

SEVENTEENTH CONGRESS OF THE]
REPUBLIC OF THE PHILIPPINES]
First Regular Session]



'16 AUG -8 P1:32

RECORDED BY: *WJ*

SENATE

S.B. No. 986

Introduced by SEN. WIN GATCHALIAN

**AN ACT ABOLISHING THE ROAD BOARD AND TRANSFERRING ITS POWERS
AND FUNCTIONS TO THE DEPARTMENT OF PUBLIC AND WORKS AND
HIGHWAYS TO THE DEPARTMENT OF TRANSPORTATION, AMENDING FOR
THE PURPOSE REPUBLIC ACT NO. 8794, OTHERWISE KNOWN AS THE
MOTOR VEHICLES USER'S CHARGE**

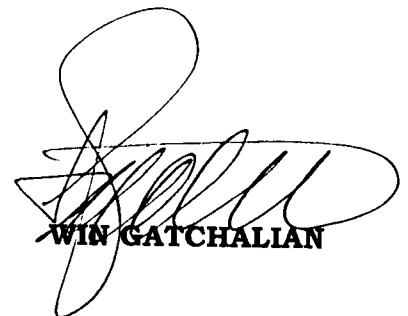
EXPLANATORY NOTE

In his latest SONA address, the President said that "there is always room for heroism and people need to make more sacrifices if they want lasting change". As our country continues to forge onward even on an uphill, we are guided by a leader who believes in the goodness of each one of us. The system that he has inherited is plagued by a bureaucracy that continues to be tainted with corrupt practices and vested interests. And yet, despite indicted officials and stern warnings, abusive government employees continue unabated with their practices. By these, there is wastage on time and resources which our country is scrimping to save on so that people in far-flung barangays and every Filipino may feel the trickle-down effect of a growing economy.

The thrust of our government is to scrap non-essential, and redundant programs and services for re-allocation to much-needed infrastructure projects and for augmentation of the health and social services program of the President that will benefit our people, for an "all-inclusive

growth". In line with this framework, we propose the abolition of the Road Board and entrust the management and implementation of its mandate to the Department of Public Works and Highways (DPWH) and the Department of Transportation and Communications (DOTC). The purpose for which the law was created and the policy that guides it remains in effect, it is only the board and the office created for it that will be the subject of abolition. Since notably, it is the DPWH and the DOTC that handles the funds generated by the motor vehicle user's charge, this representation finds it appropriate and practical to delegate the function of the law's implementation to the agencies which are its primary implementors. By this undertaking, we are removing a layer of the bureaucracy and making the system efficient and prompt in its service to the people.

With President Duterte's leadership, we are encouraged to make sacrifices and it is in order that we put the best interest of our country and the general welfare of the people first.



WIN GATCHALIAN

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S.B. No. 986

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AN ACT ABOLISHING THE ROAD BOARD AND TRANSFERRING ITS POWERS AND FUNCTIONS TO THE DEPARTMENT OF PUBLIC AND WORKS AND HIGHWAYS TO THE DEPARTMENT OF TRANSPORTATION, AMENDING FOR THE PURPOSE REPUBLIC ACT NO. 8794, OTHERWISE KNOWN AS THE MOTOR VEHICLES USER'S CHARGE

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

1 SECTION 1. Paragraph 2, Section 7 of Republic Act No. 8794 is
2 hereby amended to read as follows:

3
4 Section 7. *Disposition of Monies Collected.* - "X X X."

5
6 "All such monies collected shall be deposited in four (4)
7 special trust accounts in the National Treasury namely:"

- 8
9 1) SPECIAL ROAD SUPPORT FUND WHICH SHALL BE
10 UNDER THE MANAGEMENT AND DISPOSAL OF THE
11 DEPARTMENT OF PUBLIC WORKS AND HIGHWAYS;
12 2) SPECIAL LOCAL ROAD FUND WHICH SHALL BE UNDER
13 THE MANAGEMENT AND DISPOSAL OF THE
14 DEPARTMENT OF PUBLIC WORKS AND HIGHWAYS;
15 3) SPECIAL ROAD SAFETY FUND WHICH SHALL BE

1 UNDER THE MANAGEMENT AND DISPOSAL OF THE
2 DEPARTMENT OF PUBLIC WORKS AND HIGHWAYS;
3 AND

- 4) SPECIAL VEHICLE POLLUTION CONTROL FUND WHICH
5 SHALL BE UNDER THE MANAGEMENT AND DISPOSAL
6 OF THE DEPARTMENT OF TRANSPORTATION.

7
8 THE DISTRIBUTION OF COLLECTIONS UNDER THIS
9 ACT SHALL BE AS FOLLOWS:

10
11 (1) XXXXX

12 (2) XXXXX

13 (3) XXXXX

14 (4) XXXXX

15 SEC. 2. Section 7 (4) paragraph 5 which states:

16
17 *"A Road Board to implement the prudent and efficient*
18 *management and utilization of the special funds shall*
19 *be organized by the President of the Philippines. The*
20 *Road Board shall be composed of seven (7) members, with*
21 *the Secretary of the DPWH as ex officio head, and*
22 *the secretaries of the Departments of Finance, Budget and*
23 *Management, and Transportation and Communication*
24 *as ex officio members. The remaining three (3) members*
25 *shall come from transport and motorists organizations*
26 *which have been in existence and active of the last five (5)*
27 *years prior to this Act. They shall be appointed for a term*
28 *of two (2) years each by the President of the Philippines*
29 *upon recommendation of the secretaries of the DPWH and*
30 *the DOTC."*

31 is hereby deleted.

32 SEC. 3. **Implementing Rules and Regulation.** - The DPWH and the DOTC
33 shall within thirty (30) days from the effectivity of this Act, promulgate the rules and

1 regulations to implement and carry out the intent of this Act: *Provided*, That the
2 Secretary of the DPWH shall prepare the portion of the IRR pertaining to the Special
3 Road Support Fund, the Special Local Road Fund, and the Special Road Safety Fund,
4 and the Secretary of the DOTC shall prepare the portion of the IRR pertaining to the
5 collection of the MVUC and on the disposition of the monies
6 accruing to the Special Vehicle Pollution Control Fund, *Provided*
7 *further*, That the secretaries of the DPWH and the DOTC is
8 proscribed from creating another Secretariat and may only be
9 assisted by a minimal number of staff in its administration and
10 implementation of the Fund.

11
12 SEC. 4. **Repealing Clause.** - All laws, executive orders, rules and regulations,
13 issuances, circulars which are inconsistent with the provisions of this Act are hereby
14 repealed or modified accordingly.

15
16 SEC. 5. **Effectivity.** - This Act shall take effect after fifteen (15) days
17 following its publication in the *Official Gazette* and/or at least two (2) newspapers
18 of general circulation.

Approved,