



DEPARTMENT ORDER No. 2003-39

SUBJECT: REVISED RULES AND REGULATIONS TO IMPLEMENT EXECUTIVE ORDER NO. 170-A EXPANDING THE COVERAGE OF THE ROAD ROLL-ON/ROLL-OFF TERMINAL SYSTEM (RRTS)

In order to fully achieve the objectives of Executive Order No. 170 dated 22 January 2003, and pursuant to Section 4 of Executive Order No. 170-A dated 09 June 2003 and Executive Order No. 125, as amended, DOTC Department Order No. 2003-16 dated 03 March 2003 on the Rules and Regulations to Implement Executive Order No. 170 Promoting Private Sector Participation and Investment in the Development and Operation of the RRTS is hereby ordered amended/revised, as follows:

“Rule III. Sec. 1. Road RO-RO Ferry Terminal System (RRTS) shall refer to the network of terminals all over the country, regardless of the distance covered and linked by RO-RO ships.

Rule III. Sec.4 RRTS Water Transport Provider is hereby amended to refer to a RRTS Shipping Service Provider who is required to secure a Certificate of Public Convenience (CPC)/Provisional Authority/Special Permit from the Maritime Industry Authority (MARINA) to operate as such.

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A new Section 5 under Rule IV is hereby added:

Rule IV. Sec. 5. The DPWH and the LGUs shall endeavor to provide adequate road access to the RRTS Terminals in order to link such terminals to the municipal, provincial and national road network.

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Rule V. Sec. 2. The RRTS toll shall be applicable to:

- 2.1 All self-powered vehicles loaded and discharged on their own wheels by their owners or drivers between a ro-ro ship and shore via a ramp; and,
- 2.2 All ro-ro ships to the extent that they are actually engaged in ro-ro operations **as defined in Sec.1 (a) of Executive Order No. 170.**

In the above cases, cargo handling charges shall not be collected, unless actual work is done or performed by the cargo handler.

A new Section 3 under Rule V is hereby added:

Rule V. Sec. 3. Within six (6) months from initial operations, the RRTS Shipping Service Provider and the RRTS Terminal Operator shall provide for a single toll booth for the collection of the RRTS Toll. A system of distribution of the share of each party to the collections at the toll booth shall be so established.

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The original Section 3 of Rule V is hereby renumbered and modified, as follows:

Rule V. Sec. 4. The Freight or Rolling Cargo Fee based on lane meter, as herein classified, and the Passage Fee, except for Third Class Accommodation, shall be deregulated. **The procedures and conditions for the initial adoption and subsequent** upward or downward adjustment of deregulated rates, including the instances enumerated under Rule IX.1 and 2, and all applicable provisions of MARINA Memorandum Circular No. 153 on the Revised Rules and Regulations Implementing Deregulation of Domestic Shipping Rates are hereby incorporated by reference.

A new Section 5 in Rule V is hereby added, as follows:

Rule V. Sec. 5. Deregulated freight rates based on lane meter as defined in Rule III. Sec.15 shall be accordingly classified by the RRTS Shipping Service Provider using the actual measurements of the vehicles, as shown in the list below for certain standard vehicle types:

CATEGORY BY LANE METER AND VEHICLE TYPE

Above 2-3 LANE METERS (LM)
2.08 L.M. – Motorcycle
Motorcycle with side car
Bicycle
Bicycle with side car
Above 3-4 LM
3.15 – Minica/ Volkswagen/ Bantam Car
Small Roller
3.35 – Forklift (Less than 5 tonner)

3.53 - Jeep (Owner Type)
Above 4-5 LM
4.07 - Crane without Boom
4.16 - Mini Van (Fiera, Tamaraw)
4.17 - Dodge, Toyota, Corolla/Crown
4.4 - Jeepney (PUJ/ pax cop 8-14)
4.48 - Isuzu KB, Nissan Patrol, Dodge Land Rover
4.63 - Hi-Ace
4.69 - Truck (4 wheeler)
4.7 - Heavy car - Mercedes Benz/Ford Cortina
4.72 - Toyota Coaster
4.96 - Pick-up (Toyota Hi-lux, Datsun)
Above 5-6 LM
5.2 - Big Road Roller
5.3 - Small Bulldozer
5.63 - Truck (6-wheeler prime mover)
5.945 - Light Van (4 wheeler)
Above 6-7 LM
6.36 - Payloader, Backhoe w/o canopy
6.49 - Jeepney (PUJ/ pax. Cap. 20)
6.56 - Big Bulldozer
6.815 - Grader (Less 30% heavy equipment rate)
Above 7-8 LM
7.25 - Truck (Prime Mover - 10 wheeler)
7.85 - Grader (Heavy Equipment on piggy back-on trailer)
8 - Jeep - Mini Cruiser
Above 8-9 LM
8.445 - Truck (10 wheeler - short chassis)
8.69 - Dumptruck (10 wheeler)
9 - Mini Bus
Above 9-10 LM
9.25 - 20 ft. containers
9.35 - Crane with Boom
9.47 - Dumptruck (12 wheeler)
Above 10-11 LM
10.445 - Truck (6 wheeler - short)
11 - Big Bus
Above 11-12 LM
11.895 - Truck (8 wheeler)
11.975 - Truck (6 wheeler - long)
11.98 - Truck (12 wheeler)
11.99 - Truck (10 wheeler - long chassis)

The original Secs. 2 to 5 of Rule V are hereby renumbered accordingly.

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Additional Sections are hereby inserted under Rule VII, thus:

Rule VII. Sec. 1.4 *The filing fees for new Applications for Certificate of Public Convenience (CPC)/Provisional Authority (PA)/Special Permit (SP for the operation in the RRTS shall be accordingly reduced by twenty (20) percent from the regular fees charged. For existing roro ships which shall add new link/s to service the RRTS, the charges for route amendment in the specific new link/s created to service the RRTS, is hereby waived.*

Rule VII. Sec 1.5. *The authority and responsibility of the Master of the ro-ro ship in the determination of the safe loading capacity of the cargo deck is hereby reiterated. In the interest of safety, the final decision on what vehicles to load or not shall lie with the Master.*

Rule VII. Sec. 1.6 *The ship's crew shall, at all times, possess valid documents like the Seaman's Identification Record Book (SIRB), Qualification Document Certificate (QDC) or the 1995 STCW Certificates, as appropriate.*

Rule VII. Sec. 1.7 *The ship's crew shall undergo training on customer service, wear proper and prescribed uniforms when on duty and shall observe proper conduct towards passengers at all times.*

The original Sections 1.4 to 1.7 of Rule VII are hereby renumbered accordingly.

A new Rule VIII is hereby inserted:

**Rule VIII
INCENTIVES TO OPERATORS**

Sec. 1. Within thirty days from date hereof, the Department of Transportation and Communications (DOTC) and the Department Trade and Industry (DTI) shall submit to the Office of the President, for approval, additional incentives to ship and terminal operators in the pioneering, missionary, developmental or underdeveloped routes or links.

Sec. 2. As incentive and protection of investment in terminal facilities in underdeveloped areas, the RRTS Shipping Service Provider/RRTS Terminal Operator shall, on a first come, first serve basis, be allowed to develop/construct and operate RRTS terminal facilities within the city or municipality for a period of 25 years which may be renewed for another 25 years, subject to the requirement of foreshore lease agreement from DENR and pertinent laws and PPA regulations. Similarly, the RRTS Shipping Service Provider/RRTS Terminal Operator shall enjoy all the benefits and privileges provided for under the liberalized policy of operations of private ports/terminals of the PPA, including the collection of appropriate deregulated tariffs for providing such facilities and services.

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A new Rule IX is hereby inserted:

**Rule IX
RRTS Service Standards**

1. RRTS RO-RO Ship

Pursuant to Sec. 1.5 of Rule VII of E.O. 170, all RO-RO ships operating in the RRTS shall comply with the minimum standards under MARINA Memorandum Circular Nos. 65/65A and 150 and their subsequent amendments. Additionally, they shall comply with the following service standards:

- 1.1 Considering that ro-ro ships operating in the RRTS are part of a chain of synchronized land and sea operations, they shall strictly observe their latest MARINA-authorized and published schedule;*
- 1.2 The ro-ro ship shall be provided with suitable ramps which are designed and constructed for the safe and efficient loading and discharging operations at the RRTS Terminals; and,*
- 1.3 For reasons of safety and security, separate embarkation and disembarkation lanes shall be provided for passengers. Only authorized personnel, activities and services shall be allowed onboard. A Ship Security Officer shall thereby be designated from the existing manning complement of the ro-ro ship for this purpose.*

2. RRTS Terminals

- 1.1 Whenever possible, a dedicated terminal/lane shall be allocated to the RRTS Shipping Service Provider;*
- 1.2 A quick method for the determination of the appropriate lane meter classification of all rolling vehicles or cargoes shall be established;*
- 1.3 A covered passenger terminal/waiting area shall be provided with passenger seating accommodation, amenities for babies and disabled passengers, as well as, sufficient comfort rooms;*
- 1.4 Appropriately designed ro-ro ramps shall be provided such that the terminal can safely and efficiently service the ro-ro ships docking thereat at varying tide levels;*

- 1.5 Sufficient marshalling area shall be provided to accommodate the lane meter capacity of the ro-ro ships docking at the RRTS Terminals;
- 1.6 A toll booth shall be provided at the entrance of the marshalling area in order to facilitate the "One Stop, One Payment" procedure; and,
- 1.7 Appropriate security measures shall be maintained at all times within the terminal to ensure the safety and security of the passengers.

The original Rule VIII to XVI are hereby renumbered accordingly.

Rule XIX. This Department Order shall take effect immediately after its publication once in a newspaper of general circulation in the Philippines.

Rule XX. This revised rules, including the DOTC Department Order No.2003-16 on the implementing rules and regulations of EO 170, shall be reviewed every six (6) months from date hereof. Any further amendments or modifications therein shall be effected after due consultation with the affected sectors."

City of Mandaluyong, Philippines, this 17th day of July 2003.

LEANDRO R. MENDOZA
Secretary