

[**MMDA RESOLUTION NO. 02-33, August 29, 2002**]

APPROVING AND ADOPTING THE REVISED MMDA GUIDELINES FOR TOWING AND IMPOUNDING OPERATIONS IN METRO MANILA

WHEREAS, MMC Ordinance No. 78-03 as amended, authorizes the Metropolitan Manila Development Authority to tow and impound illegally parked vehicles;

WHEREAS, on October 14, 2000, the Metro Manila Council (Council) agreed to devolve the authority of towing and impounding illegally parked and stalled vehicles in Metro Manila to the Local Government Units (LGUs);

WHEREAS, as a result of the said devolution, some of the LGUs issued their own guidelines on towing and impounding operations in their own locality;

WHEREAS, the Council recognizes the urgent need to implement uniform procedures and guidelines on towing and impounding operations in Metro Manila.

NOW, THEREFORE, be it resolved as it is hereby resolved, pursuant to Section 6 of Republic Act No. 7924, that the Council hereby approves and adopts the Revised MMDA Guidelines for Towing and Impounding Operations in Metro Manila.

RESOLVED FURTHER, that these guidelines be published in two (2) newspapers of general circulation in Metro Manila.

RESOLVED FINALLY, that copies of this Resolution together with the approved guidelines be furnished to the LGUs of Metro Manila.

This Resolution shall take effect upon approval.

Adopted: 29 Aug. 2002

(SGD.) BAYANI F. FERNANDO
Chairman

(SGD.) VERGEL A. AGUILAR
Mayor, City of Las Piñas

(SGD.) JOSEPH VICTOR G. EJERCITO
Mayor, San Juan

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Mayor, Valenzuela City

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(SGD.) SOLEDAD C. EUSEBIO
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(SGD.) MA. LOURDES C. FERNANDO
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(SGD.) WENCESLAO B.
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Mayor, Pasay City

(SGD.) JESUS C. CRUZ
President, Metro Manila Vice
Mayors League

(SGD.) PERPETUO F. CAMILA
President
Metro Manila Councilor's League

GUIDELINES ON TOWING AND IMPOUNDING OPERATIONS IN METRO MANILA

Pursuant to MMC Ordinance No. 78-03, Series of 1978, as amended by MMC Ordinance No. 78-03A, Series of 1992, and MMDA Regulation No. 96-003, Series of 1996, authorizing the towing and impounding of stalled and illegally parked motor vehicles and/or attachments thereof in Metro Manila, the following guidelines are hereby promulgated, to wit:

SECTION 1. Definition of Terms. —

1.1 "Stalled Vehicle" means any motor vehicle and/or its attachments which for any cause is unable to proceed under its own motive power and is on a public road, street or thoroughfare and dilapidated/junked vehicles in Metro Manila.

1.2 "Illegally Parked Vehicle" refers to one which is parked in areas prohibited by existing law or ordinance for parking purposes or those designated by the Authority and or the local government units (LGUs) as NO PARKING areas or zones. For illegally parked vehicles, the prohibited areas are hereunder enumerated:

1.2.1 All National roads in Metro Manila.

1.2.2 In primary and secondary roads of cities and municipalities in Metro Manila:

- a. Within six (6) meters of any intersection or curved lane;
- b. Within four (4) meters of driveways or entrances to any fire station, hospital, clinic and other similar establishment;
- c. Within four (4) meters of fire hydrants;
- d. On the roadside of any legally parked vehicle;
- e. On pedestrian crosswalks;

- f. In front of any authorized driveway;
- g. On the sidewalks, paths and alleys not intended for parking;
- h. At the foot or near bridges;
- i. At any place where official signs have been erected prohibiting parking and/or declared NO PARKING ZONE by the MMDA;
- j. Other areas duly declared as "NO PARKING ZONE" provided by law or ordinances.

1.3 "Attended illegally parked vehicle" is an illegally parked vehicle whose driver is present or would appear at any time prior to the actual clamping to the tow truck and who is willing and able to move out the illegally parked vehicle without delay.

1.4 "Unattended illegally parked vehicle" is an illegally parked vehicle which does not fall under the definition of attended illegally parked vehicle.

SECTION 2. Coverage. — These guidelines shall apply to all towing services and trucks operating in Metro Manila, whether private or public, and those operated/owned by government agencies including the Metro Manila Local Government Units (LGUs) and the Metropolitan Manila Development Authority (MMDA).

It shall include tow trucks operated, owned, or accredited by motor vehicle repair shops, business establishments, transport groups, public utility companies and private clubs, groups or associations, and others.

SECTION 3. Scope of Work. —

3.1 Towing services/companies shall have the primary responsibility to remove any stalled and/or illegally parked vehicle in their area of jurisdiction within the shortest time possible but shall not exceed 15 minutes from the time they received report or directive on such stalled illegally parked vehicle.

3.2 Towing services must have designated impounding areas for their towed vehicles with an efficient system to ensure the safety of the towed vehicles, their accessories, parts and tools. MMDA shall have the authority to conduct inspection of these impounding areas.

3.3 Tow trucks must be pre-deployed at strategic locations to ensure quick response.

SECTION 4. Vehicle and Operating Standards. —

4.1 All towing services must be registered with the Authority annually. The Authority shall issue numbered stickers to tow trucks. The following documents shall be required:

- 4.1.1 Duly accomplished registration form.
- 4.1.2 Certificate of Registration/Official Receipt of Registration
- 4.1.3 Certificate of Public Convenience or Franchise issued by the LTFRB, if operating as for hire.
- 4.1.4 Certificate of Smoke Emission Tests.
- 4.1.5 SEC Registration and/or DTI Registration of Business Name.
- 4.1.6 Mayor's Permit for the current year.
- 4.1.7 Location Map of Impounding Area.
- 4.1.8 Accreditation documents, if any.
- 4.1.9 NBI and Police Clearances of tow trucks personnel.
- 4.1.10 Certificate of drug tests and Neuro-Psychiatric Examination of tow trucks personnel.
- 4.1.11 Surety bond certificate covering the amount of P100,000.00, per tow truck

A registration fee of P500 per sticker shall be paid by the applicant.

4.2 Upon submission of the bond documents and the Surety bond Certificate, a registration certificate and sticker will be issued per tow truck.

4.3 Tow trucks shall be required to undergo air pollution tests every six (6) months.

4.4 Tow trucks must be in excellent running condition, and they must be equipped with radios and/or cell phones, and all the other required devices such as the following:

- 4.4.1 Towing Bar
- 4.4.2 Spare tire
- 4.4.3 Chain block with belt lifter
- 4.4.4 Jack and tire wrench
- 4.4.5 Fire extinguisher
- 4.4.6 Blinker and hazard light
- 4.4.7 Tool Box
- 4.4.8 Two (2) units of reflectorized early warning device
- 4.4.9 Signboard to be installed at the rear of towed vehicle indicating that it is being towed.