

[LTFRB MEMORANDUM CIRCULAR NUMBER 2007-006, February 12, 2007]

CLARIFICATION ON POLICY ISSUANCES AFFECTING PETITIONS/APPLICATIONS FOR SALE AND TRANSFER AND DROPPING AND SUBSTITUTION OF UNITS

On 24 February 2003, the Board issued Memorandum Circular No. 2003-005 **[Implementing Guidelines on USEC Valdez's Memo dated 09 January 2003 (Re: Metro Manila Bus Route Rationalization Program)]**, pertinent portion of which reads:

"1. Acceptance of Petition/Application for Sale and Transfer and Dropping and Substitution of Buses under the Bus Route Rationalization Program is temporarily being held in abeyance until such program is finished. The same shall also be enforced in LTFRB National Capital Region **except** for the following:

"1.1 Units included in Tables 1, 2 and 3 of the Bus Rationalization Program

"1.2 Units already approved under the Bus Rationalization Program."

In fine, Petition/Application for Sale and Transfer and Dropping and Substitution of Unit/s may be accepted if the PUB units are included in Tables 1, 2 and 3 and/or already approved under the Bus Rationalization Program.

Subsequently, on 4 September 2003, the Board issued Memorandum Circular No. 2003-024 (**Re: Continuing Prohibition for the Dropping and Substitution of Units of PUB Buses under the Route Rationalization Program unless the Substitute Units are Brand New**). With such issuance, the Board further extended the exceptions on the acceptance of Petition/Application for Dropping and Substitution of PUB units.

However, on 2 December 2005, the Board issued Memorandum Circular No. 2005-049 purportedly to reconcile the two (2) afore-mentioned memorandum circulars (MCs 2003-005 and 2003-024) stating that it only lifted the suspension of Petitions for Dropping and Substitution of PUB units (provided the substitute units are brand new), and not Petitions for Sale and Transfer of CPCs. Prior thereto, the Board also issued Memorandum Circular No. 2005-047 on 2 December 2005 (**Re: Prohibition on Simultaneous Filing of Sale and Transfer and Dropping and Substitution**) using as basis thereof the above-cited MCs 2003-005 and 2003-024.

As a result of the issuance of MCs 2005-047 and 2005-049, the Board prohibited the