

097.13 DPWH
6-25-98

June 25, 1998

DEPARTMENT ORDER)
No. 215 *when*
Series of 1998 6-25-98)

SUBJECT : Declaration of the R-1 Expressway, from Seaside Drive to Zapote, C-5 Link Expressway, from Zapote to Noveleta, of the Manila Cavite Toll Expressway as Limited Access Facilities


Pursuant to Section 2 of Republic Act No. 2000, a limited access facility is defined as "a highway or street especially designed for through traffic, and over, from, or to which owners or occupants of abutting land or other persons have no right or easement or only a limited right or easement of access, light, air or view by reason of the fact that their property abuts upon such limited access facility or for any other reason. Such highways or streets may be parkways, from which trucks, buses, and other commercial vehicles shall be excluded; or they may be free ways open to use by all customary forms of street and highway traffic."

Section 3 of the same Act authorizes the Department of Public Works and Communications (now Department of Public Works and Highways) "to plan, designate, establish, regulate, vacate, alter, improve, maintain, and provide limited access facilities for public use wherever it is of the opinion that traffic conditions, present or future, will justify such special facilities."

Therefore, by virtue of the authority granted above, the Department of Public Works and Highways hereby designates and declares the R-1 Expressway, C-5 Link Expressway and the R-1 Extension Expressway Sections of the Manila Cavite Toll Expressway to be LIMITED ACCESS HIGHWAYS/FACILITIES subject to such rules and regulations that may be imposed by the DPWH thru the Toll Regulatory Board (TRB).

In view thereof, the National Capital Region (NCR) of this Department is hereby ordered, after consultation with the TRB and in coordination with the Philippine National Police (PNP), to close all illegal openings along the said Limited Access Highways/Facilities. In this connection, the NCR is instructed to organize its own enforcement and security group for the purpose of assuring the continued closure of the right-of-way fences and the implementation of the rules and regulations that may be imposed by the DPWH thru the TRB.

This Order shall take effect immediately.


GREGORIO R. VIGILAR
Secretary



Republic of the Philippines
Department of Public Works and Highways

TOLL REGULATORY BOARD

19th Floor, Strata 100 Bldg., Emerald Ave., Pasig City, Phils., 1600
Tel. Nos. (632) 633-6824, (632) 631-2793, (632) 631-2853 Fax No. (632) 633-6862

DIRECTORS' CERTIFICATE

WE, the undersigned Board of Directors of the Toll Regulatory Board, hereby adopt the following resolution this 25th day of June 1998:

RESOLUTION NO. 98- 50

“Resolved that the Revised Rules and Regulations on Limited Access Facilities that shall govern the operations of the Manila - Cavite Toll Expressway, a Limited Access Highway, is approved.”

IN WITNESS WHEREOF, we hereby affix our signatures to this Directors' Certificate, this 25th day of June 1998.


GREGORIO R. VIGILAR
Chairman


ANTONIO P. BELICENA
Member


DANTE B. CANLAS
Member


ANGEL L. LAZARO III
Member


PRIMITIVO C. CAL
Member

Republic of the Philippines
Department of Public Works and Highways
TOLL REGULATORY BOARD

REVISED RULES AND REGULATIONS
ON LIMITED ACCESS FACILITIES

Article I - The Toll Regulatory Board (or the Board), in accordance with Department Order No. ____, hereby declares the Manila Cavite Toll Expressway, which consists of R-1 Expressway, C-5 Link Expressway and R-1 Extension Expressway, as Limited Access Facilities or Expressways.

Article II - As Limited Access Facilities, the said expressways shall be covered by the following rules and regulations:

Section 1 - No person or vehicle shall have any right of ingress or egress to, from or across the Limited Access Facilities, and to or from abutting lands, except at such designated entry/exit points/interchanges at which access may be permitted by the Board. As such, it shall be unlawful for anybody to remove or cause the removal and/or, open or cause the opening of the limited access fences or right-of-way fences along the sides of the Limited Access Facilities;

Section 2 - No person or group of persons shall be allowed or permitted to stand, stop, load, unload, or park a vehicle in the Limited Access Facilities, except in places provided therefor. In cases of vehicle emergency, breakdown or accident, impaired vehicle/s shall be removed from the travelway by authorized towing operators without delay at the expense of the owner and/or the driver thereof;

Section 3 - The following vehicles shall not be allowed in the Expressway at any time:

- a. motorcycles, tricycles and bicycles;
- b. vehicles being towed;
- c. vehicles which are dilapidated and not road-worthy (i.e. vehicles without headlights, taillights, brakelights; vehicles with misaligned chassis, bald tires; etc.);
- d. smoke-belchers;
- e. trucks carrying construction aggregates (including sand, gravel and fill materials) not leveled and/or without cover;

- f. vehicles with cargo not battened down and/or not firmly fastened; and,
- g. trucks exceeding the following gross vehicular weight of truck and load:

Two Axle Trucks	-	16 Metric Tons
Three Axle Trucks	-	24 Metric Tons
Four Axle Trucks	-	32 Metric Tons
Five Axle Trucks	-	40 Metric Tons

Section 4 - Any vehicle which stalls or is demobilized within the Limited Access Facilities for any reason shall be towed by an authorized towing operator under the following rules:

- a. stalled vehicles shall be towed out of the nearest exit and brought to the nearest impounding area or authorized garage by MMDA accredited towing vehicles. In case of flat tires, vehicles shall not be towed outright and given sufficient time for tire changing;
- b. cost of towing shall conform to the MMDA Schedule of Towing Fees;
- c. towing fees shall be paid by the owner and/or driver of the stalled/demobilized vehicle before or after towing. The owner/driver shall be released after payment of full amount; and,
- d. any damage or loss to vehicle while in the process of towing shall be the sole responsibility of the owner/driver of the stalled/demobilized vehicle.

Section 5 - Lane No. 1 or the lane nearest to the divider or center island shall be used only by vehicles which are travelling at faster but within allowed speed limits and/or are overtaking. However, overtaking vehicles do not have the right-of-way. Cargo trucks, buses, and slow-moving vehicles are not allowed in Lane No. 1 at all times;

Section 6 - Damage to expressway property such as among others, lamp post, perimeter fence, traffic island divider, building, etc. shall be paid for by the owner/driver of the vehicle responsible for the damage, based on the assessment of the responding/apprehending officer, to the tollway operator;

Section 7 - Speed Limit of vehicles shall be as follows:

- a. Trucks - 60 km. per hr. Minimum/Maximum
- b. Other Vehicles
 - i. C-5 Link (R-1 to South Tollway) and R-1 Expressway (Seaside Drive to Zapote)
 - 60 km. per hr. Minimum
 - 80 km. per hr. Maximum
 - ii. R-1 Extension (Zapote to Noveleta)
 - 60 km. per hr. Minimum
 - 100 km. per hr. Maximum

Section 8 - Any kind of advertisements in the form of billboards, streamers, posters or the like shall be prohibited inside the Limited Access Facilities except such places designated, and in accordance with such specifications approved by the Board.

Article III - Repealing Clause

All previous orders and instructions inconsistent herewith are hereby modified or repealed accordingly.

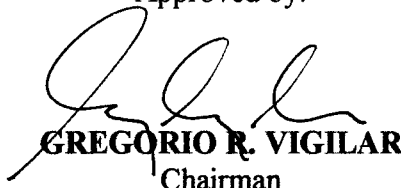
Article IV - These revised rules and regulations shall take effect fifteen (15) days after publication in a newspaper of general circulation.

Recommending Approval:



RAMON V DUMAUAL, MNSA
Officer-in-Charge

Approved by:



GREGORIO R. VIGILAR
Chairman



ANTONIO P. BELICENA
Member



ANGEL L. LAZARO
Member



DANTE B. CANLAS
Member



PRIMITIVO C. CAL
Member