

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City, Metro Manila

THIRTEENTH CONGRESS
Second Regular Session

House Bill No. 4842



Introduced by **HON. IGNACIO T. ARROYO**

EXPLANATORY NOTE

The State recognizes the vital role of the youth in nation-building and shall promote and protect their physical, moral, spiritual, intellectual, and social well-being. (Section 13, Article II of the 1987 Constitution)

Section 3 (2), Article XV of the Constitution further provides "the right of children to assistance, including proper care and nutrition, and special protection from all forms of neglect, abuse, cruelty, exploitation, and other conditions prejudicial to their development"

Towards this end, this bill seeks to amend R.A. No. 7610, otherwise known as The Special Protection of Children against Child Abuse, Exploitation and Discrimination Act, to effectively implement the two principles cited under the aforementioned Constitutional provisions.

It is the fervent wish of the undersigned author to help and to minimize, if not to totally eradicate, child abuse and exploitation; hence, it is for these reasons that the immediate approval of this bill is earnestly sought.


IGNACIO T. ARROYO


**Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City, Metro Manila**

**THIRTEENTH CONGRESS
Second Regular Session**

House Bill No. 4842

Introduced by **HON. IGNACIO T. ARROYO**

AN ACT INSTITUTING A CHILDREN'S WELFARE FUND FOR THE PROTECTION AND REHABILITATION OF ABANDONED, ABUSED AND SEXUALLY EXPLOITED CHILDREN AMENDING FOR THIS PURPOSE REPUBLIC ACT NUMBERED 7610. OTHERWISE KNOWN AS THE SPECIAL PROTECTION OF CHILDREN AGAINST CHILD ABUSE, EXPLOITATION AND DISCRIMINATION ACT

Be it enacted by the Senate and House of Representatives of the Philippines in Congress assembled:

SECTION 1. It shall be the policy of the State to recognize the vital role of the youth in nation-building. Towards this end, it shall promote and protect their physical, moral, spiritual, intellectual and social well-being.

SECTION 2. There shall be incorporated after Sec. 30 of R.A. No. 7610 three new sections to read as follows:

**SEC. 31. CHILDRE'S WELFARE FUND FOR
ABANDONED, ABUSED AND SEXUALLY EXPLOITED**

CHILDREN. – IN ORDER TO EFFECTIVELY PROTECT AND REHABILITATE CHILDREN WHO ARE VICTIMS OF ALL FORMS OF ABUSE AND SEXUAL EXPLOITATION, THERE IS HEREBY ESTABLISHED A PROTECTION AND REHABILITATION FUND FOR ABUSED AND SEXUALLY EXPLOITED CHILDREN IN THE AMOUNT OF ONE HUNDRED MILLION PESOS (Php100,000,000.00) TO BE KNOWN AS CHILDREN'S WELFARE FUND, TO BE CONSTITUTED FROM THE FOLLOWING SOURCES:

- A)** FIFTY MILLION PESOS (Php50,000,000.00) FROM THE FUNDS IN THE NATIONAL TREASURY WHICH IS NOT OTHERWISE APPROPRIATED;
- B)** THIRTY MILLION PESOS (Php30,000,000.00) FROM THE PRESIDENT'S CONTINGENCY FUND;
AND
- C)** TWENTY MILLION PESOS (Php20,000,000.00) FROM THE PROCEEDS OF LOTTERY OPERATIONS OF THE PHILIPPINE CHARITY SWEEPSTAKES OFFICE (PCSO).

THEREAFTER, SUCH SUMS AS MAY BE NECESSARY TO CARRY OUT THE PROVISIONS OF

THIS ACT SHALL BE INCLUDED IN THE
SUBSEQUENT GENERAL APPROPRIATIONS ACT
WHICH SHALL IN NO CASE BE LOWER THAN THE
PREVIOUS APPROPRIATIONS.

SEC. 32. *USES OF THE FUND FOR
ABANDONED, ABUSED AND SEXUALLY EXPLOITED
CHILDREN.* – THE FUND CREATED UNDER THE
IMMEDIATELY PRECEDING SECTION SHALL BE
USED EXCLUSIVELY TO:

- A) PROVIDE PROTECTION AND ASSISTANCE TO
ABANDONED OR ABUSED OR SEXUALLY
EXPLOITED CHILDREN;
- B) ESTABLISH, OPERATE AND MAINTAIN SUCH
FACILITIES NECESSARY TO REHABILITATE SUCH
CHILDREN;
- C) PROVIDE BASIC EDUCATION;
- D) ASSIST THE STATE IN CURTAILING ALL FORMS OF
CHILD ABUSE.

SEC. 33. *MANAGEMENT OF THE FUND
UNDER THIS ACT, ANNUAL REPORT BY THE
DEPARTMENT OF SOCIAL WELFARE AND*

DEVELOPMENT (DSWD). – THE CHILDREN'S WELFARE FUND FOR ABANDONED, ABUSED AND SEXUALLY EXPLOITED CHILDREN SHALL BE UNDER THE SUPERVISION, CONTROL AND MANAGEMENT OF THE DSWD. THE DSWD SECRETARY SHALL SUBMIT TO THE PRESIDENT OF THE PHILIPPINES AND TO THE PRSIDING OFFICERS OF BOTH HOUSES OF CONGRESS, WITHIN FIFTEEN (15) DAYS FROM THE OPENING OF THE REGULAR SESSION, AN ANNUAL REPORT ON THE CHILD ABUSE AND EXPLOITATION SITUATION IN THE COUNTRY WHICH SHALL INCLUDE A DETAILED ACCOUNT OF THE PROGRAMS AND PROJECTS UNDERTAKEN, STATISTICS ON CHILD ABUSE AND SEXUAL EXPLOITATION CASES AND CRIMES RELATED THERETO, EXPENSES INCURRED PURSUANT TO THE PROVISIONS OF THIS ACT, RECOMMEND LEGISLATION, IF NEEDED, AND SUCH OTHER RELEVANT FACTS AS IT MAY DEEM PROPER TO REPORT: PROVIDED THAT, THIS REPORT SHALL BE INCORPORATED AS A SEPARATE AND DISTINCT ITEM IN THE ANNUAL STATE OF THE

NATION ADDRESS OF THE PRESIDENT BEFORE
BOTH HOUSES OF CONGRESS.

SECTION 3. If any provisions of this Act is declared unconstitutional or the application thereof to any person, circumstance or transaction is held invalid, the validity of the remaining provisions of this Act or the applicability of such provisions to other persons, circumstances or transactions shall not be affected thereby.

SECTION 4. The provisions of all other laws, decrees, orders, rules or regulations or part thereof inconsistent with this Act are hereby repealed accordingly.

SECTION 5. This Act shall take effect after fifteen (15) days following its complete publication in the Official Gazette, or in at least two (2) national newspapers of general circulation, whichever comes earlier.

Approved,