

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

FIFTEENTH CONGRESS
First Regular Session

House Bill No. 4033

Introduced by Honorable **JOSEPHINE VERONIQUE R. LACSON - NOEL**

EXPLANATORY NOTE

This bill seeks to amend Republic Act No. 6539, as amended, otherwise known as "The Anti-Carnapping Act of 1972," by imposing *reclusion perpetua* as a penalty for the crime of carnapping, which will result in the eradication of bail bonds among violators.

Carnapping has become one of the most dangerous and life-threatening crimes in the Philippines. Despite the efforts of law enforcement to exterminate this crime, the incidence of carnapping continues to plague the country. Further, the existence of bail bonds for the crime of carnapping also contributes to the challenge for law enforcement. If alleged criminals can simply post bail for such a heinous crime before being sufficiently investigated, then law offenders can continue to roam the streets and case proceedings can become delayed.

This bill aims not only to solve the rampant theft of motor vehicles but to also answer the need for a more effective and efficient system of penalizing and preventing this crime.

Thus, the immediate passage of this bill is earnestly sought.


JOSEPHINE VERONIQUE R. LACSON - NOEL

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AN ACT
AMENDING SECTION 13 AND 14 OF REPUBLIC ACT NO. 6539, AS
AMENDED, OTHERWISE KNOWN AS "THE ANTI-CARNAPPING ACT OF
1972," BY INCREASING THE PENALTIES THEREOF

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

SECTION 1. Section 13 of Republic Act No. 6539, as amended, otherwise known as "The Anti-Carnapping Act of 1972," is hereby further amended to read as follows:

"Section 13. **Penal Provisions.** Any person who violates any provisions of this Act shall be punished with imprisonment for not less than [two] **SIX (6)** years [nor] **AND ONE (1) DAY BUT NOT** more than [six] **TWELVE (12)** years and a fine [equal] **DOUBLE** in amount to the acquisition cost of the motor vehicle, motor vehicle engine or any other part involved in the violation: *Provided,* That if the person violating any provision of this Act is a juridical person, the penalty herein provided shall be imposed on its president or secretary and/or members of the board of directors or any of its officers and employees who may have directly participated in the violation.

Any government official or employee who directly commits the unlawful acts defined in this Act or is guilty of gross negligence of duty or connives with or permits the commission of any of the said unlawful act shall, in addition to the penalty prescribed in the preceding paragraph, be dismissed from the service with prejudice to his reinstatement and with disqualification from voting or being voted for in any election and from appointment to any public office."

SECTION 2. Section 14 of the same Act, as amended, is hereby further amended to read as follows:

“Section 14. ***Penalty for Carnapping.*** Any person who is found guilty of carnapping, as this term is defined in Section two of this Act, shall, irrespective of the value of motor vehicle taken, be punished by imprisonment for not less than [fourteen years and eight months] **TWENTY YEARS AND FOUR MONTHS** and not more than [seventeen] **FORTY (40)** years and four months, when the carnapping is committed without violence or intimidation of persons, or force upon things; and by imprisonment for not less than [seventeen] **TWENTY-THREE (23)** years, and [four months] **ONE DAY** and not more than [thirty] **FORTY-THREE (43)** years, when the carnapping is committed by means of violence against or intimidation of any person, or force upon things; and the penalty of life imprisonment [to death] shall be imposed when the owner, driver or occupant of the carnapped motor vehicle is killed in the commission of the carnapping.

ANY PERSON CHARGED WITH CARNAPPING AS PENALIZED HEREROF SHALL BE DENIED BAIL WHEN EVIDENCE OF GUILT IS STRONG.”

SECTION 3. Any laws, executive orders, presidential decrees, ordinances, rules and regulations or parts thereof which are inconsistent with any of the provisions of this Act are hereby repealed or modified accordingly.

SECTION 4. This Act shall take effect fifteen (15) days after its publication in the *Official Gazette*.

Approved,