

RESOLUTION NO. 03-0596
May 27, 1996 – 203rd Board Meeting
PENAL SANCTIONS FOR CPC VIOLATORS

WHEREAS, Section 21, Chapter IV of the Public Service law specifically provides that the “Commission (now Board) is expressly authorized and empowered to impose a fine on public service violating or failing to comply with the terms and conditions of a certificate, orders, decision or rules and regulation of the Commission (now Board) such fine not to exceed P200.00 for every day during which such default or violation continues. The Commission (now Board) is authorized to impose such fine after due notice and hearing”;

WHEREAS, the law further provides that the fine so imposed shall be paid to the Government of the Philippines through the Commission (now Board) and failure to pay the fine in any case within the period specified in the order or decision of the Commission (now Board) shall be deemed good and sufficient reasons for the suspension of the certificate of said public service until payment shall be made x x x.”;

WHEREAS, pursuant to this mandate, there is a need to formulate and adopt a policy to implement the said penal provisions of the law;

NOW, THEREFORE, BE RESOLVED AS IT IS HEREBY RESOLVED, to approve and adopt a policy on the imposition of fine, to wit:

<u>First Offense</u>	P100.00 per day of default or provision but not to exceed P5, 000.00
<u>Second Offense</u>	P200.00 per day of default or violation until payment shall be made as specified in the Order of the Board
<u>Third Offense</u>	P200.00 per day of default and/or Suspension/Revocation of the Certificate of Public Convenience as deemed appropriate by the Board.

RESOLVED FINALLY, that the Board depending on the gravity of the offense, subsequent penalty after first offense may constitute P200.00 per day of default or suspension/ revocation of the Certificate of Public Convenience or both, as deemed appropriate by the Board.