NATIONAL ADMINISTRATIVE REGISTER · JANUARY 13, 2010

HOLDING IN ABEYANCE OF MANDATORY RFID TAGGING PURSUANT TO THE STATUS QUO ANTE ORDER OF THE SUPREME COURT DATED 12 JANUARY 2010

LTO MEMORANDUM CIRCULAR NO. ACL-2010-1261, January 13, 2010

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In the case entitled Bayan Muna Party-List, et. al. vs. Leandro R. Mendoza of the Department of Transportation and Communications, et. al. docketed as G.R. No. 190431, the Supreme Court issued a STATUS QUO ANTE ORDER dated 12 January 2010, the dispositive portion of which reads:

> "NOW, THEREFORE, effective immediately and continuing until further orders from this Court, You, Public Respondents DOTC Sec. Leandro R. Mendoza, and LTO Chief Arturo C. Lomibao, your agents, representatives, or persons acting in your place or stead, are hereby ENJOINED to observe the status quo prevailing prior to the implementation of the Radio Frequency Identification Project, through Department of Transportation and Communications Circular No. 2009-06 and Land Transportation Office Memorandum Circular No. ACL-2009-1199."

Pursuant thereto, and in reiteration of the Memorandum issued earlier this day, the mandatory RFID tagging of ALL motor vehicles is hereby held in abeyance until further notice from this Office. Motor vehicles shall, therefore, be allowed registration or renewal of registration without requiring the tagging of RFIDs.

With respect to claims for reimbursement, please await further instruction from this Office as the same is still under study in view of the absence of a specific order from the Supreme Court to refund RFID Fees collected, and that any refund shall be in accordance with COA rules and regulations on disbursements. Please disseminate this information in your areas of jurisdiction.

For strict compliance.

Adopted: 13 Jan. 2010

(SGD.) ARTURO C. LOMIBAO
Assistant Secretary

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