



HOUSE OF REPRESENTATIVES

H. No. 8911

BY REPRESENTATIVES TINIO, SARMIENTO (C.), SY-ALVARADO, NIETO
AND CAYETANO, PER COMMITTEE REPORT NO. 1113

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

*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
2 “Minimum Overtaking of Cyclists Distance Act”.

3 SEC. 2. *Minimum Overtaking Distance.* – The driver of a
4 motor vehicle overtaking and passing a bicycle that is travelling in
5 the same direction as the driver shall maintain a minimum
6 overtaking distance of one and a half meters (1.5m) between any
7 part of the motor vehicle and any part of the bicycle or its cyclist.

8 SEC. 3. *Enforcement and Assistance by Other Agencies.* –
9 The Metro Manila Development Authority (MMDA), Philippine
10 National Police (PNP), local government units, and other concerned
11 government agencies and instrumentalities shall be responsible for
12 the enforcement of the foregoing provisions and shall render
13 such assistance as may be required by the Department of

1 Transportation-Land Transportation Office (DOTr-LTO), the lead
2 agency, in order to effectively implement the provisions of this Act.

3 SEC. 4. *Penalties.* – Any person who shall violate Section 2 of
4 this Act shall be penalized with:

5 (a) A fine of Five thousand pesos (P5,000.00) for the first
6 offense;

7 (b) A fine of Ten thousand pesos (P10,000.00) for the second
8 offense;

9 (c) A fine of Fifteen thousand pesos (P15,000.00) and
10 suspension of driver's license for three (3) months for the third
11 offense; and

12 (d) A fine of Twenty thousand pesos (P20,000.00) and
13 revocation of driver's license for the fourth offense:

14 *Provided, That the DOTr-LTO may increase the amount of*
15 *fine herein imposed once every five (5) years in the amount not*
16 *exceeding ten percent (10%) of the existing rates sought to be*
17 *increased which shall take effect only upon publication in at least*
18 *two (2) newspapers of general circulation.*

19 The foregoing penalties shall be imposed without prejudice to
20 other liabilities under the Revised Penal Code or any special law
21 arising out or occasioned by any violation of Section 2 of this Act.

22 SEC. 5. *Nationwide Public Information Campaign.* – The
23 DOTr-LTO, in coordination with the Philippine Information Agency,
24 Department of Education, Department of the Interior and Local
25 Government, MMDA, PNP, and private agencies and organizations
26 shall undertake a nationwide information, education and

1 communication campaign for a period of six (6) months from the
2 effectivity of this Act.

3 SEC. 6. *Implementing Rules and Regulations.* – The
4 DOTr-LTO shall promulgate the necessary implementing rules and
5 regulations within sixty (60) days from the effectivity of this Act.

6 SEC. 7. *Separability Clause.* – If, for any reason, any part
7 or provision of this Act is declared invalid, such declaration shall
8 not affect the other provisions of this Act.

9 SEC. 8. *Repealing Clause.* – Any law, presidential decree
10 or issuance, executive order, letter of instruction, administrative
11 order, rule or regulation contrary to or inconsistent with the
12 provisions of this Act is hereby repealed, modified or amended
13 accordingly.

14 SEC. 9. *Effectivity.* – This Act shall take effect fifteen (15)
15 days after its publication in the *Official Gazette* or in a newspaper of
16 general circulation.

Approved,

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