



Republic of the Philippines  
**DEPARTMENT OF TRANSPORTATION**

14 October 2024

**BERNARDO S. CHANG, JR.**

*Chairman*

**Private Emission Testing Center  
Owner's Association (PETCOA)**

No.3 Roxas Street, Beltran Subdivision,  
Bo. Luz, Limay, Bataan

Email: [petcoa.region3@gmail.com](mailto:petcoa.region3@gmail.com) /  
[petcoa.inc@yahoo.com](mailto:petcoa.inc@yahoo.com)

Dear Mr. Chang, Jr.

This respectfully refers to your *Letter*<sup>1</sup> requesting PETC-PMVIC Authorization Committee's (AC) review of processes and duration of changing PETC IT Service Provider (ITSP) and providing recommendations to streamline and simplify current rules.

As we have regarded concerns raised on the matter as paramount, rest assured that this is likewise being studied and considered by the AC as the objective has always been to provide quality service to our motorists.

Per your letter, you noted that the procedures outlined for change of ITSP did not streamline bureaucratic processes and consequently eliminate essential services that LTO, through PETC, should be provided to Registered Motor Vehicles (RMVs).

To provide clarification on concerns raised, let us explain further:

***Recommendations by LTO Regional  
Directors / REMC require approval  
from the AC.***

Anent your suggestion that positive REMC recommendation during ITSP transition should suffice for PETCs to continue operating, kindly note that LTO RDs/REMC are part of the Technical Working Group (TWG) per *Department Order No. 2023-001*, and are thus responsible for inspecting centers and evaluating supporting documentation for various PETC applications. Given LTO Regional Office's proximity to applicants, this requirement actually streamlines processing of applications from all over the country as LTO

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<sup>1</sup> Dated 05 July 2024.

country as LTO Regional Offices can readily evaluate completeness of submitted applications. Ultimately, this streamlined process, which is both logical and essential, helps reduce bureaucratic hurdles.

Please be advised that REMC's recommendation alone is inadequate for PETCs to sustain operations. Prior to resuming operations, AC's approval of the ITSP change is essential<sup>2</sup>. Failure to obtain this approval may result in the revocation of PETC Authorization for conducting emission testing without proper authorization.<sup>3</sup>

### ***On alleged delay in processing of ITSP applications***

As mentioned above, *Applications for Change of ITSP* must strictly adhere to the requirements under *D.O. No. 2023-008*. Per *Section 9.4*, applications that have incomplete requirements will not be accepted and will be returned to the applicant. Consistent with provisions of RA No. 11032, or the "*Ease of Doing Business Act*" incomplete requirements, including missing documents and those with discrepancies, will not be accepted, and the applicant will be notified to rectify the submitted documents for the application.

Clearly, processing of applications is dependent on the completeness of the requirements submitted. Thus, any perceived delays in the processing of applications are not deliberate actions aimed at depriving stakeholders of necessary emission services, contrary to your statement.

### ***Requirement for PETC to stop operations while implementing change of ITSP***

Please be advised that PETCs are mandated to have only one (1) ITSP and strictly prohibited from having a back-up client application of another ITSP<sup>4</sup>. Compliance with this requirement is imperative to avoid violating the conditions of authorization, which could lead to revocation<sup>5</sup>.

Kindly note that during the transition period, halting PETC operations is essential in preventing conflicts of interest, data discrepancies, or disruptions in service during the transfer of responsibilities. It also enables new ITSP to test and validate the system and services without interference, ensuring integrity of vital information gathered during emission testing. Thus, strict adherence to regulations outlined in the DO is essential. This necessarily

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<sup>2</sup> Section 9.10. of D.O. No. 2023-008.

<sup>3</sup> Section 12.4. of D.O. No. 2023-008.

<sup>4</sup> Section 8.2.3. of D.O. No. 2023-008.

<sup>5</sup> Sections 12. 13 and 12.18 of D.O. No. 2023-008.

requires stoppage of operation prior to AC's approval effecting change of ITSP<sup>6</sup>.

***Monitoring of PETC Operations***

Please be reminded that PETCs compliance with the terms and conditions of their Authorization is a mandatory and continuing requirement<sup>7</sup>. Regardless of when and how violations are discovered, this Department will address them accordingly to keep abreast with existing rules and regulations set by this Department.

Please be advised that requirements in the guidelines are in line with the Secretary's delegated authority to establish rules and regulations concerning accreditation of emission testing centers, as explicitly granted by Congress under Republic Act 8749, also known as the *Philippine Clean Air Act of 1999*.

Please bear in mind that administrative or executive acts, orders and regulations are presumed valid unless declared contrary to the laws or the Constitution. Therefore, in the absence of evidence of invalidity, it is necessary to adhere to the administrative rules and regulations issued by the Department.

We greatly appreciate your feedback on the matter. Rest assured that the Department is diligently working to process all applications in a timely manner. Thank you for your cooperation and understanding.

Sincerely,

  
**ATTY. REINIER PAUL R. YEBRA**  
*Undersecretary for Legal Affairs, DOTr*  
Chairperson

  
**JESUS FERDINAND D. ORTEGA**  
*Undersecretary for Road Transport Infrastructure, DOTr*  
Co-Chairperson

  
**ATTY. VIGOR D. MENDOZA II**  
*LTO Assistant Secretary*  
Member

  
**JAMES ANDRES B. MELAD**  
*Assistant Secretary for Road Transport Infrastructure, DOTr*  
Member

Copy furnished:

**Office of the Secretary**  
This Department

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<sup>6</sup> Section 9.10. of D.O. No. 2023-008  
<sup>7</sup> Section 12.13 of D.O. No. 2023-008

**MIT/ISLES**  
This Department

**GSD**

**ATTY. VIGOR D. MENDOZA II**  
LTO - Assistant Secretary



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June 28, 2024

**Atty. Reinier Paul R. Yebra**  
Undersecretary for Legal Affairs  
Chairperson, PMVIC PETC Authorization Committee  
**Department of Transportation**  
9<sup>th</sup> Floor PRIMEX Towers EDSA,  
San Juan City, NCR  
[rr.yebra@dotr.gov.ph](mailto:rr.yebra@dotr.gov.ph)  
[oula@dotr.gov.ph](mailto:oula@dotr.gov.ph)

Subject : **REQUEST TO SIMPLIFY PROCESS OF CHANGE IN PETC ITSP**

Dear Sirs;

Respectfully requesting the Authorization Committee to look into the process and duration of PETC change of ITSP and its subsequent issuance of authorization to operate, with an aim at streamlining and simplification. The whole process of change and authorization have taken quite some bureaucratic length that counters the noble objectives of “ease of doing business” and consequently but unwittingly took out the much-needed public service that LTO through the PETC should be providing to MV owners.

As described in DOTr DO 2023-008 “New Rules and Regulation of PETC, PETC ITSP, MVECT, MVIT, PMVIC...” The REMC have to inspect and recommend applicant PETC’s change of ITSP, and submit its recommendations to the AC. Meanwhile, the PETC stops operation having been disconnected with its old ITSP and connected to the new ITSP per requirement of REMC inspection, abiding by the rules that there should be only ONE provider. The inability of the PETC to operate while waiting for the AC authorization incidentally deprives MV owners in the area where services are needed.

For the AC’s study, we respectfully recommend that in cases such as change of ITSP, the positive recommendation of REMC should suffice for the PETC to continue to operate, with the following rationale: (a.) the PETC and its new ITSP’s authorization is still in effect and therefore both have no administrative or legal hindrances and are authorized to operate; (b.) the connectivity of applicant PETC with LTO LTMS through the new ITSP is well-established from the inspection and testing conducted by REMC during inspection; Proven connectivity is crucial in the change of ITSP as required under DO 2023-008; and (c.) the change of ITSP appearing in PETC’s authorization certificate can be issued later as an affirmation of REMC’s recommendation.

Lastly, we respectfully recommend that should the AC/Monitoring Team have a need to look into the violations of applicant PETC prior to the issuance of authorization of changed ITSP, that need can be addressed during regular monitoring and should not burden the applicant PETCs that are engaged in honorable and lawful operations.

We hope that the above concerns and recommendations can be addressed by the AC, for “ease of doing business” and for simplification of bureaucratic processes.

Respectfully yours,



**BERNARDO S. CHANG, JR.**

*Chairman, PETCOA*

*Member, PETC PMVIC TWG*

cc: **Atty. Vigor D. Mendoza II**  
*LTO Assistant Secretary*  
*Vice-Chairperson, PETC/PMVIC Authorization Committee*

**Ret. Gen James Andres B. Melad**  
*DOTr Assistant Secretary for Road Transport and Infrastructure*  
*Member – PETC/PMVIC Authorization Committee*

**Atty. Mark A. Reyes**  
*Director III – Franchising Regulatory Staff*  
*Head, PETC PMVIC AC-TWG*

## Letter Request to Simplify Process PETC Change of ITSP

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From: PETC OWNERS (petcoa.inc@yahoo.com)

To: rr.yebra@dotr.gov.ph; oula@dotr.gov.ph

Cc: james.melad@dotr.gov.ph; oasec\_central@lto.gov.ph; mark.reyes@dotr.gov.ph

Bcc: bschangjr@yahoo.com

Date: Saturday, June 29, 2024 at 11:17 AM GMT+8

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Dear Sirs,

Submitting herewith letter request to simplify process PETC application to change ITSP.

Thank you for your prompt attention to this matter.

PETCOA



Letter Request to DOTr - Simplifying the Process of Change in PETC ITSP.docx -V2.pdf  
556.7 kB