



Republic of the Philippines
Department of Transportation
LAND TRANSPORTATION FRANCHISING & REGULATORY BOARD
East Avenue, Quezon City

MEMORANDUM CIRCULAR
NUMBER 2020- 084

Subject : EXTENSION OF TIME TO FILE APPLICATION FOR CONSOLIDATION PURSUANT TO INDUSTRY CONSOLIDATION OF PUVMP

WHEREAS, the Secretary of the Department of Transportation issued Department Order No. 2017-011, Re: OMNIBUS GUIDELINES ON THE PLANNING AND IDENTIFICATION OF PUBLIC ROAD TRANSPORTATION SERVICES AND FRANCHISE ISSUANCE, which adopted rules and procedures for the issuance of franchises for public transport routes and services;

WHEREAS, Memorandum Circular No. 2019-066, Re: SIMPLIFIED PROCESS FOR APPLICATIONS FOR CONSOLIDATION OF INDIVIDUAL AND EXISTING FRANCHISE HOLDERS IN COMPLIANCE WITH PUVMP AND THE DO 2017-011 dated December 19, 2019 prescribed the deadline for filing of Applications for Consolidation on June 30, 2020;

WHEREAS, Memorandum Circular No. 2020-027, Re: EXTENSION OF PROVISIONAL AUTHORITY UNDER MCs 2018-010 AND 2019-066 was issued on July 10, 2020 extending the filing of Applications for Consolidation up to December 31, 2020 due to the declaration of His Excellency President Rodrigo R. Duterte of the National Health Emergency placing the whole country under Community Quarantine which has affected mobility of people and the office operations of LTFRB nationwide;

WHEREAS, the Board is in receipt of a request from Hon. Claudine Diana D. Bautista, Representative of DUMPER PTDA Partylist, stating therein the need to extend the period of consolidation for those covered under the PUVMP;

WHEREAS, the existence of Quarantine Protocols made it difficult for the concerned grantee/s of CPC to file Applications for Consolidation, thus, due to their clamor and after considering the present circumstances, it was agreed that further extension to file consolidation is needed;

NOW THEREFORE, this Board hereby issued the following guidelines for the PUV Modernization Program as follows:


I. PERIOD FOR CONSOLIDATION:

The Board hereby **EXTENDS** the filing of Application for Consolidation pursuant to Industry Consolidation **until March 31, 2021** subject to the conditions set forth under MC 2019-066, and the consolidation component as required under the PUV Modernization Program.

II. COVERAGE :

All existing operators for Public Utility Jeepneys (PUJs) and UV Express Service (UVes) with valid CPC and those with existing Provisional Authority or Special Permit shall be covered by this Circular.

CERTIFIED TRUE PHOTOCOPY


LINA P. TIU

Administrative Officer V
(Human Resource Management Officer III)

Further, persons whether natural or juridical, who/which were buyers, vendees or transferees of valid and existing Certificates of Public Convenience prior to the effectivity of Memorandum Circular No. 2016-010, Re: PROHIBITION ON THE ACCEPTANCE OF APPLICATIONS FOR SALE AND TRANSFER WHETHER VOLUNTARY OR INVOLUNTARY OF CPC AND REPEAL MC NO. 96-015 are covered by the Industry Consolidation Component of PUVMP provided they submit the copy of their duly notarized Deeds of Sale showing that the sale has been consummated prior to 13 August 2016.

III. PROCEDURE FOR FILING OF APPLICATIONS UNDER PUVMP:

The procedure under Memorandum Circular No. 2019-066 shall be adopted and shall remain in full force and effect, provided the following amendatory condition and complied with, to wit:

- a. The minimum number of units for consolidation per route shall be set at fifteen (15) units except when the existing number of authorized units in a particular route is below said number. In which case, the number of units allowed for consolidation shall cover the existing number of authorized units on said route.

An Application involving less than fifteen (15) units but not be lower than ten (10) units may be accepted provided that the applicant executes an Undertaking to complete the remaining units for consolidation within three (3) months from the date of filing.

- b. Upon processing of the application and compliance with at least fifteen (15) OFG-compliant units, an initial Certificate of Public Convenience (CPC) may be issued even if the application involves higher number of units. Amendment of CPC may subsequently be issued as the applicant is able to comply with the required number of OFG-compliant units.
- c. Individual operators who joined a cooperative and are already included in an Application for Consolidation and have submitted their respective Affidavit of Conformity shall no longer be allowed to withdraw their membership/inclusion unless allowed by the Office of Transport Cooperative (OTC).
- d. An Order for Dropping of Units may be issued separately upon substitution of units provided the applicant complies with the documentary requirements for dropping and substitution. Only OFG-compliant units registered in the name of the consolidated juridical entity shall be accepted for substitution.
- e. Applications for Consolidation involving Inter-Regional Routes may be filed in the Regional Franchising and Regulatory Office (RFRO) where their business address is located. Accordingly, concerned RFRO may process the application until compliance with the required OFG-compliant units. All RFROs are principally responsible to judiciously perform their functions, in the spirit of transparency.
- f. In case a juridical entity (whether cooperative or corporation) on a particular route has already filed a Petition for Consolidation on or before 31 December 2020, no other consolidated entity shall be accepted to file a similar Petition for Consolidation on the same route after said date.

