

HOUSE OF REPRESENTATIVES

House Bill No. 1706

Introduced by Representative Susan A. Yap

EXPLANATORY NOTE

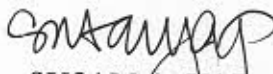
It is the policy of the State to place utmost importance to the dignity of each human being and guarantee respect for individual human rights. The State prioritizes the enactment of laws and institution of programs that will promote human dignity and protect the people from any threat of violence and exploitation.

As a signatory to the Convention on the Elimination of All Forms of Discrimination Against Women, the State undertakes, among other things, to "take all appropriate measures, including legislation, to suppress all forms of traffic in women and exploitation of prostitution of women." Studies show that there are about 100,000 to 600,000 prostitutes in the country in 1994 and there have not been notable changes in the figures notwithstanding our existing laws on prostitution.

The issue of prostitution does not concern women alone. In 1997, the number of child victims of prostitution was estimated at 75,000 by studies made by the International Labour Organization. A more recent study, reported by the Philippine Commission on Women, shows an estimate of 300,000 to 500,000 prostitutes in the country, of which about 100,000 are children.

In order to address this alarming problem of prostitution, this bill proposes a change in approach from viewing the prostitute as the source of the problem to holding the exploiters accountable for the crime. The Revised Penal Code, particularly Article 202, punishes "women who, for money, engage in sexual intercourse or lascivious conduct". This falls short of recognizing that most, if not all, prostitutes are forced to enter and stay in that way of living because of compelling reasons such as poverty and/or being victims of human trafficking. More importantly, it fails to address the criminal liability of exploiters such as recruiters, pimps, bar or brothel owners, and customers, who cause the prostitution as they create a demand for it.

This bill also proposes measures to help prostituted persons by entitling them to government services accorded to victims of violence against women, such as medical services, counseling, shelter, protection, legal services and livelihood training, among others. This will help in the restoration of the lives of the victims of prostitution and contribute to the country's development as well.


SUSAN A. YAP

Representative, 2nd District of Tarlac

HOUSE OF REPRESENTATIVES

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AN ACT

ADDRESSING THE SYSTEM OF PROSTITUTION, IMPOSING
PENALTIES ON ITS PERPETRATORS, PROVIDING PROTECTIVE
MEASURES AND SUPPORT SERVICES FOR ITS VICTIMS, AMENDING
FOR THE PURPOSE ARTICLES 202 AND 341 OF THE REVISED PENAL
CODE

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

1 SECTION 1. *Short Title.* - This Act shall be known as "The Anti-Prostitution Act of
2 2010."

3
4 SECTION 2. *Declaration of Policies.* - The State:

5
6 (A) declares its commitment to end the continuing sexual exploitation of women,
7 men, and children and all forms of gender-based violence;

8
9 (B) recognizes prostitution as a human rights violation that calls for coordinated and
10 sustained response from all agencies of government;

11
12 (C) recognizes that women and children are systematically victimized by and in the
13 system of prostitution and must, therefore, be given protection and support by the State,
14 instead of being treated as criminals; and

15
16 (D) recognizes that eliminating prostitution is essential for women and children to
17 genuinely and meaningfully participate in nation-building.

18
19 SECTION 3. *Definition of Terms.* -For purposes of this Act, the term:

20
21 (A) "Prostitution" means any act, transaction, scheme or design involving the use of
22 a person, whether woman, man or child, for sexual gratification, exploitation or pleasure of
23 another in exchange for cash, profit or other consideration, or any act that promotes or
24 facilitates the accomplishment of the said act, transaction, scheme or design, as specifically
25 defined in Section 4 of this Act.

26
27 (B) "Person exploited in prostitution" means a woman, man or child used or
28 employed for another person's sexual gratification, pleasure or exploitation and for the
29 monetary gain or profit of others, as defined in Section 4 of this Act.

30
31 (C) "Child" means any person below eighteen (18) years of age or one who is over
32 eighteen (18) but is unable to fully take care of or protect himself/herself from abuse,
33 neglect, cruelty, exploitation or discrimination because of a physical or mental disability or
34 condition.
35

1 (D) "Sexual exploitation" means the participation or engagement of a person for any
2 sexual act in exchange for cash, profit or other consideration as a result of being subjected to
3 a threat, deception, coercion, abduction, force, abuse of authority, debt bondage, fraud or
4 through abuse of his/her vulnerability.

5
6 (E) "Sexual Act" means sexual intercourse, including genital-to-genital, oral-to-
7 genital, anal-to-genital, or oral-to-anal intercourse or contact, bestiality, masturbation, sadistic
8 or masochistic abuse, exhibition of the genitals or public area of any person, and other acts
9 presumed to obtain sexual gratification for the buyer whether the same is made between
10 persons of the same or opposite sex.

11
12 (F) "Establishment" means any business, enterprise or establishment, including, but
13 not limited to, sauna, bath, massage parlor, discotheque, bar, restaurant, resort, lodging
14 house, motel, hotel, theater, ship, vessel, cab or taxi, or any other vehicle, or any dwelling
15 house, structure or building serving as a cover or venue for prostitution, or any group
16 association or organization that engages in prostitution activities as defined in Section 4 of
17 this Act.

18
19 SECTION 4. *Punishable Acts.* -Prostitution is a crime committed by:

20
21 (A) Any person who gives or delivers money or any other consideration in exchange
22 for the actual performance or mere demonstration of a sexual act as defined in Section 3(E)
23 of this Act by a person exploited in prostitution, regardless of whether the person giving or
24 delivering money or any other consideration is the recipient of such a sexual act;

25
26 (B) Any person who is the recipient of a sexual act as defined in Section 3(C) of this
27 Act, whether such a recipient has given or delivered money or any other consideration for
28 the procurement of a person exploited in prostitution: Provided, however, that for purposes
29 of this Section, being a recipient shall include person or persons or a crowd with whom a
30 person exploited in prostitution has actually performed or merely demonstrated such a
31 sexual act;

32
33 (C) Any person who induces, persuades, entices, compels, kidnaps, recruits or in any
34 manner procures a person for the purpose of exploiting the person in prostitution;

35
36 (D) Any person who recruits another person purportedly for lawful employment but
37 actually for the purpose of exploiting the person in prostitution;

38
39 (E) Any person who induces, persuades, entices, compels, kidnaps, recruits or in any
40 manner procures or causes a person to work in an establishment knowing that the same is
41 involved in prostitution activities or when he/she has reasonable cause to believe that such
42 establishment is involved in the said activities;

43
44 (F) Any person who transports a person or persons from one place to another for
45 the purpose of exploiting the person or persons in prostitution;

46
47 (G) Any person who transports a person or persons from one place to another for
48 the purpose of exploiting the person or persons in prostitution;

49
50 (H) Any person who advertises, organizes, arranges, manages, promotes or
51 facilitates, in a manner or under any pretext, the commission of any of the acts prohibited
52 under this Section;

53
54 (I) Any person who uses information technology such as cyberspace, satellite,
55 television, film, radio, print or any form of media to promote any of the prohibited acts
56 defined in this Section;

57

(J) Any person who derives profit or advantage from any of the prohibited acts defined in this Section as owner, operator, manager, head, director, officer, or agent of the establishment where any prostitution activity defined in this Section takes place, or of the establishment serving as a cover or venue for any such prostitution activity, or aiding another establishment or person involved in any prostitution activity;

(K) Any person who leases, subleases, or in any manner allows the use of any dwelling, house, structure, building, land or any other property knowing that the lessee/sublessee intends to use or uses it for prostitution activities as defined in this Section. For the purpose of this paragraph, the owner of the dwelling, house structure, building, land or any other property used for prostitution and his/her agent shall be presumed to have knowledge that the place is being used or intended to be used for prostitution unless he/she disproves it.

(L) Any member of the military or police establishment, or any government official or employee, or any person in authority who commits, causes, or promotes, facilitates, allows, or tolerates the commission of any of the acts defined in this Section, or who, in any manner, provides protection to the perpetrators of the said acts;

For purposes of this Section, it is understood that the prohibited acts of prostitution may be committed in any establishment as defined in Section 3(F) above or in any other place not otherwise mentioned in Section 3(F).

SECTION 5. *Attempt to Commit Child Prostitution.* - An attempt to commit child prostitution is committed by:

(A) Any person who, not being a grandparent, parent, guardian or blood relative of a child, is found alone with the said child inside a room or cubicle of a house, inn, hotel, motel, pension house, apartelle, or any similar establishment, vessel, vehicle or any hidden or secluded area, or under circumstances that would lead a reasonable person to believe that the child is about to be prostituted;

(B) Any establishment providing entertainment or relaxation to the public including, but not limited to, sauna, bath parlor, massage parlor, discotheque, bar, videoke or sing-along establishment, resort, lodging house, motel and hotel, which employs a child; or

(C) Any person receiving services from a child in a sauna parlor or bath, massage clinic, health club and any other similar establishment.

SECTION 6. *Persons Liable.* The acts defined in Section 4 of this Act may be committed by any natural or juridical person, establishment, association club movement, cult religious group or organization. For the purpose of Section 4, the terms "person" when used to refer to the offender, shall be interpreted to include the aforesaid persons or entities whenever applicable.

SECTION 7. *Person Exploited in Prostituted as Victims.* - Any woman, man or child used or employed for another person's sexual gratification, pleasure or exploitation and for the monetary gain or profit of others, as defined in Section 4 of this Act, shall be treated as victims of prostitution. As such, they shall not incur any criminal liability under this Act, except to the extent referred to under Section 8(G) hereof.

In addition, the consent of the person exploited in prostitution to the commission of any of the acts defined in Section 4 of this Act shall not in any way exempt the offender from, or mitigate his/her criminal liability.

SECTION 8. *Penalties and Sanctions.* -

1 (A) Any person found guilty of the acts defined in Section 4(a) and (b) shall be penalized as
2 follows:

3
4 First offense - Six (6) months of mandatory human rights education on the plight of
5 the victims of prostitution and a fine of Fifty Thousand Pesos (P50,000.00);

6
7 Second and subsequent offenses -Imprisonment of one (1) year and a fine of One
8 Hundred Thousand Pesos (P100,000.00).

9
10 However, when the person exploited in prostitution referred to in Section 4(A) and
11 (B) is a child, the penalty shall be as follows:

12
13 First offense - Imprisonment of one (1) year and a fine of One Hundred Thousand
14 Pesos (P100,000.00);

15
16 Second and subsequent offenses -Imprisonment of two (2) years and a fine of Two
17 Hundred Thousand Pesos (P200,000.00)

18
19 (B) Any person found guilty of the acts defined in Section 4(C), (D), (E), (F) and (G) shall
20 suffer the penalty of imprisonment of twenty (20) years and a fine of not less than One
21 Million Pesos (P1,000,000.00) but not more than Two Million Pesos (P2,000,000.00);
22 Provided, however, that when the person exploited in prostitution under Section 4(C), (D),
23 (E), (F) and (G) is a child, the penalty shall be life imprisonment and a fine of not less than
24 Two Million Pesos (P2,000,000.00) but not more than Five Million Pesos (P5,000,000.00);

25
26 (C) Any persons found guilty of the acts defined in Section 4(H), (I), (J), and (K) shall suffer
27 the penalty of imprisonment of fifteen (15) years and a fine of not less than Five Hundred
28 Thousand Pesos (P500,000.00) but not more than One Million Pesos (P1,000,000.00);

29
30 (D) Any person found guilty of the acts defined in Section 4(I) shall suffer the penalty of life
31 imprisonment and a fine of not less than Two Million Pesos (P2,000,000.00) but not more
32 than Five Million Pesos (P5,000,000.00). In addition, the offender shall be perpetually
33 disqualified from holding any appointive position or from running for any elective position
34 in government;

35
36 (E) When the offender is the legal or common-law spouse, ascendant, parent, guardian, step-
37 parent, collateral relative within the fourth degree of consanguinity or affinity or one who
38 exercises parental authority or moral ascendancy over the person exploited in prostitution,
39 he/she shall suffer the penalty of life imprisonment and a fine of not less than Two Million
40 Pesos (P2,000,000.00) but not more than Five Million Pesos (P5,000,000.00). This penalty
41 shall also apply to any offender who is the legal spouse or common-law spouse of any of the
42 persons aforementioned;

43
44 (F) When the offender is any establishment as defined in this Act, the penalty shall be
45 imposed upon the owner and operator or manager, or the directors and officers, or the
46 responsible officers or agents of the establishment, corporation, partnership or association
47 found to be engaged in any of the acts defined in Section 4 of this Act.

48
49 In addition, the establishment, corporation, partnership or association shall be
50 immediately closed and its registration and/or license to operate shall be revoked. A sign
51 with the words "off limits" shall be conspicuously displayed outside the establishment by the
52 Department of Social Welfare and Development for such period as the Department may
53 determine, which shall not be less than one (1) year. The unauthorized removal of such sign
54 shall be punishable by imprisonment of six months.

55
56 (G) When the offender is a person who is also exploited in prostitution or had been
57 exploited in prostitution, he/she shall be penalized as follows:
58

1 First offense - The offender shall undergo three (3) months of mandatory counseling
2 and rehabilitation program with the Department of Social Welfare and Development;

3
4 Second offense - Imprisonment of one (1) month and mandatory counseling and
5 rehabilitation program with the DSWD;

6
7 Third offense - Imprisonment of one (1) month and mandatory counseling and
8 rehabilitation program with the DSWD for six (6) months;

9
10 Fourth and subsequent offense - Imprisonment of one (1) year and mandatory
11 counseling and rehabilitation program with the DSWD from six (6) months to one (1) year.

12
13 Notwithstanding the criminal liability imposed upon the offender under this
14 provision, such liability shall not operate to divest him/her of the rights, benefits and
15 protection accorded to persons exploited in prostitution under this Act.

16
17 (H) When the offender is a foreigner, he/she shall be deported immediately after service of
18 sentence and permanently barred from entry into the country;

19
20 (I) Any person found guilty of an attempt to commit child prostitution shall suffer the
21 penalty of imprisonment of four (4) years, without prejudice to the filing of other criminal
22 charges under other applicable laws;

23
24 Except to the extent referred to in Section 8(G) above, any person found guilty of
25 any prohibited act under Section 4 shall, in addition to the penalty of imprisonment and fine,
26 undergo a rehabilitation program with the DSWD for a period of not less than three (3)
27 months but no longer than one (1) year, provided, that only first-time offenders shall
28 undergo such rehabilitation program. The DSWD shall submit to the court a report on the
29 rehabilitation of the offender,

30
31 SECTION 9. *Civil Liability for Prostitution.* - Persons exploited in prostitution may file
32 independent civil cases for damages against the persons, natural or juridical, responsible for
33 their exploitation,

34
35 Provinces, cities and municipalities shall be liable for damages, in addition to any
36 other criminal or administrative liability under existing laws, to persons exploited in
37 prostitution when it is proven that the responsible authorities had knowledge or were
38 informed of the activities constituting prostitution, the responsible authorities shall be
39 deemed to have knowledge of the production activities when the same are common
40 knowledge in the community.

41
42 SECTION 10. *Prosecution under this Act or R.A. No. 9208.* - Acts or omissions covered
43 and penalized under this Act may be prosecuted under this Act or under Republic Act No.
44 9208 or the Anti-Trafficking in Persons Act whenever the latter is applicable: Provided,
45 however, that the institution of a criminal complaint under this Act, arising from the same
46 act, transaction, design or scheme, shall be a bar to the institution of another criminal
47 complaint under R.A. No. 9208, or vice versa.

48
49 SECTION 11. *Prosecution of Cases.* - Any person who has personal knowledge of the
50 commission of any offenses under this Act, or the person exploited in prostitution, the
51 parents, spouse, siblings, children or legal guardian, or the law enforcement agencies, or the
52 Task Force created under this Act may file a complaint for prostitution.

53
54 SECTION 12. *Venue.* - A criminal action arising from a violation of this Act shall be
55 filed where the offense was committed, or where any of its elements occurred, or where the
56 person exploited in prostitution actually resides as the time of the commission of the
57 offense; Provided, That the court where the criminal action is first filed shall acquire
58 jurisdiction to the exclusion of other courts.

1
2 SECTION 13. *Prescriptive Period.* - Cases under this Act shall prescribe in ten (10)
3 years. The prescriptive period shall commence to run from the day on which the person
4 exploited in prostitution is delivered or released from the situation of exploitation and shall
5 be interrupted by the filing of the complaint or information and shall commence to run
6 again when such proceedings terminate without the accused being convicted or acquitted or
7 are unjustifiably stopped for any reason not imputable to the accused.

8
9 SECTION 14. *Applicability of Republic Act No. 7309 and Republic Act No. 6981.* -
10 Persons exploited in prostitution shall be covered by the Witness Protection, Security and
11 Benefit Act (R.A. No. 6981). They may also file claims with the Board of Claims created
12 under Republic Act No. 7309. For the purpose of the application of Republic Act No. 7309,
13 persons exploited in prostitution shall be deemed victims of violent crimes under Section 3,
14 paragraph (d) hereof.

15
16 SECTION 15. *Human Rights of Persons Exploited in Prostitution.* - Persons exploited in
17 prostitution have human rights that must be respected, protected and promoted by all
18 branches, agencies and instrumentalities of the government in law enforcement drives,
19 criminal prosecution, civil suits, service provision, and program development and
20 implementation. These rights include, but are not limited to:

- 21
22 (A) The right to be treated as human beings;
23 (B) The right to dignity and security of person;
24 (C) The right against any form of discrimination;
25 (D) The right to equal protection of the law;
26 (E) The right to be protected from abuse and exploitation;
27 (F) The right to seek redress for violations of their rights and to have their complaints
28 appropriately addressed;
29 (G) The right to fair and humane treatment;
30 (H) The right to sensitive and appropriate legal, health, and other social services;
31 (I) The right to organize themselves and fight for their legitimate concerns; and
32 (J) The right to be consulted on any governmental initiative affecting them.

33
34 Persons exploited in prostitution shall not be detained on the occasion of, or by
35 reason of a raid, or in the name of law enforcement. There shall be at least one social worker
36 or one representative from a non-governmental organization known to be working with
37 women exploited in prostitution present during raids.

38
39 During raids of establishment, and at any stage of the investigation, prosecution and
40 trial of complaints for violation of this Act, law enforcers, prosecutors and judges shall not
41 disclose to the public the name, personal circumstances and other information that will
42 establish the identity of the person exploited in prostitution, unless the latter consents
43 thereto in writing.

44
45 It shall also be the duty of the law enforcers to ensure that persons exploited in
46 prostitution are not exposed to the media on the occasion of a raid. Law enforcers who
47 allow or facilitate the exposure to the media of persons exploited in prostitution shall suffer
48 the penalty of six (6) months imprisonment, without prejudice to the filing of other criminal,
49 civil and administrative charges under applicable laws.

50
51 It shall be the responsibility of any journalist, reporter, editor, publisher or producer
52 or print and broadcast media to protect the identity and privacy of persons exploited in
53 prostitution, most particularly on the occasion of a raid or rescue operation. Any journalist,
54 reporter, editor, publisher or producer of print and broadcast media who exposes to the
55 public the identity of any person exploited in prostitution without her or his consent thereto
56 in writing, or causes the publication of any picture or video that violates the dignity and
57 other human rights of the person exploited in prostitution, shall suffer the penalty of one (1)
58 year imprisonment. In addition, the owner or publisher of the print or broadcast media

1 found guilty of the violation shall pay a fine of Five Hundred Thousand Pesos (P500,000.00)
2 This shall be without prejudice to the right of persons exploited in prostitution to file a civil
3 action for damages for the violation of their human rights or for any injury caused them by
4 the publication.
5

6 SECTION 16. *Entrapment Prohibited.* - Law enforcers shall not use entrapment as a
7 method in law enforcement activities when the same will involve the sexual exploitation of
8 persons as defined in Section 3(B) of this Act. A law enforcement officer who resorts to this
9 method shall suffer the penalty of eight (8) years imprisonment.
10

11 SECTION 17. *Requirements for Hotels, Motels and Lodging Houses.* - Notwithstanding
12 any legislation, ordinance or rule to the contrary, every hotel, motel or lodging area shall:
13

14 (A) Maintain a reception and registration area for guests and patrons that is readily
15 within the public view;

16 (B) Maintain open garages, or those that do not have doors or any closing
17 mechanism;

18 (C) Maintain good lighting in all its entrances, exits, driveways and garages.
19

20 No hotel, motel or lodging house shall be allowed to operate in any part of the
21 Philippines without complying with the preceding requirements.
22

23 For the purpose of this Section, hotels, motels, and lodging houses already operating
24 shall have six (6) months from the effectivity of this Act to comply with this provision.
25 Failure of any hotel, motel and lodging house to comply with this Section shall result in the
26 cancellation of their license or permit to operate.
27

28 SECTION 18. *Responsibilities of Government Agencies in Anti-prostitution Efforts.* - Local
29 government units shall exercise their powers to curb prostitution within their respective
30 jurisdictions. It shall be unlawful for any local government unit to issue licenses or permits
31 for the operation of any establishment that is used or intended to be used for any
32 prostitution activity. Any such license or permit already issued prior to the effectivity of this
33 Act shall be deemed automatically revoked or cancelled and shall not be renewed.
34

35 Their responsibility shall include conducting public information campaign against
36 prostitution, carrying out rescue operations and ensuring the safety or security of victims of
37 prostitution.
38

39 Local government units may employ elements of the National Bureau of
40 Investigation (NBI) or the Philippine National Police (PNP) as provided for under Republic
41 Act No. 6975, as amended by Republic Act No. 8551.
42

43 The national government shall ensure that local government units conscientiously
44 engage in anti-prostitution activities, provide support for the same, and intervene when
45 necessary.
46

47 The NBI and the PNP shall continuously conduct surveillance and monitor
48 establishments to prevent prostitution. They shall promptly investigate any establishment
49 suspected to be engaged in activities constituting prostitution under Section 4 of this Act and
50 shall take appropriate measures, in coordination with the local government unit concerned
51 and other relevant government agencies, for the speedy prosecution of the offenders.
52

53 The Department of Tourism (DOT) shall undertake corrective and enforcement
54 measures to stop activities in tourism constituting, promoting or facilitating prostitution in
55 consultation and coordination with government agencies and non-governmental
56 organizations (NGOs) working for the elimination of prostitution.
57

1 SECTION 19. *Social Services and Programs.* - There shall be a National Anti-
2 Prostitution Task Force composed of the following:

- 3 (A) Department of Social Welfare and Development (DSWD) as lead agency;
4 (B) National Commission on the Role of Filipino Women (NCRFW);
5 (C) Department of Labor and Employment (DOLE);
6 (D) Technical Education and Skills Development Authority (TESDA);
7 (E) Department of Health (DOH);
8 (F) Department of Interior and Local Government (DILG);
9 (G) Department of Justice (DOJ);
10 (H) National Bureau of Investigation (NBI);
11 (I) Philippine National Police (PNP);
12 (J) Three (3) non-government organizations (NGOs) to be selected by NGOs
13 providing support services to victims of prostitution; and
14 (K) Three (3) representatives of persons exploited in prostitution.

15
16 The National Anti-Prostitution Task Force shall perform the following functions:

- 17
18 (1) Develop a program addressing prostitution and the needs of persons exploited
19 prostitution and those vulnerable to be exploited in prostitution. The program shall include
20 public information and education campaign against prostitution, crisis intervention service,
21 education assistance, socio-economic assistance such as sustainable livelihood skills training
22 and financial support for scale businesses, and integration and complete after-care programs
23 for persons exploited in prostitution, among others;
24
25 (2) Identify and, if necessary, create centers in strategic places all over the Philippines that
26 will provide health services, including counseling and therapy, temporary shelter and other
27 crisis intervention services to persons exploited in prostitution. The rape crisis centers
28 established under Republic Act No. 8505 and the hospital-based prosecution units for
29 women and children may also serve as centers servicing persons exploited in prostitution.
30 Each center shall establish a network of health care and other service providers to address
31 the needs of persons exploited in prostitution;
32
33 (3) Ensure that units are created or identified within relevant government agencies,
34 particularly those composing the Task Force, that shall focus on addressing prostitution and
35 the needs of persons exploited in prostitution. This shall include units within the National
36 Prosecution Service Offices in local government units that shall specifically focus on the
37 prosecution of offenders under this Act;
38
39 (4) Ensure that relevant government agencies work in close coordination with each other in
40 addressing prostitution and the needs of persons exploited in prostitution.
41
42 (5) Develop and implement a training program for law enforcers, public prosecutors, judges,
43 government lawyers, government health care providers, social workers and barangay officials
44 that aims to increase their understanding of prostitution as a system, and equip them with
45 the perspective and skills to appropriately address the needs of persons exploited in
46 prostitution, respect, protect and promote their human rights, and pursue the prosecution of
47 offenders;
48
49 (6) Ensure that local counterparts of the Task Force are created in every municipality, city
50 and provinces;
51
52 (7) Undertake the lead the prosecution of any violation of this Act; and
53
54 (8) Promulgate, when necessary, rules and regulations for the effective implementation and
55 enforcement of this Act.
56

1 SECTION 20. *Appropriations.* - The amount necessary to carry out the provisions of
2 this Act is hereby authorized to be appropriated in the General Appropriations Act of the
3 year following the enactment of this law and every year thereafter.
4

5 All local government units are likewise mandated to allot not less than five percent
6 (5%) of their gender and development (GAD) budget and not less than five percent (5%) of
7 the local development fund of local government units (LGUs) for programs, project and
8 activities aimed to control prostitution activities within their jurisdiction, including the
9 development and conduct of deterrent information campaigns directed to potential and
10 actual buyers of prostitution sex.
11

12 SECTION 21. *Separability Clause.* - If any provision of this Act is declared invalid or
13 unconstitutional, the remaining provisions shall not affected thereby shall continue in full
14 force.
15

16 SECTION 22. *Suppletory Application.* - The provisions of Republic Act No. 9280 or
17 the Anti-Trafficking in Persons Act shall have suppletory application to this Act.
18

19 SECTION 23. *Repealing Clause.* - Article 202 and 341 of the Revised Penal Code are
20 hereby amended. Articles 111, Section 5 and 6 of Republic Act No. 7610 and all other laws,
21 decrees, ordinances and rules inconsistent with the provisions of this Act are hereby
22 modified or repealed accordingly.
23

24 SECTION 24. *Effectivity Clause.* - This Act shall take effect upon completion of its
25 publication in at least two (2) national newspapers of general circulation.
26

27 Approved,