



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

BOARD RESOLUTION NO. 134
SERIES OF 2020

WHEREAS, the City Government of Davao is starting to implement the Davao City Interim Bus Project as an initial phase of High Priority Bus System which envisions a modern and efficient public transport system within Davao City;

WHEREAS, on 22 June 2020, the Board issued Memorandum Circular No. 2020-024 or the "Implementing Guidelines for Davao City Interim Bus Project" opening the routes Toril, Catalunan Grande and CP Garcia/Diversion for application;

WHEREAS, one of the aspects of the said project is the Social Development Program which aims to provide financial assistance to PUJ operators and drivers which may be displaced in the implementation of the Project;

WHEREAS, a number of PUJ operators have already sold their units and their corresponding Certificates of Public Convenience (CPCs) but such sale was no longer recognized by LTFRB pursuant to Memorandum Circular No. 2016-010 re "*Prohibition on the Acceptance of Applications for Sale and Transfer whether Voluntary or Involuntary of CPC and Repeal of Memorandum Circular No. 96-015*";

WHEREAS, there is a need to provide rules for the determination of the rightful beneficiaries to ensure that those who will receive the financial assistance are the ones really displaced by the project without violating the provisions of the abovementioned circular;

NOW THEREFORE, the BOARD hereby promulgates the following process to be implemented by RFRO-XI for the sole purpose of determining the rightful beneficiaries eligible for the Social Development Program in relation to Davao City Interim Bus Project and the High Priority Bus System of Davao City, as follows:

1. RFRO-XI shall prepare a **List of All Registered Operators Affected by the High Priority Bus System** prioritizing the routes affected by the Interim Bus Service (IBS): Toril, Catalunan Grande and CP Garcia/Diversion and specifying the names of Operators, Authorized Routes, Plate Numbers (if unavailable, Chassis No.) Case Number and CPC Expiry.


Expired CPCs with no pending Petition for Extension of Validity shall be excluded from the list. Those currently inactive units which were not confirmed for two consecutive years (2018 and 2019) shall also be excluded.

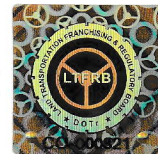
2. The List shall be posted in the Official social media account of RFRO-XI and shall be published daily for seven (7) consecutive days in a newspaper of local circulation in Mindanao and shall include a notice to all persons/vendees who have adverse claims of the units to file their contest before the RFRO not later than ten (10) days after the date of the last publication.

3. A hearing will be scheduled for both parties to present their evidence over their claims including but not limited to Deed of Sale with Franchise and proof of possession of the subject unit. In the determination of the rightful beneficiary, actual possession of subject PUJ shall be accorded great weight.
4. Those who fail to file their contest within the period specified shall be deemed to have waived their rights, in such case, the registered owner shall be deemed to be the rightful beneficiary.
5. This process shall also be applicable for all other routes which may be proposed by the City Government of Davao in furtherance to the Davao City Interim Bus Project and the High Priority Bus System.

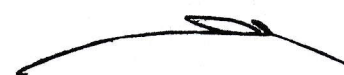

SO ORDERED. AUG 03 2020

ADOPTED AND APPROVED THROUGH A TELECONFERENCE
ON JUL 30 2020

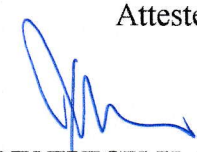

ATTY. MARTIN B. DELGRA III
Chairman




ENGR. RONALDO E. CORPUS
Board Member


P/Col. JOEL C. PERNITO (Ret.)
Board Member 

Attested by:


Col. RENWICK K. RUTAQUIO (Ret.)
OIC-Executive Director