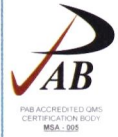




Republic of the Philippines
Department of Finance
INSURANCE COMMISSION
1071 United Nations Avenue
Manila



Legal Opinion (LO) No:	2023-07
Date:	31 January 2023

MR. JIMMY A. ROBLES

Claims Manager

MS. LILIBETH B. BAUTISTA

Vice President - Claims

Alpha Insurance & Surety Company, Inc.

Alpha Insurance Centre,

No. 1025 San Marcelino St. Ermita, Manila

alpha@alphainsurance.com.ph

SUBJECT: Request for Legal Opinion on Motor Vehicle Liability Insurance

Dear **Mr. Robles and Ms. Bautista:**

The Insurance Commission (Commission) writes in reply to your letter, requesting a legal opinion on the following questions:

- “1. Whether or not the Company is liable to damages to the insured vehicle due to rat bites.
2. Whether or not soil erosion is considered an act of nature for a particular claim with AON coverage or still covered under Own Damage. While the insured truck was parked/dumped its load, one of its tires went to a soft portion of the road, an alleged soil erosion resulting the truck to tilt and fell to the ground.
3. The tractor head and trailer [both with insurance coverage] towed by it figure in an accident that led to the trailer damage another vehicle and injuries to its occupants. Which policy would respond to the claim? With the same facts of accident, but the trailer has no insurance, will the assured has to shoulder the 50% share on the third party or bodily injury claim?”

After a thorough consideration, the Commission resolves as follows:

As to the first question. A standard motor vehicle liability insurance policy has a loss or damage section, which provides: