without proper authority from the LTFRB;</p> <p>b. A PUV operating outside of its approved route or area without a prior permit from the Board or outside the exceptions provided under existing memorandum circulars;</p> <p>c. A PUV operating differently from its authorized denomination (ex. those approved as school service but operating as UV express, or those approved as tourist bus transport but operating as city or provincial bus); and</p> <p>d. A PUV with suspended or</p>	PENALTIES FOR FIRST (1ST) OFFENSE			
	TYPE OF VEHICLE	FINE	Minimum Impounding Period (unit)	Status of CPC
	BUS	P1 Million	3 months	<p>1. Revocation of the ENTIRE Certificate of Public Convenience ("CPC") where the apprehended vehicle belongs (except when apprehended vehicle is with private/green plate);</p> <p>2. Blacklisting of the apprehended vehicle and all other authorized units included in the CPC from being used as a public utility vehicle; and</p> <p>3. Revocation of the registration of the apprehended vehicle and all other authorized units included in the franchise.</p>
	TRUCKS	P200,000	3 months	-same as above-
	JEEPNEY	P50,000	3 months	-same as above -
	VANS	P200,000	3 months	-same as above-
	SEDAN	P120,000	3 months	-same as above-
	MC	P6,000	3 months	-same as above-
<p>For the commission of 2nd Offense, the penalty shall be:</p>				

<p>cancelled CPC and the Decision/Order of suspension or cancellation is executory; and</p> <p>e. A PUV with expired CPC and without a pending application for extension of validity timely filed before the Board.</p>	<ol style="list-style-type: none"> 1. Revocation of ALL CPCs (entire fleet) of the operator; 2. Disqualification of the operator, and, in case of a corporation, all its stockholders and directors, to operate any kind of public land transportation; 3. Blacklisting of ALL authorized units (entire fleet) of the operator from being used as public utility vehicle; and 4. Revocation of the registration of ALL authorized units (entire fleet) of the operator. <p>In determining the frequency of offenses, the LTFRB and its RFRBs will count offenses against operators and not against a particular motor vehicle or CPC. Hence, the second apprehension of a vehicle belonging to the same operator, regardless of whether the first and second vehicle apprehended are included in the same or different CPCs, shall be counted as second (2nd) offense.</p> <p>If a private motor vehicle operating as a PUV but without proper authority from the LTFRB is apprehended, the LTFRB or RFRBs shall, in addition to the abovementioned fines, impounding, and penalty, disqualify the registered owner, and, in case of a corporation, all its stockholders and directors, to operate any kind of public land transportation.</p>
<p>2. Refusal to render service to the public or convey passenger to destination *</p>	<p>1st Offense – fine of P5,000.00</p> <p>2nd Offense – fine of P10,000.00 and impounding of unit for for thirty (30) days</p> <p>3rd and subsequent Offenses – fine of P15,000.00 and cancellation of CPC where the unit is authorized</p>
<p>3. Overcharging/Undercharging of fare *</p>	<p>1st Offense – fine of P5,000.00</p> <p>2nd Offense – fine of P10,000.00 and impounding of unit for thirty (30) days</p> <p>3rd and subsequent Offenses – fine of P15,000.00 and cancellation of CPC where the unit is authorized</p>
<p>4. Failure to provide proper body markings</p>	<p>1st Offense – fine of P5,000.00</p> <p>2nd Offense – fine of P10,000.00 and impounding of unit for thirty (30) days</p>

	3 rd and subsequent Offenses – fine of P15,000.00 and cancellation of CPC where the unit is authorized
5. No franchise/Certificate of Public Convenience or evidence of franchise presented during apprehension or carried inside the motor vehicle *	1 st Offense – fine of P5,000.00 2 nd Offense – fine of P10,000.00 and impounding of unit for thirty (30) days 3 rd and subsequent Offenses – fine of P15,000.00 and cancellation of CPC where the unit is authorized
6. Fraud and falsities such as presentation of fake and spurious CPC, OR/CR, plates, stickers and tags*	Revocation/Cancellation of the franchise/Certificate of Public Convenience, after due notice of hearing pursuant to LTFRB Memorandum Circular No. 2013-003
7. Employing reckless, insolent, discourteous or arrogant drivers	1 st Offense – fine of P5,000.00 2 nd Offense – fine of P10,000.00 and impounding of unit for thirty (30) days 3 rd and subsequent Offenses – fine of P15,000.00 and cancellation of CPC where the unit is authorized
8. Allowing an unauthorized driver to drive PUV or allowing a driver to drive PUV without bringing his/her driver's license	1 st Offense – fine of P5,000.00 2 nd Offense – fine of P10,000.00 and impounding of unit for thirty (30) days 3 rd and subsequent Offenses – fine of P15,000.00 and cancellation of CPC where the unit is authorized
9. Operating the unit/s with defective parts and accessories*	1 st Offense – fine of P5,000.00 2 nd Offense – fine of P10,000.00 and impounding of unit for thirty (30) days 3 rd and subsequent Offenses – fine of P15,000.00 and cancellation of CPC where the unit is authorized
10. Failure to provide fare discount to those entitled under existing laws and pertinent	1 st Offense – fine of P5,000.00 2 nd Offense – fine of P10,000.00 and impounding of unit for thirty (30) days

Memorandum Circulars of the LTFRB*	3 rd and subsequent Offenses – fine of P15,000.00 and cancellation of CPC where the unit is authorized
11. Failure to provide the Board with complete, correct, and updated operator's information (such as, but not limited to, address, contact numbers, list of drivers, etc.) and other forms of misrepresentation	1 st Offense – fine of P5,000.00 2 nd Offense – fine of P10,000.00 and impounding of unit for thirty (30) days 3 rd and subsequent Offenses – fine of P15,000.00 and cancellation of CPC where the unit is authorized
12. Failure to display "No Smoking" signage and/or allowing personnel or passenger to smoke inside the vehicle	1 st Offense – fine of P5,000.00 2 nd Offense – fine of P10,000.00 and impounding of unit for thirty (30) days 3 rd and subsequent Offenses – fine of P15,000.00 and cancellation of CPC where the unit is authorized
13. Fast, tampered, defective taximeter or operating without or with an old seal taximeter (TX only)*	1 st Offense – fine of P5,000.00 2 nd Offense – fine of P10,000.00 and impounding of unit for thirty (30) days 3 rd and subsequent Offenses – fine of P15,000.00 and cancellation of CPC where the unit is authorized
14. Tampered, broken, joined, reconnected, fake or altered sealing wire (TX only)*	1 st Offense – fine of P5,000.00 2 nd Offense – fine of P10,000.00 and impounding of unit for thirty (30) days 3 rd and subsequent Offenses – fine of P15,000.00 and cancellation of CPC where the unit is authorized
15. Violation of color scheme or design/ Adoption of new color design without authority from the Board (PUB and TX only)	1 st Offense – fine of P5,000.00 2 nd Offense – fine of P10,000.00 and impounding of unit for thirty (30) days 3 rd and subsequent Offenses – fine of P15,000.00 and cancellation of CPC where the unit is authorized
16. Unregistered or	1 st Offense – fine of P5,000.00

<p>unauthorized trade/business name (PUB and TX only)</p>	<p>2nd Offense – fine of P10,000.00 and impounding of unit for thirty (30) days</p> <p>3rd and subsequent Offenses – fine of P15,000.00 and cancellation of CPC where the unit is authorized</p>
<p>17. No Panel Route (PUJ, PUB, UV)</p>	<p>1st Offense – fine of P5,000.00</p> <p>2nd Offense – fine of P10,000.00 and impounding of unit for thirty (30) days</p> <p>3rd and subsequent Offenses – fine of P15,000.00 and cancellation of CPC where the unit is authorized</p>
<p>18. No sign board* (PUJ, PUB, UV)</p>	<p>1st Offense – fine of P5,000.00</p> <p>2nd Offense – fine of P10,000.00 and impounding of unit for thirty (30) days</p> <p>3rd and subsequent Offenses – fine of P15,000.00 and cancellation of CPC where the unit is authorized</p>
<p>19. Pick and Drop of Passengers outside the terminal (PUJ, PUB, UV)*</p>	<p>1st Offense – fine of P5,000.00</p> <p>2nd Offense – fine of P10,000.00 and impounding of unit for thirty (30) days</p> <p>3rd and subsequent Offenses – fine of P15,000.00 and cancellation of CPC where the unit is authorized</p>
<p>20. Carrying of illegal and/or prohibited cargoes*</p>	<p>1st Offense – fine of P5,000.00</p> <p>2nd Offense – fine of P10,000.00 and impounding of unit for thirty (30) days</p> <p>3rd and subsequent Offenses – fine of P15,000.00 and cancellation of CPC where the unit is authorized</p>
<p>21. Failure to provide fire extinguisher and required "STOP and GO" signage for use of each vehicle (STS only)*</p>	<p>1st Offense – fine of P5,000.00</p> <p>2nd Offense – fine of P10,000.00 and impounding of unit for thirty (30) days</p> <p>3rd and subsequent Offenses – fine of P15,000.00 and cancellation of CPC where the unit is authorized</p>
<p>22. Trip cutting (PUJ, PUB, UV) *</p>	<p>1st Offense – fine of P5,000.00</p> <p>2nd Offense – fine of P10,000.00 and impounding of unit for thirty (30) days</p>

	3 rd and subsequent Offenses – fine of P15,000.00 and cancellation of CPC where the unit is authorized
23. Failure to display fare matrix (PUJ, PUB, UV)*	1 st Offense – fine of P5,000.00 2 nd Offense – fine of P10,000.00 and impounding of unit for thirty (30) days 3 rd and subsequent Offenses – fine of P15,000.00 and cancellation of CPC where the unit is authorized
24. Failure to display the International Symbol of Accessibility inside the units and/or failure to designate seats specifically for the use of Persons with Disabilities or Failure or refusal to transport PWDs (PUJ, PUB, TTS, UV)	1 st Offense – fine of P50,000.00 2 nd Offense – fine of P75,000.00 and impounding of unit of at least forty-five (45) days. An impounding fee of P500 per day shall be imposed. 3 rd and subsequent Offenses – fine of P100,000.00 and cancellation of CPC
25. Breach of franchise conditions under 2011 Revised Terms and Conditions of CPC not otherwise herein provided.*	1 st Offense – fine of P5,000.00 2 nd Offense – fine of P10,000.00 and impounding of unit for thirty (30) days 3 rd and subsequent Offenses – fine of P15,000.00 and cancellation of CPC where the unit is authorized .

Except in cases of colorum violation, as provided above, the LTFRB, in the application of these fines and penalties, shall count offenses against operators and not against a particular motor vehicle or CPC. Hence, the second offense committed by a different vehicle of the same operator shall be counted as second (2nd) offense and another offense by a third vehicle of the same operator shall be counted as a third (3rd) offense, *provided* all apprehended vehicles belong to the same CPC.

Fines and penalties provided for under existing Memorandum Circulars of the LTFRB which are not provided for in this Joint Administrative Order shall continue to be applied by the Board and Regional Franchising and Regulatory Offices.

V

GENERAL PROVISIONS

Unless otherwise indicated, all references to motor vehicles shall include motorcycles and tricycles.

In all cases where the penalty includes the confiscation, suspension or revocation of a driver's license or student permit as well as the suspension or revocation of the registration of a motor vehicle or impounding the motor vehicle, and the same cannot be immediately implemented, the driver's license, student permit or motor vehicle as the case may be shall be put on alarm until the proper penalty may be implemented.

A Temporary Operator's Permit (TOP) shall authorize a driver to operate a motor vehicle for a period of seventy-two (72) hours only. Further, all apprehensions are deemed admitted unless contested by filing a written contest within five (5) days from date of apprehension. However, failure of the driver to pay the corresponding penalty within fifteen (15) days from the date of apprehension shall cause the automatic suspension of his driver's license for a period of thirty (30) days from the date of apprehension, in addition to the fines and penalties prescribed hereunder. The LTO shall resolve a contested case within five (5) days from receipt of said written contest.

The imposition of the foregoing fines and penalties shall be without prejudice to any criminal action that may be instituted under existing laws, rules and regulations.

Within twenty four (24) hours from the payment of the fine of an admitted case or from resolving a contested case, the LTO through its Traffic Adjudication Service (TAS) or Regional Office, shall transmit to the LTFRB the resolution/result of all apprehensions relative to violations in connection with franchise under Rule IV herein.

Upon receipt of the resolution/result of all apprehensions from LTO's TAS or Regional Office as provided in the preceding paragraph, the Board or its Regional Franchising and Regulatory Office (RFRO), as the case may be, shall hear and decide all franchise violations in accordance with the following procedure:

1. Within 36-hours from the receipt of the resolution/result of all apprehensions from LTO's TAS or Regional Office, a Show Cause Order shall be issued against the operator informing him/her of the franchise violation and requiring

him to file a verified explanation why the corresponding fine or penalty shall not be imposed.

2. The operator shall file his/her/its verified explanation within a non-extendible period of five (5) days from his/her/its receipt of the Show Cause Order. Failure on the part of the operator to file the said verified explanation shall be considered a waiver of his/her/its right to be heard.
3. After the lapse of the said five (5) day period, the Board or RFRO shall consider the case submitted for decision, with or without the verified explanation by the operator *provided* there is actual proof that the operator duly received the Show Cause Order.
4. Upon receipt of the Decision of the Board or RFRO, the operator shall have a period of five (5) days within which to file his/her/its Motion for Reconsideration. Only one (1) Motion for Reconsideration shall be allowed.
5. The operator may appeal the Decision of the Board or the latter's Order resolving his/her/its Motion for Reconsideration to the Office of Secretary of Department of Transportation and Communications (DOTC) within a non-extendible period of ten (10) days from receipt of the Decision or Order.
 - 5.1. The appeal of the operator shall not stay the execution of the Decision or Order of the Board unless the Secretary of the DOTC shall order otherwise.
6. In cases heard and decided by LTFRB's RFRO, the operator may appeal the Decision of the RFRO or the latter's Order resolving his/her/its Motion for Reconsideration to the Board within a non-extendible period of ten (10) days from receipt of the said Decision or Order.
 - 6.1. The appeal of the operator shall not stay the execution of the decision or Order of the RFRO unless the Board shall order otherwise.

In the absence of any applicable provision in these rules, the pertinent provisions of the 2011 Revised Rules of Practice and Procedure of the LTFRB, which are not inconsistent with these rules, shall be applied in a suppletory character and effect.

VI. SEPARABILITY CLAUSE

In the event that any provision shall be held or declared void, invalid or unenforceable by a court of competent jurisdiction or by legislation or regulation, the remainder of this Department Order shall be fully effective, operative, valid, enforceable and binding.


VII. REPEALING CLAUSE


All Department Orders, Memoranda, Circulars and other Issuances in conflict herewith are hereby deemed revoked, amended or revised accordingly.

VIII. EFFECTIVITY

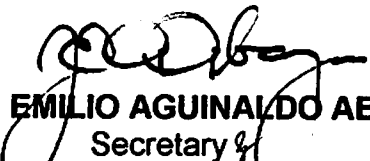
This Order shall take effect fifteen (15) days following its publication in two (2) newspapers of general circulations and filing of three (3) copies hereof with the Office of the National Administrative Register (ONAR) U.P. Law Center, Diliman, Quezon City, pursuant to Presidential Memorandum Circular No. 11 dated 09 October 1992.

SO ORDERED.


ATTY. ALFONSO V. TAN, JR.
Assistant Secretary
Land Transportation Office


ATTY. WINSTON M. GINEZ, C.P.A.
Chairman
Land Transportation
Franchising and Regulatory Board

APPROVED:


JOSEPH EMILIO AGUINALDO ABAYA
Secretary
Department of Transportation and Communication




DOTC-OSEC OUTGOING 14-00944