

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

FIFTEENTH CONGRESS
First Regular Session

HOUSE BILL NO. 4064

Introduced by Rep. Winston "Winnie" Castelo

EXPLANATORY NOTE

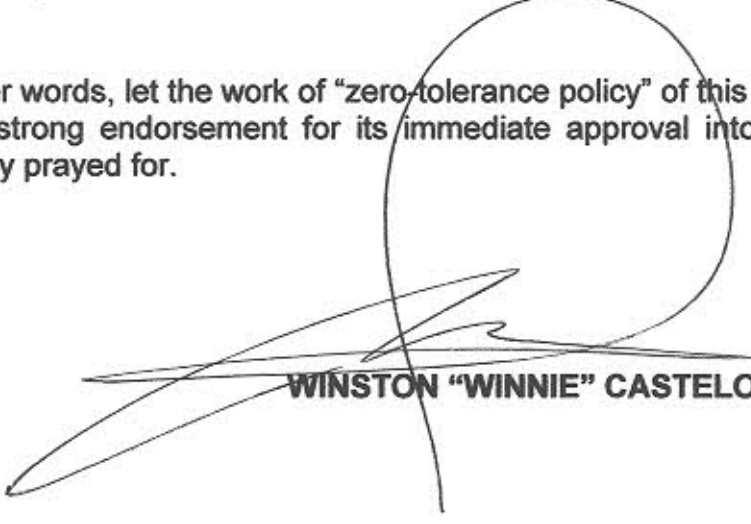
There are writings on the wall, matter-of-factly.

Everyone is batting for heavier punishment for carjacking or carnapping, first from the victims but even more so with potential victims, meaning, the general populace of peace and freedom loving people.

The upsurge of carjacking cases in recent weeks create the 'shark-attack-effects' in our political beach that it seems, everyone is now afraid to swim, in a manner of speaking. But since our is a democracy, people just have to lead normal lives and in fact, enjoy Constitutionally-guaranteed rights to property and to life to the fullest without the spectre of harm, injury or death.

Thus, carjacking as a crime must now carry much longer and heavier punishment than what Republic Act No. 6539 so stipulates. Under the proposal that simply counterparts the same and similar measure filed by Senator Francis 'Chiz' Escudero, this bills further seeks to make the crime as non-bailable offense.

In other words, let the work of "zero-tolerance policy" of this genre of crime begin. The strong endorsement for its immediate approval into law is hence most earnestly prayed for.



WINSTON "WINNIE" CASTELO

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AN ACT
INCREASING THE PENALTY FOR THE CRIME OF
CARNAPPING AMENDING FOR THAT PURPOSE SECTION 14 OF
REPUBLIC ACT NO. 6539

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

SECTION 1. Section 14 of Republic Act No. 6539 is hereby 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 **TWENTY YEARS AND ONE DAY** {fourteen years and eight months} and not more than **THIRTY YEARS** {seventeen 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 **THIRTY YEARS AND ONE DAY** {seventeen years and four months} and not more than **FORTY YEARS** {thirty 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
HEREOF SHALL BE DENIED BAIL WHEN EVIDENCE OF GUILT IS
STRONG"**

SECTION 2. All laws, presidential decrees, executive orders, proclamations and/or administrative regulations which are inconsistent with the provisions of this Act are hereby amended, modified, superseded or repealed accordingly.

SEC 3 Effectivity Clause. *This Act shall take effect fifteen (15) days from its publication in the Official Gazette or at least three (3) newspapers of national circulation.*

Approved,