

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

EIGHTEENTH CONGRESS
Third Regular Session



COMMITTEE REPORT NO. 1490

Submitted by the Committee on Transportation, Committee on Ways and Means, and Committee on Appropriations on May 30, 2022

Re : House Bill No. 10855

Recommending its approval in substitution of House Bills Numbered 770, 1251, 1893, 1910, 2299, 2520, 2794, 4493, 5374, 5435, 5495, 6799, 8156 and 9611

Sponsors: Reps. Edgar Mary Sarmiento, Joey Sarte Salceda, Eric Go Yap, Ruffy Biazon, Lord Allan Jay Velasco, Eric Olivarez, Camille Villar, Carlos Isagani Zarate, Ferdinand Gaité, Arlene Brosas, Precious Hipolito Castelo, Rufus Rodriguez, Manuel Zubiri, Christopher De Venecia and Ria Christina Fariñas

Mr. Speaker:

The Committee on Transportation, the Committee on Ways and Means, and the Committee on Appropriations to which were referred House Bill No. 770, introduced by Rep. Ruffy Biazon, entitled:

**“AN ACT
PROVIDING FOR BICYCLE RIDERS’ RIGHTS, CREATING LOCAL
BICYCLE LANES, ESTABLISHING INFRASTRUCTURE IN RELATION
THERETO AND FOR OTHER PURPOSES”**

House Bill No. 1251, introduced by Rep. Luis Raymund Villafuerte, Jr., entitled:

**“AN ACT
TO ESTABLISH AND INTEGRATE BICYCLE LANES IN THE PHILIPPINE
TRANSPORTATION SYSTEM”**

House Bill No. 1893, introduced by Rep. Alfred Vargas, entitled:

**“AN ACT
INSTITUTIONALIZING THE USE OF BICYCLES AS AN ALTERNATIVE
MODE OF TRANSPORTATION, ESTABLISHING APPROPRIATE
INFRASTRUCTURE AND FACILITIES, APPROPRIATING FUNDS
THEREFOR, AND FOR OTHER PURPOSES”**

House Bill No. 1910, introduced by Reps. France Castro, Carlos Isagani Zarate, Ferdinand Gaité, Eufemia Cullamat, Arlene Brosas and Sarah Jane Elago, entitled:

**“AN ACT
MANDATING A MINIMUM DISTANCE FOR OVERTAKING OF CYCLISTS
BY MOTOR VEHICLES, AND PROVIDING PENALTIES FOR
VIOLATIONS THEREOF”**

House Bill No. 2299, introduced by Rep. Precious Hipolito Castelo, entitled:

**“AN ACT
STRICTLY IMPLEMENTING A SET OF SIMPLE RULES TO PROPERLY
PASS A CYCLIST CONSISTENT WITH 'SHARE THE ROAD' CAMPAIGN
AND FOR OTHER PURPOSES”**

House Bill No. 2520, introduced by Rep. Jericho Jonas Nograles, entitled:

**“AN ACT
FOR THE CREATION OF LOCAL BIKEWAYS OFFICE (LBO),
ESTABLISHING INFRASTRUCTURE IN RELATION THERETO AND
PROVIDING FOR BICYCLE RIGHTS AND FOR OTHER PURPOSES”**

House Bill No. 2794, introduced by Rep. Rufus Rodriguez, entitled:

**“AN ACT
MANDATING THE DESIGNATION OF A ONE-METER LANE IN THE
RIGHT-MOST SIDE/PORION OF ALL NATIONAL ARTERIAL AND
SECONDARY ROADS IN CAGAYAN DE ORO CITY EXCLUSIVELY FOR
THE USE OF MOTORCYCLES AND BICYCLES, PRESCRIBING
PENALTIES FOR VIOLATIONS THEREOF AND FOR OTHER PURPOSES”**

House Bill No. 4493, introduced by Rep. Lord Allan Jay Velasco, entitled:

**“AN ACT
PROVIDING FOR THE ESTABLISHMENT OF BIKE-FRIENDLY
COMMUNITIES, PROMOTING THE USE OF BICYCLES AS AN
ALTERNATIVE MODE OF TRANSPORTATION AND FOR OTHER
PURPOSES”**

House Bill No. 5374, introduced by Reps. Manuel Zubiri and Edgar Mary Sarmiento, entitled:

**“AN ACT
ESTABLISHING ELEVATED WALKWAYS AND BIKE-LANES ALONG
EDSA”**

House Bill No. 5435, introduced by Rep. Eric Olivarez, entitled:

**“AN ACT
PROMOTING AND RECOGNIZING BICYCLES AS AN ALTERNATIVE
MODE OF TRANSPORTATION, AND FOR OTHER PURPOSES”**

House Bill No. 5495, introduced by Rep. Diego Ty, entitled:

**“AN ACT
PROVIDING FOR ALTERNATE ROADS FOR TRICYCLES,
MOTORCYCLES AND BICYCLES AS PRIORITY PROGRAM OF THE
DEPARTMENT OF PUBLIC WORKS AND HIGHWAYS (DPWH) AND
APPROPRIATING FUNDS THEREFOR”**

House Bill No. 6799, introduced by Rep. Allan Benedict Reyes, entitled:

**“AN ACT
ESTABLISHING PROTECTED BICYCLE AND PEDESTRIAN LANES AND
OTHER RELATED INFRASTRUCTURES IN METRO MANILA,
APPROPRIATING FUNDS THEREFOR AND FOR OTHER PURPOSES”**

House Bill No. 8156, introduced by Rep. Camille Villar, entitled:

**“AN ACT
PROVIDING FOR BICYCLE RIGHTS, CREATION OF LOCAL BIKEWAYS
OFFICE (LBO), ESTABLISHING INFRASTRUCTURE IN RELATION
THERE TO AND FOR OTHER PURPOSES”**

and House Bill No. 9611, introduced by Reps. Christopher De Venecia, Ria Christina Fariñas and Rudys Caesar Fariñas I, entitled:

**“AN ACT
DECLARING JUNE 3 OF EVERY YEAR TO BE KNOWN AS NATIONAL
BIKING DAY”**


have considered the same and recommends that the attached House Bill No. 10855 entitled:

**“AN ACT
REGULATING THE USE OF BICYCLE AS AN ALTERNATIVE MODE OF
TRANSPORTATION, DEFINING THE RIGHTS OF BICYCLE RIDERS,
ESTABLISHING REQUISITE INFRASTRUCTURE FACILITIES, AND
APPROPRIATING FUNDS THEREFOR”**


be approved in substitution of House Bills numbered 770, 1251, 1893, 1910, 2299, 2520, 2794, 4493, 5374, 5435, 5495, 6799, 8156 and 9611, with Reps. Ruffy Biazon, Luis Raymund Villafuerte, Alfred Vargas, Jericho Jonas Nograles, Lord Allan Jay Velasco, Eric Olivarez, Camille Villar, France Castro, Carlos Isagani Zarate, Ferdinand Gaité, Eufemia Cullamat, Arlene Brosas, Sarah Jane Elago, Precious Hipolito Castelo, Rufus Rodriguez, Manuel Zubiri, Edgar Mary Sarmiento, Allan Benedict Reyes, Diego Ty, Christopher De Venecia, Ria Christina Fariñas and Rudys Caesar Fariñas I, Joey Sarte Salceda, Eric Go Yap, Gavini Pancho, Aloy Lim, , John Reynald Tiangco, Florida Robes, Kid Peña, Jose Gay Padiernos, Sharon Garin, Alfredo Garbin, Jr., Angelo Barba, Carlito Marquez, Ciriaco Gato, Jr., Cristal Bagatsing, Divina Grace Yu, Elisa Kho, Fernando Cabredo, Francisco Datol, Jr., Francisco Jose Matugas II, Frederick Siao, Gabriel Bordado, Jr., Hector Sanchez, Jack Duavit, Jose Ong, Jr., Leonardo Babasa, Jr., Macnell Lusotan, Marisol Panotes, Michael Edgar Aglipay, Micaela Violago, Onyx Crisologo, Alfonso Umali, Jr., Along Malapitan, Arnolfo Teves, Jr., Braeden John Biron, Cyrille Abueg-Zaldivar, Gil Acosta, Jr., Greg Gasataya, Estrellita Suansing, Joselito Sacdalan, Horacio Suansing, Jr., Sergio Dagooc, Deogracias Savellano, Stella Luz Quimbo, Joy Myra

Tambunting, Angelina Tan, Pablo John Garcia, Rose Marie Arenas, Virgilio Lacson, Jose Tejada, Adriano Ebcas, Lawrence Fortun, Cheryl Deloso-Montalla, Rudy Caoagdan, Jake Vincent Villa, Weslie Gatchalian, Strike Revilla, Sonny Lagon, Ronnie Ong, Ramon Nolasco, Jr., Faustino Michael Carlos Dy III, Alyssa Sheena Tan, Jumel Antony Espino, Alfel Bascug, Mark Go, Johnny Ty Pimentel, Joaquin Chipeco, Jr., Ma. Theresa Collantes, Arnie Fuentesbella, Teodorico Haresco, Jr., Loren Legarda, Jesus Suntay, Janice Salimbangon, Aleta Suarez, Wilton Tan Kho, Michael Gorriceta, Mannix Dalipe, Bienvenido Abante, Jr., Jose Atienza, Jr., Evelina Escudero, John Marvin Nieto, Eileen Ermita-Buhain, Lorna Bautista-Bandigan, Paul Ruiz Daza, Ed Christopher Go, Jocelyn Sy Limkaichong, Manuel Sagarbarria, Maria Fe Abunda, Jose Francisco Benitez, Carl Nicolas Cari, Angelica Natasha Co, Alan Dujali, Gerardo Espina, Jr., Edward Vera Perez Maceda, Pablo Ortega, Rosanna Vergara, Noel Villanueva, Ma. Lourdes Arroyo, Manuel Cabochan, Edgar Erice, Dahlia Loyola, Rodolfo M. Ordanes, Roman Romulo, Faustino Dy V, Claudine Diana Bautista and Julienne Baronda as authors thereof.

Respectfully submitted,



REP. JOEY SARTE SALCEDA
Chairperson
Committee on Ways and Means



REP. ERIC GO YAP
Chairperson
Committee on Appropriations



REP. EDGAR MARY S. SARMIENTO
Chairperson
Committee on Transportation

THE HONORABLE SPEAKER
HOUSE OF REPRESENTATIVES
QUEZON CITY

Republic of the Philippines
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EIGHTEENTH CONGRESS
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House Bill No. 10855

(In substitution of HBs 770, 1251, 1893, 1910, 2299, 2520, 2794, 4493, 5374, 5435, 5495, 6799, 8156 and 9611)

Introduced by Reps. Biazon, Villafuerte, Vargas, Nograles (JJ), Velasco, Olivarez, Villar, Castro (FL), Zarate, Gaité, Cullamat, Brosas, Elago, Castelo, Rodriguez, Zubiri, Sarmiento, Reyes, Ty (D), De Venecia, Fariñas (RC), Fariñas (RC I), Salceda, Yap (E), Pancho, Lim, Tiangco, Robes, Peña, Padiernos, Garin (S), Garbin, Barba, Marquez, Gato, Bagatsing, Yu, Kho (E), Cabredo, Datol, Matugas, Siao, Bordado, Sanchez, Duavit, Ong (J), Babasa, Lusotan, Panotes, Aglipay, Violago, Crisologo, Umali, Malapitan, Teves (A), Biron, Abueg-Zaldivar, Acosta, Gasataya, Suansing (E), Sacdalan, Suansing (H), Dagooc, Savellano, Quimbo, Tambunting, Tan (H), Garcia (PJ), Arenas, Lacson, Tejada, Ebcas, Fortun, Deloso-Montalla, Caoagdan, Villa, Gatchalian, Revilla, Lagon, Ong (R), Nolasco, Dy (FMC III), Tan (AS), Espino, Bascug, Go (M), Pimentel, Chipeco, Collantes, Fuentebella, Haresco, Legarda, Suntay, Salimbangon, Suarez (A), Kho (W), Gorriceta, Dalipe, Abante, Atienza, Escudero, Nieto, Ermita-Buhain, Bautista-Bandigan, Daza, Go (EC), Limkaichong, Sagarbarria, Abunda, Benitez, Cari, Co (AN), Dujali, Espina, Maceda, Ortega, Vergara, Villanueva (N), Arroyo, Cabochan, Erice, Loyola, Ordanes, Romulo, Dy (F V), Bautista and Baronda

AN ACT

REGULATING THE USE OF BICYCLE AS AN ALTERNATIVE MODE OF TRANSPORTATION, DEFINING THE RIGHTS OF BICYCLE RIDERS, ESTABLISHING REQUISITE INFRASTRUCTURE FACILITIES, AND APPROPRIATING FUNDS THEREFOR

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

- 1 **SECTION 1. Short Title.** – This Act shall be known as the “*Philippine Bicycle Act.*”
- 2 **SEC. 2. Declaration of Policy.** – In conformity with the provisions of the Constitution
- 3 to promote the general welfare and social justice in all phases of national development, protect
- 4 and advance the right of the Filipino people to a balanced and healthful ecology in accord with
- 5 the rhythm and harmony of nature, and to conserve and develop the patrimony of the nation,
- 6 the State shall:
- 7 a) Protect the welfare and safety of the commuting public and all road users;
- 8 b) Promote a shift towards a safe, collective, efficient, non-congestive, and non-
- 9 pollutive locomotion and transportation system that includes the use of bicycles;

1 c) Ensure that the needs and safety of all road users, particularly the pedestrians and
2 cyclists, are fully integrated into the planning, design, operation, and maintenance of the
3 country's transportation system; and

4 d) Establish its plans and programs in conformity with the overall national land use
5 plan as well as the local comprehensive land use plans.

6 **SEC. 3. Definition of Terms.** – as used in this Act,

7 a) *Bicycle or bike* refers to a non-motorized vehicle consisting of a light frame mounted
8 on two wheels, one behind the other, and having a seat, handlebars for steering, brakes and two
9 pedals;

10 b) *Bicycle lane or bikeway* refers to any longitudinal strips designated for the passage
11 of a bicycle;

12 c) *Cyclist* refers to a person who drives or operates a bicycle;

13 d) *Motor vehicle* refers to any vehicle driven by a motor or engine and operates on a
14 road or highway; and

15 e) *Primary and secondary roads* refer to major roads classified as such by the
16 Department of Public Works and Highways (DPWH).

17 **SEC. 4. Inclusion of Bicycle as A Mode of Transportation in the National**
18 *Transportation Plan.* – Within six (6) months from the issuance of rules and regulations
19 implementing the provisions of this Act, the Department of Transportation (DOTr), in
20 coordination with the DPWH and National Economic and Development Authority (NEDA),
21 shall come up with a National Bike Program, hereinafter referred to as the Program. The
22 Program shall provide a roadmap for both national and local bicycle transportation system to
23 be adhered to at all levels throughout the country.

24 The Program shall include the plans and strategies for the construction, provision and
25 maintenance of bicycle lanes, parking areas and other support facilities. It shall also provide
26 for the standards for bicycles and regulations for the exercise and protection of rights of cyclists.

27 **SEC. 5. Local Bicycle Office.** – A Local Bicycle Office (LBO) is hereby created in
28 every city or municipality and shall have the following powers, functions and responsibilities:

29 a) Manage the construction and maintenance of bicycle lanes and road signages,
30 including the identification of bicycle networks within the jurisdiction of the locality;

31 b) Manage the bike park or parks;

32 c) Ensure that bicycle lanes are free of any obstruction that can compromise the safety
33 of cyclists and pedestrians;

34 d) Enforce the establishment of bicycle parking and other related facilities;

1 e) Encourage partnership with local and foreign organizations to facilitate easy access
2 to bicycles and bicycle infrastructures; and

3 f) Conduct education and information drives on the benefits of using bicycles in
4 coordination with the Land Transportation Office (LTO) in order to promote the usage of the
5 same.

6 The staffing pattern of the LBO shall be determined by the city or the municipality
7 concerned, subject to the personnel services (PS) limitations provided for under Section 325
8 (a) of Republic Act No. 7160 or the Local Government Code of 1991.

9 **SEC. 6. *Designation of Bicycle Lanes.*** – There shall be designated bicycle lanes in all
10 primary and secondary roads for the exclusive use of cyclists.

11 The bike lanes shall be separated by a physical barrier and shall be clearly identified
12 with signs or pavement markings. In cases where the installation of a physical barrier is not
13 feasible, the lane for bicycles shall be identified through reflectorized yellow painted lines. The
14 specifications and designs of bicycle lanes, which must conform to the standards adopted by
15 the DOTr and DPWH, shall be provided in the implementing rules and regulations of this Act.

16 **SEC. 7. *Bicycle Parking Facilities.*** – All public places, government offices, schools,
17 major business establishments, including malls, banks, restaurants, hospitals, and the like, are
18 hereby required to provide bicycle racks for bicycle parking.

19 Bicycle parking shall be secured, visible, accessible, and segregated from pedestrians
20 and motor vehicles.

21 **SEC. 8. *Other Related Bicycle Facilities.*** – In addition to the bike lanes and bike
22 parking, the following facilities shall be provided to ensure that cyclists can travel safely and
23 to lessen if not avoid collision incidents with pedestrians and other vehicles:

- 24 a) Sidewalk improvements;
- 25 b) Traffic calming and speed reduction improvements;
- 26 c) Pedestrian and bicycle crossing improvements;
- 27 d) Traffic signage pertaining to bicycles;
- 28 e) Off-street pedestrian and bicycle facilities; and
- 29 f) Traffic diversion improvements.

30 **SEC. 9. *Bike Parks.*** – Each city or municipality, through the LBO and the City or
31 Municipal Engineers Office, are encouraged to create and establish a bicycle park where
32 facilities such as bikeways, bicycle parking areas and similar infrastructure are available. The
33 bicycle parks may be funded by the local government unit concerned through their respective
34 revenues raised from the miscellaneous incomes like parking and license fees.

1 **SEC. 10. *Rights of Cyclists.*** – All cyclists shall enjoy:

2 a) the right to own a bicycle and use the same subject to such limitations as may be
3 provided by law;

4 b) the right to ride on any designated bicycle lane or bikeway or any public road or
5 street that has no designated bikeway unless, by law or regulation, there is a specific prohibition
6 that such road or street cannot be used for bicycles; and

7 c) the rights granted to drivers of motorized vehicles, except those that by their nature
8 are inapplicable, while riding a bicycle on a bikeway.

9 **SEC. 11. *Obligations and Responsibilities of Cyclists.*** – Every cyclist must comply the
10 following duties and obligations, in addition to such other responsibilities as may be provided
11 for in the National Bike Program:

12 a) Ensure that the bicycle is fully-equipped with basic bike accessories and in good
13 running condition at all times and before using the same;

14 b) Make sure to be equipped with basic protective gear such as a helmet and other
15 accessories such as reflectors and bike lights while riding a bicycle; and

16 c) Adhere to the applicable traffic rules and traffic signs and drive responsibly with
17 extreme care and caution.

18 **SEC. 12. *Limitations on the Use of Bicycles.*** – The use of bicycles shall be subject to
19 the following limitations and such other limitations as may be provided in the National Bike
20 Program:

21 a) The number of persons that shall ride a bicycle shall not exceed the designed capacity
22 of the same except when another regular seat is attached to it or when the bicycle is used to tow
23 a trailer;

24 b) Any person riding a bicycle shall observe safe and proper road usage at all times,
25 including the regulations stipulated under this act, to ensure the person’s safety and that of other
26 motorists;

27 c) Bicycles may not be parked in areas other than those specifically designated as such
28 by the LBO, except in the absence thereof;

29 d) A cyclist shall use the designated bicycle lanes for safe navigation or the rightmost
30 lane when there is no designated bicycle lane. Except in certain circumstances as may be
31 provided in the implementing rules and regulation of this act or by the LBO, a cyclist shall not
32 use a bicycle on any sidewalk; and

1 e) A cyclist shall not carry anything on the bicycle that will prohibit its proper
2 operation. The carriage of such things in a bicycle shall be placed in a basket, bag, rack or
3 trailer designed for that purpose in a manner that they can be carried safely.

4 **SEC. 13. *Obligation of Cyclists to Remain in the Bicycle Lane; Exceptions.*** – Every
5 person riding a bicycle upon a designated bikeway shall remain inside such lane, exercising
6 due care when passing a standing vehicle or a vehicle proceeding in the same direction.
7 However, a cyclist riding a bicycle upon a bikeway may move out of the lane under any of the
8 following circumstances:

9 a) Whenever overtaking or passing another bicycle, vehicle or pedestrian within the
10 lane or occupying the bike lane if such overtaking or passing cannot be done safely within the
11 lane;

12 b) When preparing for a turn at an intersection or exiting into another road or driveway;
13 and

14 c) When reasonably necessary to leave the bicycle lane to avoid debris or hazardous
15 conditions.

16 **SEC. 14. *Flagging of Unsafe or Ill-equipped Bicycles and Dangerous Driving.*** – A
17 uniformed police officer or any deputized traffic officer may stop, inspect, and test drive a
18 bicycle that is suspected to be unsafe or improperly equipped. Such officer may also stop any
19 cyclist operating a bicycle in a reckless or dangerous manner.

20 **SEC. 15. *Operation of Bicycle on Roads Without Designated or Exclusive Bike Lanes;***
21 ***Overtaking Distance Requirement.*** – In the case of roads without designated bicycle lanes, all
22 cyclists must occupy the rightmost lane of the road.

23 The driver of a motor vehicle overtaking or passing a bicycle traveling in the same
24 direction shall maintain a minimum overtaking distance of one and a half meter (1.5m) between
25 any part of such motor vehicle and any part of the bicycle or the cyclist: *Provided, however,*
26 That the DOTr may, in consultation with the DPWH, representatives of cyclist organizations
27 and other stakeholders, provide in the rules and regulations to be issued to implement this Act
28 exceptions to the minimum overtaking distance or a lesser requirement on certain roads taking
29 into consideration the width of the road, the volume of vehicular traffic and other circumstances
30 affecting the movement of road users.

31 **SEC. 16. *Prohibition on the Use of Bicycle Lanes by Motor Vehicles, Exceptions.*** –
32 Whenever a bicycle lane or bikeway has been established on a road, no motor vehicle shall be
33 driven on such bikeway, except when necessary to enter or leave such road or to make a turn.

1 **SEC. 17. *Incentives.*** – In order to encourage the use of bicycle as a mode of
2 transportation, this Act grants the following tax reliefs and benefits:

3 a) Expenses incurred by employers in providing their employees by way of benefits
4 bicycles, related equipment and bike-friendly facilities shall be deductible in full from their
5 gross income;

6 b) All grants, bequests, endowments, expenses, contributions made to and used
7 actually, directly and exclusively by companies, business establishments, and other institutions
8 for bike-friendly programs and bicycle facilities shall be considered as allowable deductions
9 from gross income; and

10 c) Bicycles granted by employers to its managerial and supervisory employees in
11 compliance with this Act shall not be taxable as fringe benefits as provided for under Republic
12 Act No. 8424 or the Tax Reform Act of 1997.

13 Any provision of law to the contrary notwithstanding, foreign and local enterprises
14 engaged or proposing to engage in the manufacturing or assembly of bicycles may avail of the
15 incentives provided under Title XIII (Tax Incentives) of the National Internal Revenue Code
16 of 1997, as amended.

17 **SEC. 18. *External Financing.*** – The DOTr shall, in coordination with the Department
18 of Environment and Natural Resources (DENR) and Department of Finance (DOF), explore
19 the possibility of accessing a range of global financial sources to support the creation and
20 maintenance of sustainable or less-polluting public transport systems.

21 **SEC. 19. *Observance of the Carless Day.*** – To promote the use of bicycles, the country
22 shall participate in the annual celebration of World Car-Free Day by designating every second
23 Sunday of September as a carless day. The country shall also observe a National Car-Free Day
24 every second Sunday of April.

25 The Secretary of DOTr is hereby mandated to determine the primary and secondary
26 roads which shall be carless during these annual celebrations.

27 **SEC. 20. *Penalties.*** – The following penalties shall be imposed upon the persons who
28 act in violation of this Act:

29 a) Unless otherwise specifically provided, any person who violates any provision of
30 this Act shall suffer a penalty of fine in an amount not less than Five thousand pesos (P5,000.00)
31 nor more than Ten thousand pesos (P10,000.00). If such violation causes damage or injury to
32 person or property, then the appropriate provisions of the Civil Code or the Revised Penal Code

1 (RPC) shall apply. When the offender is a corporation, the officers responsible for the violation
2 shall be meted with the penalties herein provided.

3 b) Any public works official who approves the construction of main roads or highways
4 without the required bicycle lanes in their designs shall be punished by a fine of not less than
5 Ten thousand pesos (P10,000.00) nor more than Thirty thousand pesos (P30,000.00) or
6 suspension, or both, if found guilty in an appropriate administrative investigation. The same
7 penalty applies to a public works official who is duty-bound or responsible for providing the
8 required bicycle lane marking on existing primary or secondary roads and highways but refuses
9 or fails to do so.

10 c) Any person who shall violate Section 16 of this Act shall be penalized with:

- 11 i. A fine of Five thousand pesos (P5,000.00) for the first offense;
- 12 ii. A fine of Ten thousand pesos (P10,000.00) for the second offense;
- 13 iii. A fine of Fifteen thousand pesos (P15,000.00) and suspension of driver's license
14 for three (3) months for the third offense; and
- 15 iv. A fine of Twenty thousand pesos (P 20,000.00) and revocation of driver's
16 license for the fourth offense.

17 *Provided, That the DOTr, through the LTO, may increase the amount of fine herein*
18 *imposed once every five (5) years in the amount not exceeding ten percent (10%) of the existing*
19 *rates which shall take effect fifteen (15) days publication in at least two (2) newspapers of*
20 *general circulation.*

21 The foregoing penalties shall be imposed without prejudice to other liabilities under the
22 RPC or any special law, arising out or on occasion of any violation of the abovementioned
23 section, when applicable.

24 **SEC. 21. *Bicycle Awareness Program.*** – The Secretary of DOTr, in cooperation with
25 Department of Education (DEPED), Commission on Higher Education (CHED) and the LGUs,
26 shall establish an educational program to increase awareness on bike safety and road sharing.
27 The program shall be designed for cyclists, traffic enforcers, motorists, and all road users. The
28 program shall include:

- 29 a) Traffic education and enforcement;
- 30 b) Motorist Awareness and Road-Sharing; and
- 31 c) Bicycle and pedestrian safety.

32 **SEC. 22. *Nationwide Public Information Campaign.*** – The DOTr and its attached
33 agencies shall, in coordination with the Philippine Information Agency (PIA), DEPED, CHED,
34 Department of the Interior and Local Government (DILG), Department of Health (DOH),

1 Philippine National Police (PNP), Metropolitan Manila Development Authority (MMDA) and
2 private agencies and organizations, undertake a nationwide information, education and
3 communication campaign for a period of six (6) months upon the promulgation of the rules and
4 regulations implementing the provisions of this Act.

5 **SEC. 23. Appropriations.** – The amount necessary for the implementation of this Act
6 shall be included in the annual General Appropriations Act. The LGUs concerned may provide
7 the necessary funds for the operations and maintenance of the LBO in their respective annual
8 budgets.

9 **SEC. 24. Implementing Rules and Regulations.** – Not later than thirty (30) days after
10 this Act takes effect, a Committee shall be convened to formulate rules and regulations for the
11 efficient implementation of this Act. The Committee shall be composed of the following as ex-
12 officio members:

13 a) Secretary of Transportation or the Secretary’s authorized representative, who shall
14 serve as Chairperson of the Committee;

15 b) Secretary of Public Works and Highways or the Secretary’s authorized
16 representative

17 c) Secretary of the Interior and Local Government or the Secretary’s authorized
18 representative;

19 d) representative of the LTO;

20 e) representative of the DENR;

21 f) representative of the DOH;

22 g) representative of the Department of Trade and Industry;

23 h) representative of the DOLE;

24 i) representative of the DOF;

25 j) representative of the Department of Budget and Management;

26 k) representative of the NEDA;

27 l) representative of the Bureau of Internal Revenue;

28 m) representative of the DepEd;

29 n) representative of the CHED;

30 o) representative of the University of the Philippines National Center for Transportation
31 Studies;

32 p) professor of the University of the Philippines School of Urban and Regional
33 Planning;

34 q) representative of the PNP;

1 r) representative of the MMDA; and

2 s) Two (2) representatives from bicycle organizations

3 Within six (6) months following the effectivity of this Act, the Secretary of
4 Transportation shall promulgate the IRR of this Act.

5 **SEC. 25. *Separability Clause.*** – If any portion or provision of this Act is declared
6 invalid or unconstitutional, the remaining parts or provisions not affected thereby shall remain
7 in full force and effect.

8 **SEC. 26. *Repealing Clause.*** – All laws, decrees, executive orders, presidential
9 issuances and other administrative rules and regulations or parts thereof which are inconsistent
10 with this Act are here by repealed, amended or modified accordingly.

11 **SEC. 27. *Effectivity.*** – This Act shall take effect fifteen (15) days after its publication
12 in the Official Gazette or in a newspaper of general circulation.

13 *Approved,*

FACT SHEET

HB NO. 10855

(In substitution of House Bill Nos. 770, 1251, 1893, 1910, 2299, 2520, 2794, 4493, 5374, 5435, 5495, 6799, 8156 and 9611)

AN ACT

REGULATING THE USE OF BICYCLE AS AN ALTERNATIVE MODE OF TRANSPORTATION, DEFINING THE RIGHTS OF BICYCLE RIDERS, ESTABLISHING REQUISITE INFRASTRUCTURE FACILITIES, AND APPROPRIATING FUNDS THEREFOR

Introduced by: REPS. BIAZON, VILLAFUERTE, VARGAS, NOGRALES (JJ), VELASCO, OLIVAREZ, VILLAR, CASTRO (FL), ZARATE, GAITE, CULLAMAT, BROSAS, ELAGO, CASTELO, RODRIGUEZ, ZUBIRI, SARMIENTO, REYES, TY (D), DE VENECIA, FARIÑAS (RC), FARIÑAS (RC I), SALCEDA, YAP (E), PANCHO, LIM, TIANGCO, ROBES, PEÑA, PADIERNOS, GARIN (S), GARBIN, BARBA, MARQUEZ, GATO, BAGATSING, YU, KHO (E), CABREDO, DATOL, MATUGAS, SIAO, BORDADO, SANCHEZ, DUAVIT, ONG (J), BABASA, LUSOTAN, PANOTES, AGLIPAY, VIOLAGO, CRISOLOGO, UMALI, MALAPITAN, TEVES (A), BIRON, ABUEG-ZALDIVAR, ACOSTA, GASATAYA, SUANSING (E), SACDALAN, SUANSING (H), DAGOOC, SAVELLANO, QUIMBO, TAMBUNTING, TAN (H), GARCIA (PJ), ARENAS, LACSON, TEJADA, EBCAS, FORTUN, DELOSO-MONTALLA, CAOAGDAN, VILLA, GATCHALIAN, REVILLA, LAGON, ONG (R), NOLASCO, DY (FMC), TAN (AS), ESPINO, BASCUG, GO (M), PIMENTEL, CHIPECO, COLLANTES, FUENTEBELLA, HARESCO, LEGARDA, SUNTAY, SALIMBANGON, SUAREZ (A), KHO (W), GORRICETA, DALIPE, ABANTE, ATIENZA, ESCUDERO, NIETO, ERMITA-BUHAIN, BAUTISTA-BANDIGAAN, DAZA, GO (EC), LIMKAICHONG, SAGARBARRIA, ABUNDA, BENITEZ, CARI, CO (AN), DUJALI, ESPINA, MACEDA, ORTEGA, VERGARA, VILLANUEVA (N), ARROYO, CABOCHAN, ERICE, LOYOLA, ORDANES, ROMULO, DY (F V), BAUTISTA, AND BARONDA

Committee Referrals: COMMITTEE ON TRANSPORTATION

Committee Chairpersons: HON. EDGAR MARY S. SARMIENTO

OBJECTIVES:

- To promote cycling as an environmentally-sound and viable means of mobility; and
- To help realize the full potential, sustainability, and benefits of active transportation for the benefit of the cyclists and other road users.

KEY PROVISIONS:

- Mandates the Department of Transportation (DOTr), in coordination with the Department of Public Works and Highways and the National Economic and Development Authority to formulate a National Bike Program that shall serve as a framework for the realization of a sustainable bicycle transportation system which shall be implemented throughout the country;
- Mandates the creation of a Local Bicycle Office (LBO) in each city or municipality to provide administrative support to cyclists and stakeholders;
- Mandates the designation of bicycle lanes in primary and secondary roads for the exclusive use of cyclists segregated by physical barriers or identified by reflectorized paints;
- Requires all public places, government offices, schools and major business establishments to provide bicycle racks, as well as other related facilities and infrastructures to ensure the safe movement of bicycles and protect other road users;
- Encourages local government units (LGUs), through the LBO and the City or Municipal Engineers Office, to create and establish bicycle parks;
- Defines the rights and obligations of cyclists;
- Provides for the limitations and restrictions on the exercise of the rights of cyclists;
- Provides for the rules and regulations governing the operation of bicycles and use of bike lanes;
- Provides tax incentives to employers and other entities engaged in bicycle-friendly programs;
- Mandates the Department of Transportation, in coordination with the Department of Environment and Natural Resources and the Department of Finance to explore the possibility of accessing a range of global financial sources to support the creation and maintenance of sustainable or less-polluting public transport systems;
- Mandates the country's participation in the annual celebration of World Car-Free Day and observance of a National Car-Free Day where DOTr shall determine the primary and secondary roads which shall be carless during the said events;
- Provides penalties for violations of the provisions of this Act, including the failure of public officers to perform their duties and mandates in relation to the establishment of bicycle infrastructure;
- Requires the establishment of educational program for cyclists, traffic enforcers, motorists and other road users to increase awareness on bicycle safety and road

sharing;

- Mandates the DOTr and other relevant agencies to conduct a nationwide information, education and communication campaign for a period of six (6) months upon the promulgation of the rules and regulation for the effective implementation of this Act;
- Mandates the inclusion in the annual General Appropriations Act the amount necessary to implement the law, although it allows LGUs to provide the necessary funds for the operation and maintenance of LBOs in their respective annual budgets; and
- Mandates the convening of a Committee composed of representatives from the relevant government agencies, the academe and bicycle organizations to formulate the necessary rules and regulations to implement this Act which the DOTr shall promulgate not later than six (6) months from its effectivity.

RELATED LAWS:

- Republic Act No. 4136 or the Land Transportation and Traffic Code