

[**PRESIDENTIAL DECREE No. 1181, August 19, 1977**]

PROVIDING FOR THE PREVENTION, CONTROL AND ABATEMENT OF AIR POLLUTION FROM MOTOR VEHICLES AND FOR OTHER PURPOSES.

WHEREAS, the increasing use of motor vehicles is fast becoming a major source of the growth in the amount and complexity of air pollution in the country, particularly in urban areas;

WHEREAS, this phenomenon is best exemplified by the emission of carbon monoxide, particulates, sulphur dioxide and other associated pollutants from about 400,000 registered vehicles of all types in the Metro Manila amounting to some 4,000 metric tons a day, which accounts for over 75 per cent of the total air pollution in the area;

WHEREAS, such air pollution poses mounting dangers to public health and welfare, damage to and deterioration of property, the hazards to land transportation; and

WHEREAS, it is necessary to take immediate action and institute appropriate measures to regulate the emission of air pollutants from motor vehicles —a hitherto uncontrolled major source of air pollution.

NOW, THEREFORE, I , FERDINAND E. MARCOS , President of the Philippines, by virtue of the powers in me vested by the Constitution, do hereby order and decree the following:

SECTION 1. *Purpose.* —It is the purpose of this Decree to prevent, control, and abate the emissions of air pollutants from motor vehicles in order to protect the health and welfare of the people and to prevent or minimize damage to property and hazards to land transportation.

SEC. 2. *Definition of Terms.* — When used in this Decree, the following terms shall, unless the context otherwise indicates, have meanings respectively assigned to them:

(a) "Motor Vehicle" —Any vehicle propelled by a gasoline or diesel engine or by any means other than human or animal power, constructed and operated principally for the conveyance of persons or the transporting of property or goods on a public highway or street opened to public use.

(b) "Air Pollutant" —Any harmful or undesirable matter emitted in the atmosphere, including smoke, soot, solid particles of any kind, undesirable gases, fumes and obnoxious odors.

(c) "Pollution Control Device" —Any device or apparatus used to prevent, control or abate the pollution of air by emissions from motor vehicles at levels within air pollution control standards established by the Pollution Control Commission.

(d) "Owner or Operator" —Any person who owns, leases, controls or operates a motor vehicle.

(e) "Regulations" —Any rule or regulation promulgated under this Decree.

SEC. 3. *Prohibited Acts.* —It shall be unlawful for any owner or operator of a motor vehicle to allow it to discharge air pollutants at levels greater than the acceptable pollutant concentration standards prescribed by the National Pollution Control Commission with respect to the class of motor vehicles to which said motor vehicle belongs.

SEC. 4. The owner or operator of a motor vehicle shall not use his vehicle or cause or allow it to be used unless such motor vehicle meets the established emission standards.

SEC. 5. No imported or locally manufactured motor vehicle shall be sold, registered or operated after the date of effectivity of the implementing rules and regulations of this decree unless it meets the established emission standards as certified by the National Pollution Control Commission.

SEC. 6. *Pollution Control Devices.* —The owner or operator of a motor vehicle that does not meet the established emission standards shall be required to install in his motor vehicle of whatever type or model any appropriate Pollution control device or devices of his own choice which meet specifications set forth by the National Pollution Control Commission in accordance with the implementing rules and regulations of this Decree.

1. *Rules and Regulations Formulation and Implementation.* — The National Pollution Control Commission, in cooperation with the National Science Development Board, Department Energy. Department of Industry, and Land Transportation Commission, shall promulgate rules and regulations for appropriate control measures to implement and attain the objectives of this Decree, which shall include but shall not be confined to the following: (1) establishment of maximum allowable emissions of specific air Pollutants for all classes, types or models of motor vehicles currently registered and for new motor vehicles not yet registered; (2) specifications of the kind of pollution control device(s) which may be required to be installed on such motor vehicles; (3) regulations for the distribution, sale, registration and use of motor vehicles; (4) specifications for the correct motor fuels to be used by various types of motor vehicle engines; (5) setting of date or dates of effectivity of certain rules and regulations governing particular subject matter; (6) requirements for the issuance and life of certificate of compliance; and (7) procedure with respect to hearings which shall not be bound by technical rules of evidence.

SEC. 8. The National Pollution Control Commission, in coordination with the Land Transportation Commission, the Board of Transportation and other traffic enforcement authorities, shall ensure the implementation and vigorous enforcement of this Decree and its implementing rules and regulations.

SEC. 9. The National Pollution Control Commission, in consultation with the Land Transportation Commission, Board of Transportation, Philippine Constabulary, Integrated National Police, Department of Local Government and Community Development, and in coordination and cooperation with the traffic enforcement agencies, may, under certain circumstances, prohibit or enjoin in writing, the use of motor vehicles or any specified class of motor vehicles in any area or street at all times, or during particular times, as may be/so specified in order to protect human health and public welfare and to ensure compliance with the established national ambient air quality standards.