

REPUBLIC OF THE PHILIPPINES
HOUSE OF REPRESENTATIVES
Quezon City, Metro Manila

FIFTEENTH CONGRESS
First Regular Session

House Bill No. 4142

Introduced by REP. CESAR V. SARMIENTO

EXPLANATORY NOTE

Carnapping has been proliferating in our streets. Recent series of carnapping incidents in the metropolis have gained wide media coverage the past days making it a controversial topic affecting public security that needs urgent public attention.

Despite efforts to deter the increase of carnapping incidents, the commission of the crime has increased due to innovations that syndicated carnapping groups adapt. To date, carnappers remain scot-free because they can easily bail themselves out of the situation.

Originally, the Anti-Carnapping Act of 1972 considers carnapping a heinous crime, when in the course of carnapping or by reason thereof, someone is killed or raped. However, due to the suspension of the death penalty, *reclusion perpetua* became the highest imposable penalty for the crime.

Efforts are being pursued both in the House of Representatives and in the Senate to increase the imposable penalty for the crime or to make it a non-bailable offense under certain circumstances. Even the President himself supports this undertaking.

It is in the light of this urgent public clamor for a safer nation that the passage of this bill is highly called for.



CESAR V. SARMIENTO

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AN ACT MAKING THE CRIME OF CARNAPPING, UNDER CERTAIN CIRCUMSTANCES, A NON-BAILABLE OFFENSE, AMENDING FOR THE PURPOSE REPUBLIC ACT NO. 6539 AS AMENDED ALSO KNOWN AS THE ANTI-CARNAPPING ACT OF 1972

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

SECTION 1. Section 14 of Republic Act No. 6539 as amended also known as the Anti-Carnapping Act of 1972 is hereby amended as follows:

"SEC. 14. Penalty for Carnapping.— xxx xxx xxx

THE PROVISION OF THE LAW TO THE CONTRARY NOTWITHSTANDING, NO BAIL SHALL BE RECOMMENDED WHEN THE CARNAPPING IS COMMITTED BY A SYNDICATE OR BY MEANS OF VIOLENCE OR INTIMIDATION OF ANY PERSON, OR FORCE UPON THINGS, OR WHEN THE OWNER, DRIVER OR OCCUPANT OF THE CARNAPPED MOTOR VEHICLE IS KILLED OR RAPED IN THE COURSE OF THE COMMISSION OF THE CARNAPPING OR ON THE OCCASION THEREOF.

THE CRIME IS SAID TO HAVE BEEN COMMITTED BY A SYNDICATE WHEN THREE OR MORE PEOPLE TOOK PART IN ITS COMMISSION."

SEC 2. This Act shall take effect fifteen (15) days after its publication in at least two (2) newspapers of national circulation.

Approved,

Congress of the
Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

30 January 2013

MEMORANDUM

FOR : HON. FELICIANO BELMONTE, JR.
Speaker, House of Representatives

THRU : ATTY. ARLENE C. DADA-ARNALDO
Deputy Secretary General for Committee Affairs

SUBJECT : SPOT REPORT ON THE MEETING OF THE COMMITTEE ON REVISION OF LAWS
HELD 30 JANUARY 2013 1:30 P.M. AT CONFERENCE ROOM 5, MITRA BLDG.,
HOUSE OF REPRESENTATIVES

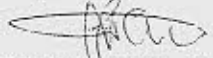
A. Approved the substitute bills on the following:

- I. HB Nos. 131, 241, 656, 3031 and 4213 Establishing The National Identification System;
- II. HB Nos. 1400, 3996, 4003, 4033, 4043, 4057, 4064, 4090, 4142, 4294, 5263, 5664 AND 5931 on Increasing The Penalties For Carnapping;
- III. HB Nos. 3369, 5849, 6089, 6094 AND 6605 Amending Ra No. 8485 Otherwise Known As The Animal Welfare Act; and
- IV. House Bill No. 376, Entitled: An Act Declaring January Twenty-Two Of Every Year As A Special Working Holiday to be Known as National Farmer's Day.

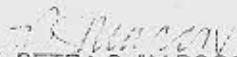
B. The following bills declaring working holidays were deferred consideration in the absence of its authors or sponsors:

- I. House Joint Resolution No. 38, Entitled: Joint Resolution Declaring February 11, 2013 To February 10, 2014 As The Centennial Year Of National Artist For Music, Maestro Lucio D. San Pedro;
- II. House Joint Resolution No. 39, Entitled: Joint Resolution Declaring September 12, 2013 To September 11, 2014 As The Centennial Year Of National Artist For Film, Gerardo De Leon;
- III. House Bill No. 1631, Entitled: An Act Declaring July 7 Of Every Year A Special Working Holiday To Commemorate The Founding Of The Katipunan;
- IV. House Bill No. 3669, Entitled: An Act Declaring December 17 Of Every Year As "Araw Ng Mga Bayaning Pilipinong Atleta", A Special Working Holiday;
- V. House Bill No. 5259, Entitled: An Act Declaring August 1 Of Each Year As A Special Working Holiday In Commemoration Of Pres. Corazon C. Aquino's Great Leadership In Restoring Democracy In The Country.

Prepared by:


ROMUALDO T. STA. CLARA
SLSO II

Noted by:


ATTY. PETRA S. MARCOS
Service Director
Legal/Political II, CAD

cc The Deputy Speaker, The Chairperson, Committee on Rules, The Secretary General
The Executive Director, CAD, The Deputy Executive Director, CAD, The Service Director, CASS