

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

SEVENTEENTH CONGRESS
First Regular Session

House Bill No. 747

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Introduced by **DIWA Party-list Representative Emmeline Y. Aglipay – Villar**

EXPLANATORY NOTE

The Land Transportation and Traffic Code or Republic Act No. 4136, which defines “motor vehicles” has been the basis for rulings of the Land Transportation Franchising and Regulatory Board with respect to which vehicles require a franchise. However, the ambiguity in the definition has been the reason for contradictory administrative rulings with regard to the status of Trailers and Container Chassis for purposes of franchising regulations. It has caused an unnecessary and costly confusion in the mercantile affairs of legitimate truckers, haulers, and leasing operators.

This bill is being filed to settle any ambiguities in the law and governing regulations by removing trailers and container chassis from the ambit of franchising regulations, while still requiring them to be registered, for the purpose of identification.

Emmeline Y. Aglipay
EMMELINE Y. AGLIPAY – VILLAR
Representative, DIWA Party-list

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Introduced by **DIWA Party-list Representative Emmeline Y. Aglipay – Villar**

**AN ACT AMENDING REPUBLIC ACT NO. 4136, OTHERWISE KNOWN AS
THE LAND TRANSPORTATION AND TRAFFIC CODE.**

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

Section 1. Sections 3(a) and 3 (c) of Republic Act No. 4136 is hereby amended to read as follows:

Section 3. Words and phrases defined. – As used in this Act:

(a) “Motor Vehicle” shall mean any vehicle propelled by any power other than muscular power using public highways, but excepting road rollers, trolley cars, street sweepers, sprinklers, lawn mowers, bulldozers, graders, fork-lifts, **TRAILERS AND CONTAINER CHASSIS**, amphibian trucks, and cranes if not used on public highways, vehicles which run only on rails or tracks, and tractors, trailers and traction engines of all kinds used exclusively for agricultural purposes.

Trailers, **OR CONTAINER CHASSIS**, with no power rating having any number of wheels, when propelled or intended to be propelled by attachment to a motor vehicle, **SHALL NOT BE CONSIDERED TO BE MOTOR VEHICLES FOR ANY OTHER PURPOSE, NOR SUBJECT TO FRANCHISING REQUIREMENTS. HOWEVER, THEY SHALL BE REGISTERED WITH THE LTRFB AS “NON-MOTORIZED VEHICLES” FOR PURPOSES OF MONITORING.**

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(c) “Articulated vehicle” shall mean any motor vehicle with a trailer having no front axle and so attached that part of the trailer rests upon motor vehicle and a substantial part of the weight of the trailer and of its load is borne by the motor vehicle. Such a trailer shall be called as “semi-trailer,” **AND SHALL NOT BE CONSIDERED TO BE MOTOR**

VEHICLES FOR ANY OTHER PURPOSE, NOR SUBJECT TO FRANCHISING REQUIREMENTS.

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Section 2. Section 3 of Republic Act No. 4136 is hereby amended to add the following subsection:

(N) "NON-MOTORIZED VEHICLE" SHALL MEAN, A CARRIER MOVING ON WHEELS, RUNNERS, OR THE LIKE, USING THE PUBLIC HIGHWAYS, WHICH ARE NOT PROPELEED BY THE POWER OF A MOTOR, EXAMPLES OF WHICH ARE TRAILERS, OR CONTAINER CHASSIS DESCRIBED UNDER SECTION 3(A) OF THIS ACT. NON-MOTORIZED VEHICLES SHALL ONLY BE SUBJECT TO THE REGISTRATIONPROCEDURE UNDER THIS ACT FOR MONITORING AND INDENTIFICATION PURPOSES.

SECTION 3. REPEALING CLAUSE. – All laws, decrees, rules and regulations or parts thereof, which are contrary to or inconsistent with this Act, including any relevant provisions of Executive Order No. 202, are hereby repealed or modified accordingly.

SECTION 4. SEPARABILITY CLAUSE. – If any part or provision of this Act is declared unconstitutional, the remaining parts or provisions not affected shall remain in full force and effect.

SECTION 5. EFFECTIVITY CLAUSE. – This Act shall take effect fifteen (15) days from its publication in two (2) national newspapers of general circulation after its approval by the President.

Approved,