



SENATE

S. No. 1620

PREPARED JOINTLY BY THE COMMITTEES ON PUBLIC
WORKS; AND PUBLIC SERVICES WITH SENATORS
PIMENTEL III, ZUBIRI, GATCHALIAN, EJERCITO AND
PACQUIAO AS AUTHORS THEREOF

AN ACT ABOLISHING THE ROAD BOARD, AMENDING
FOR THE PURPOSE REPUBLIC ACT NO. 8794

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

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

3 “SEC. 7. *Disposition of Monies Collected.* –

4 All monies collected under this Act shall be
5 earmarked solely and used exclusively:

6 “(1) FORTY PERCENT (40%) for
7 NATIONAL AND SECONDARY road

1 maintenance and the improvement of road
2 drainage;

3 “(2) FIVE PERCENT (5%) for the
4 installation of adequate and efficient traffic
5 lights and road safety devices; [and]

6 “(3) FIVE PERCENT (5%) for air
7 pollution control; AND

8 “(4) FIFTY PERCENT (50%) FOR LOCAL
9 ROAD MAINTENANCE, TRAFFIC
10 MANAGEMENT AND ROAD SAFETY
11 DEVICES.

12 “ALL MVUC COLLECTIONS SHALL BE
13 DISTINCT AND SEPARATE FROM THE
14 ANNUAL APPROPRIATION FOR ROAD
15 MAINTENANCE AND OTHER RELATED
16 PROJECTS OF THE DPWH AND
17 DEPARTMENT OF TRANSPORTATION
18 (DOTr) UNDER THE GENERAL
19 APPROPRIATIONS ACT.

1 “[All such monies collected shall be
2 deposited in four (4) special trust accounts in
3 the National Treasury, namely: (1) Special
4 Road Support Fund; (2) Special Local Road
5 Fund; (3) Special Road Safety Fund; and (4)
6 Special Vehicle Pollution Control Fund. The
7 distribution of collections under this Act shall
8 be as follows:

9 “(1) Eighty percent (80%) shall be allotted
10 to and placed in the Special Road Support
11 Fund;

12 “(2) Five percent (5%) shall be allotted to
13 and placed in the Special Local Road Fund;

14 “(3) Seven and one-half percent (7.5%)
15 shall be allotted to and placed in the Special
16 Road Safety Fund; and

17 “(4) Seven and one-half percent (7.5%)
18 shall be allotted to and placed in the Special
19 Vehicle Pollution Control Fund.]

1 [“The Special Road Support Fund, the
2 Special Local Road Fund and the Special Road
3 Safety Fund shall be under the DPWH,
4 whereas the Special Vehicle Pollution Control
5 Fund shall be under the DOTC.

6 “Seventy percent (70%) of the Special
7 Road Support Fund shall be used exclusively
8 for the maintenance of, and the improvement of
9 drainage of, national primary roads. The
10 remaining thirty percent (30%) thereof shall be
11 allocated and used for the maintenance, and
12 improvement of drainage of national secondary
13 roads throughout the country.

14 “x x x

15 “x x x

16 “A Road Board to implement the prudent
17 and efficient management and utilization of the
18 special funds shall be organized by the
19 President of the Philippines. The Road Board
20 shall be composed of seven (7) members, with]

1 [the Secretary of the DPWH as *ex officio* head,
2 and the secretaries of the Departments of
3 Finance, Budget and Management, and
4 Transportation and Communications, as *ex*
5 *officio* members. The remaining three (3)
6 members shall come from transport and
7 motorist organizations which have been in
8 existence and active for the last five (5) years
9 prior to this Act. They shall be appointed for a
10 term of two (2) years each by the President of
11 the Philippines upon the recommendation of
12 the secretaries of the DPWH and the DOTC.]

13 "ALL EXISTING PERSONNEL OF THE
14 ROAD BOARD SECRETARIAT SHALL BE
15 ABSORBED BY THE DPWH."

16 SEC. 2. Section 9 of the same Act is hereby amended
17 to read as follows:

18 "SEC. 9. *Implementing Rules and*
19 *Regulations.* - The secretaries of the DPWH
20 and the [DOTC] DOTr shall jointly within

1 thirty (30) days from the effectivity of this Act,
2 promulgate the rules and regulations to
3 implement and carry out the intent, objectives,
4 purposes and provisions of this Act, including
5 such structural and procedural improvements
6 in the systems and agencies concerned as may
7 be necessary to ensure the prudent, wise,
8 effective and efficient utilization of the [special
9 funds established] MVUC COLLECTED under
10 this Act[: *Provided*, That the Secretary of the
11 DPWH shall prepare the portion of the
12 implementing rules and regulations pertaining
13 to the Special Road Support Fund, the Special
14 Local Road Fund, and the Special Road Safety
15 Fund, and the Secretary of the DOTC shall
16 prepare the portion of the implementing rules
17 and regulations pertaining to the collection of
18 the MVUC stated under Section 3 of this Act
19 and on the disposition of the monies accruing to
20 the Special Vehicle Pollution Control Fund].

1 “A REPORT OF THE UTILIZATION OF
2 THE MVUC SHALL BE SUBMITTED TO
3 CONGRESS ANNUALLY BY THE DPWH
4 AND THE DOTr: *PROVIDED*, THAT THERE
5 SHALL BE PRE-AUDIT AND POST-AUDIT
6 RULES FOR THE PREVENTION, IMPROPER
7 APPLICATION AND DISALLOWANCE OF
8 ILLEGAL, IRREGULAR, EXTRAVAGANT,
9 EXCESSIVE, UNCONSCIONABLE OR
10 UNECESSARY USE OF THE MVUC.

11 “*PROVIDED, FINALLY*, THAT THE
12 SECRETARIES OF THE DPWH AND THE
13 DOTr ARE PROSCRIBED FROM CREATING
14 ANOTHER SECRETARIAT AND MAY ONLY
15 BE ASSISTED BY A MINIMAL NUMBER OF
16 STAFF IN THEIR ADMINISTRATION AND
17 IMPLEMENTATION OF THIS ACT.”

18 SEC. 3. *Repealing Clause.* – All laws, executive orders,
19 rules and regulations, issuance, circulars which are

1 inconsistent with the provisions of this Act are hereby
2 repealed or modified accordingly.

3 SEC. 4. *Effectivity.* – This Act shall take effect after
4 fifteen (15) days following its publication in at least two (2)
5 newspapers of general circulation.

Approved,