GUIDELINES IN CASES OF VEHICULAR ACCIDENTS, TRAFFIC INFRACTION AND DURING CHECKPOINTS INVOLVING COMMERCIAL ARMORED VEHICLES SERVICING BANKS AND OTHER FINANCIAL INSTITUTIONS

Read online (full-text search, related cases, audio case brief): https://batas.org/library/ea6271928171/

1. REFERENCES:

- Republic Act 5487, as amended and its IRR;

- PNP Integrated Plan Against Bank Robbery/Armored Van Hold-Up; and

- Joint Anti Bank Robbery Action Committee (JABRAC) Agreement

2. BACKGROUND:

The Philippine National Police, through the Civil Security Group (CSG)-Supervisory Office for Security and Investigation Agencies (SOSIA), recognizes the need to establish and adopt a plan to discourage and prevent would-be robbers of banks and commercial armored vehicles from carrying out their sinister plans. One of the target hardening measures recommended by the Bank Security Management Association (BSMA) and Armored Security Association of the Philippines (ASAP), through the Joint Anti Bank Robbery Action Committee (JABRAC), is to establish procedures in handling incidents of traffic violations, accidents and/or checkpoints involving commercial armored vehicles.

3. PURPOSE:

To implement the Standard Operating Procedures in the handling of commercial armored vehicles in cases of traffic violations, accidents and in checkpoints to avoid traffic jams, to prioritize the safety of the public in cases of accident/s involving commercial armored vehicles, establish operational security and to ensure that commercial armored vehicles are not exposed to risks during these situations.

4. SCOPE OF APPLICATION:

This SOP shall apply to commercial armored vehicles deployed by Private Security Agencies (PSAs), Company Guard Forces (CGFs) and Government Guard Units (GGUs) providing armored vehicle guard services to banks and other financial institutions. This shall be implemented by the Philippine National Police in coordination with local government units.

5. GUIDELINES:

- Licensee/Operators/Owners of PSAs, CGFs and GGUs providing Commercial armored guard vehicles services shall ensure that the driver has two sets of photocopies of the following documents contained in appropriate envelopes:

For Traffic Violations and Accidents:

- Certificate of Registration (CR);

- Official Receipt (OR);

- Insurance Policy;

- Calling Card of the Agency or Appropriate Officer; and

- Driver's License

For Checkpoints:

- Duty Detail Order (DDO);

- Bank and Armored Guard License; and

- Firearm's License

- For easy identification, Licensees/Operators/Owners of PSAs, CGFs and GGUs providing commercial armored guard vehicles to include Bangko Sentral ng Pilipinas (BSP) shall post identification markers in paint or sticker on the commercial armored vehicles covered by this Regulation. All covered commercial armored vehicles shall have an identifiable marker with control number and with the design, color and location marking as approved by both associations and concurred by the PNP through CSG-SOSIA, to wit:

- Control Numbers Series 001-999 shall be for BSMA;

- Control Numbers Series 1000-9999 shall be for ASAP; and

- Control Numbers Series 10000-10500 shall be for BSP.

6. PROCEDURES:

a. Involvement in Traffic Accidents:

1) Accidents resulting in damage to property

- When the commercial armored vehicle is loaded, the driver shall immediately stop the vehicle and politely explain to the other party the urgency to proceed to their destination and hand-over the documents required under Section 5 hereof through the gun port. The commercial armored vehicle shall proceed to the Traffic Division/Section in the area and settle the matter after the delivery of its load; and

- If the commercial armored vehicle is not loaded, the driver shall immediately stop the vehicle and settle the matter with the other party. The driver shall handover the required documents and advise the other party to contact the commercial armored vehicle service company and/or bank.

2) Accidents resulting in death or Physical Injuries:

When a loaded commercial armored vehicle is involved in a collision resulting in death or serious physical injuries, the original position, or the final rest, of the colliding vehicles should not be disturbed as it is indispensable in a traffic investigation. Considering that immediate medical attention to victim/s is paramount, the crew should endeavor to bring them to the nearest hospital using any available means of transportation, other than the involved commercial armored vehicle. The said vehicle should only be used to transport the victim/s if there are no other available vehicle. The driver shall immediately call for police back-up to ensure the security of the loaded commercial armored vehicle pending conduct of traffic investigation.

b. Involving Traffic Violation:

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- When the commercial armored vehicle is loaded, the driver shall immediately stop and hand-over the required documents to the traffic officer through the gun port without alighting/disembarking from the commercial armored vehicle and explain politely the urgency to proceed to their destination. After the delivery, the driver shall immediately settle the traffic violation;

- When the commercial armored vehicle is not loaded, the driver shall immediately stop and submit himself for proper investigation; and

- The police/traffic personnel shall ensure the safety of the crew and the commercial armored vehicle during the investigation.

c. Checkpoint/s:

When flagged at a PNP/AFP checkpoint, the driver should pull-over and communicate through the commercial armored vehicle's gun port and hand over the required documents provided under Section 5 hereof. After checking the completeness of the documents, the officer in charge of the checkpoint should return the documents and allow the safe passage of the commercial armored vehicle.

7. SANCTIONS:

Without prejudice to the filing of applicable criminal action, any PSA, CGF and GGU commercial armored vehicle provider found violating any of the above provisions shall be held liable in accordance with the provisions of RA No. 5487, as amended and its Implementing Rules and Regulations.

8. REPEALING CLAUSE:

All SOPs, circulars, memoranda and directives which are no longer applicable or those which are in conflict with this SOP are hereby rescinded.

9. EFFECTIVITY:

This SOP shall take effect fifteen (15) days from filing a copy thereof at the University of the Philippines Law Center in consonance with Sections 3 and 4, Chapter 2, Book VII of Executive Order No. 292, otherwise known as "The Revised Administrative Code of 1987."

Adopted: 25 January 2012

(SGD.) NICANOR A. BARTOLOME, CSEE
Police Director General
Chief, PNP

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