

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

Fifteenth Congress
Second Regular Session



COMMITTEE REPORT NO. 1512

Submitted by the Committee on Agriculture and Food on 17 NOV 2011

Re: House Bill No. 5490

Recommending its approval in substitution to House Bill Nos. 687, 3595, 3970, 4291, 4624 and 5323

Sponsors: Representatives Mark Llandro L. Mendoza and Agapito H. Guanlao

Mr. Speaker:

The Committee on Agriculture and Food to which was referred:

House Bill No. 687, entitled: AN ACT AMENDING REPUBLIC ACT NO. 9296, OTHERWISE KNOWN AS 'THE MEAT INSPECTION CODE OF THE PHILIPPINES', PRESCRIBING PENALTIES OF IMPRISONMENT AND FINES FOR VIOLATIONS THEREOF AND AMENDING CHAPTER XIV THEREOF FOR THE PURPOSE, introduced by Representative Nicanor M. Briones;

House Bill No. 3595, entitled: AN ACT PROVIDING STIFFER PENALTIES FOR THE SLAUGHTERING, PROCESSING, TRANSPORTATION, DISTRIBUTION, IMPORTATION, SALE AND DISPOSITION OF MEAT PRODUCTS OF DISEASED FOOD ANIMALS OR WHICH HAVE DIED OTHER THAN SLAUGHTER, introduced by Representative Romeo M. Acop;

House Bill No. 3970, entitled: AN ACT PROVIDING FOR THE REGULAR PHYTO-SANITARY LABORATORY TESTING AND EXAMINATION ON ALL IMPORTED MEAT AND POULTRY PRODUCTS AMENDING FOR THIS PURPOSE REPUBLIC ACT 9296 OR THE NATIONAL MEAT INSPECTION CODE OF THE PHILIPPINES, AND FOR OTHER RELEVANT PURPOSES, introduced by Representative Agapito H. Guanlao;

House Bill No. 4291, entitled: AN ACT AMENDING REPUBLIC ACT NO. 7394, OTHERWISE KNOWN AS 'CONSUMER ACT OF THE PHILIPPINES' BY IMPOSING STIFFER PENALTIES FOR ANY PERSON, NATURAL OR JURIDICAL, WHO OFFERS TO SELL OR DISTRIBUTE, IN WHOLE OR IN PART, ADULTERATED MEAT PRODUCT/S OF A DISEASED ANIMAL OR AN ANIMAL WHICH HAS DIED OTHER THAN BY SLAUGHTER, OTHERWISE TERMED AS 'DOUBLE DEAD MEAT', AND FOR OTHER PURPOSES, introduced by Representative Diosdado Macapagal Arroyo and Gloria Macapagal Arroyo;

House Bill No. 4624, entitled: AN ACT AMENDING REPUBLIC ACT NO. 9296, OTHERWISE KNOWN AS THE MEAT INSPECTION CODE OF THE PHILIPPINES AND FOR OTHER PURPOSES, introduced by Representative Mark Llandro L. Mendoza; and

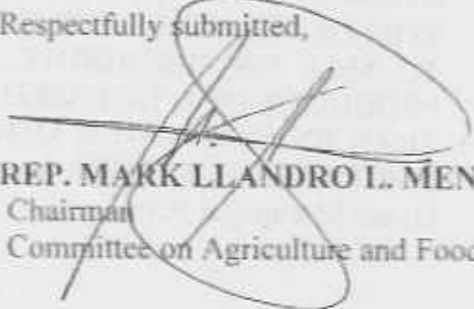
House Bill No. 5323, entitled: AN ACT DECLARING THE IMPORTATION, SELLING AND DISTRIBUTION OF "BOTCHA" OR MEAT WITH FOOD AND MOUTH DISEASE (FMD) VIRUS OR ANY ILL-QUARANTINED MEAT OR MEAT PRODUCTS AS A CRIMINAL OFFENSE AMENDING FOR THIS PURPOSE REPUBLIC ACT NO. 9296 OTHERWISE KNOWN AS "THE MEAT INSPECTION CODE OF THE PHILIPPINES" AND FOR OTHER PURPOSES, introduced by Representative Bernadette Herrera-Dy

has considered the same and has the honor to recommend to the House that the attached House Bill No. 5490, entitled:

AN ACT PROVIDING STIFFER PENALTIES FOR ACTS IN VIOLATION OF THE MEAT INSPECTION SYSTEM, AMENDING FOR THE PURPOSE REPUBLIC ACT NO. 9296, OTHERWISE KNOWN AS 'THE MEAT INSPECTION CODE OF THE PHILIPPINES

be approved in substitution to House Bill Nos. 687, 3970, 4291 and 4624 with Representatives Mark Llandro L. Mendoza, Nicanor M. Briones, Cesar G. Jalosjos, Romeo M. Acop, Anthony Del Rosario, Agapito H. Guanlao, Angelo Palmones, Diosdado Macapagal Arroyo, Gloria Macapagal Arroyo, Daryl Grace Abayon, Bernadette Herrera-Dy, Jocelyn Sy-Limkaichong, Teddy Brawner Baguilat Jr., Czarina D. Umali, Cesar V. Sarmiento, Franklin P. Bautista, Florencio T. Flores Jr., Rommel C. Amatong, Enrique M. Cojuangco, Jesus Emmanuel M. Paras, Maximo B. Rodriguez Jr., Joseph Gilbert F. Violago, Raden C. Sakaluran, Phillip A. Pichay, Pastor M. Alcover Jr., Mariano U. Piamonte Jr., Rodel M. Batocabe, Rodante D. Marcoleta, Teodorico T. Haresco Jr., Teddy A. Casino, Cinchona Cruz-Gonzales, Emmeline Y. Aglipay, Raymund V. Palatino, Mark Aeron H. Sambar, Reena Concepcion Obillo, Guillermo A. Romarate Jr., Joselito Andrew R. Mendoza, Eric Singson Jr., Rodolfo G. Valencia, Jim Hattaman-Salliman, Jose F. Zubiri III, Jonathan Cabilao-Yambao, Randolph S. Ting, Salvador H. Escudero III, Pedro B. Acharon Jr., Jesus N. Sacdalan, Victor F. Ortega, Michael Angelo C. Rivera, Sharon S. Garin, Kaka J. Bag-ao, Christopher S. Co, Acmad M. Tomawis, Eulogio 'Amang' Magsaysay, Irwin C. Tieng, Sherwin Tugna, Emmi De Jesus, Abigail Faye C. Ferriol, Godofredo V. Arquiza, Carol Jane Lopez, Victorino Dennis M. Socrates, Nur G. Jaafar, Fernando V. Gonzalez, Tomas V. Apacible, Paolo Javier, Joaquin Nava, Pedro M. Pancho, Dakila Carlo E. Cua, Robert Raymund M. Estrella, Wilfrido Mark M. Enverga, Cresente M. Paez, Ben P. Evardone, Erico B. Aumentado, Imelda Quibranza-Dimaporo, Juliet R. Cortuna, Catalina Leonen-Pizarro, Walden F. Bello, Alfredo Garbin Jr., Neil Benedict Montejo, Mariano Michael Velarde Jr., Jose R. Ping-ay, Luzviminda C. Ilagan, Arnel U. Ty, David L. Kho, Ma. Victoria Sy-Alvarado, Irvin M. Alcala, Rafael V. Mariano, Mel Senen S. Sarmiento, Jeci A. Lapus, Peter M. Unabia, Deogracias B. Ramos Jr. and Carlos M. Padilla as authors thereof.

Respectfully submitted,


REP. MARK LLANDRO L. MENDOZA
Chairman
Committee on Agriculture and Food

FACT SHEET

House Bill No. 5490

(In substitution to House Bill Nos. 687, 3595, 3970, 4291, 4624 and 5323)

AN ACT

PROVIDING STIFFER PENALTIES FOR ACTS IN VIOLATION OF THE MEAT INSPECTION SYSTEM, AMENDING FOR THE PURPOSE REPUBLIC ACT NO. 9296, OTHERWISE KNOWN AS 'THE MEAT INSPECTION CODE OF THE PHILIPPINES

Introduced by: Representatives Mark Llandro L. Mendoza, Nicanor M. Briones, Cesar G. Jalosjos, Romeo M. Acop, Anthony Del Rosario, Agapito H. Guanlao, Angelo Palmones, Diosdado Macapagal Arroyo, Gloria Macapagal Arroyo, Daryl Grace Abayon, Bernadette Herrera-Dy, Jocelyn Sy-Limkaichong, Teddy Brawner Baguilat Jr., Czarina D. Umali, Cesar V. Sarmiento, Franklin P. Bautista, Florencio T. Flores Jr., Rommel C. Amatong, Enrique M. Cojuangco, Jesus Emmanuel M. Paras, Maximo B. Rodriguez Jr., Joseph Gilbert F. Violago, Raden C. Sakaluran, Phillip A. Pichay, Pastor M. Alcover Jr., Mariano U. Piamonte Jr., Rodel M. Batocabe, Rodante D. Marcoleta, Teodorico T. Haresco Jr., Teddy A. Casino, Cinchona Cruz-Gonzales, Emmeline Y. Aglipay, Raymund V. Palatino, Mark Aeron H. Sambar, Reena Concepcion Obillo, Guillermo A. Romarate Jr., Joselito Andrew R. Mendoza, Eric Singson Jr., Rodolfo G. Valencia, Jim Hattaman-Salliman, Jose F. Zubiri III, Jonathan Cabilao-Yambao, Randolph S. Ting, Salvador H. Escudero III, Pedro B. Acharon Jr., Jesus N. Sacedalan, Victor F. Ortega, Michael Angelo C. Rivera, Sharon S. Garin, Kaka J. Bag-ao, Christopher S. Co, Aemad M. Tomawis, Eulogio 'Amang' Magsaysay, Irwin C. Tieng, Sherwin Tugna, Emmi De Jesus, Abigail Faye C. Ferriol, Godofredo V. Arquiza, Carol Jane Lopez, Victorino Dennis M. Socrates, Nur G. Jaafar, Fernando V. Gonzalez, Tomas V. Apacible, Paolo Javier, Joaquin Nava, Pedro M. Pancho, Dakila Carlo E. Cua, Robert Raymund M. Estrella, Wilfrido Mark M. Enverga, Cresente M. Paez, Ben P. Evardone, Erico B. Aumentado, Imelda Quibranza-Dimaporo, Juliet R. Cortuna, Catalina Leonen-Pizarro, Walden F. Bello, Alfredo Garbin Jr., Neil Benedict Montejo, Mariano Michael Velarde Jr., Jose R. Ping-ay, Luzviminda C. Ilagan, Arnel U. Ty, David L. Kho, Ma. Victoria Sy-Alvarado, Irvin M. Alc. a, Rafael V. Mariano, Mel Senen S. Sarmiento, Jeci A. Lopus, Peter M. Unabia, Deogracias B. Ramos Jr. and Carlos M. Padilla

Committee Referral: **COMMITTEE ON AGRICULTURE AND FOOD**
Committee Chairperson: **HONORABLE MARK LLANDRO L. MENDOZA**

OBJECTIVES:

- To address the widespread and unmitigated trade of meat and meat products from dead or diseased animals and the proliferation of illegally imported meat and meat products which both pose health hazard to consumers and threaten the viability of the livestock and poultry industry in the country.

KEY PROVISIONS:

- Defines "HOT MEAT" in Sec. 4 of RA 9296.
- Specifies and increases the penalties to be imposed to violators of the law, amending Sec. 56 of RA 9296. The penalties imposed in RA9296 consisted only of fines and confiscation and disposal of goods.
- Specifies that accomplices and accessories to the crime shall also be penalized.

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

15TH CONGRESS
Second Regular Session

HOUSE BILL NO. 5490

Introduced by: Representatives Mark Llandro L. Mendoza, Nicanor M. Briones, Cesar G. Jalosjos, Romeo M. Acop, Anthony Del Rosarion, Agapito H. Guanlao, Angelo Palmones, Diosdado Macapagal Arroyo, Gloria Macapagal Arroyo, Daryl Grace Abayon, Bernadette Herrera-Dy, Jocelyn Sy-Limkaichong, Teddy Brawner Baguilat Jr., Czarina D. Umali, Cesar V. Sarmiento, Franklin P. Bautista, Florencio T. Flores Jr., Rommel C. Amatong, Enrique M. Cojuangco, Jesus Emmanuel M. Paras, Maximo B. Rodriguez Jr., Joseph Gilbert F. Violago, Raden C. Sakaluran, Phillip A. Pichay, Pastor M. Alcover Jr., Mariano U. Piamonte Jr., Rodol M. Batocabe, Rodante D. Marcoleta, Teodorico T. Haresco Jr., Teddy A. Camino, Cinchona Cruz-Gonzales, Emmeline Y. Aglipay, Raymund V. Palatino, Mark Aeron H. Sambar, Reena Concepcion Obillo, Guillermo A. Romarate Jr., Joselito Andrew R. Mendoza, Eric Singson Jr., Rodolfo G. Valencia, Jim Hattaman-Salliman, Jose F. Zubiri III, Jonathan Cabilao-Yambao, Randolph S. Ting, Salvador H. Escudero III, Pedro B. Acharon Jr., Jesus N. Sacdalan, Victor F. Ortega, Michael Angelo C. Rivera, Sharon S. Garin, Kaka J. Bag-ao, Christopher S. Co, Acmad M. Tomawis, Eulogio 'Amang' Magsaysay, Irwin C. Tieng, Sherwin Tugna, Emmi De Jesus, Abigail Faye C. Ferriol, Godofredo V. Arquiza, Carol Jane Lopez, Victorino Dennis M. Socrates, Nur G. Jaafar, Fernando V. Gonzalez, Tomas V. Apacible, Paolo Javier, Joaquin Nava, Pedro M. Pancho, Dakila Carlo E. Cua, Robert Raymund M. Estrella, Wilfrido Mark M. Enverga, Cresente M. Paez, Ben P. Evardone, Erico B. Aumentado, Imelda Quibranza-Dimaporo, Juliet R. Cortuna, Catalina Leonen-Pizarro, Walden F. Bello, Alfredo Garbin Jr., Neil Benedict Montejo, Mariano Michael Velarde Jr., Jose R. Ping-ay, Luzviminda C. Ilagan, Arnel U. Ty, David L. Kho, Ma. Victoria Sy-Alvarado, Irvin M. Alcala, Rafael V. Mariano, Mel Senen S. Sarmiento, Jeci A. Lapus, Peter M. Unabia, Deogracias B. Ramos Jr. and Carlos M. Padilla

AN ACT
PROVIDING STIFFER PENALTIES FOR ACTS IN VIOLATION OF
THE MEAT INSPECTION SYSTEM, AMENDING FOR THE
PURPOSE REPUBLIC ACT NO. 9296, OTHERWISE KNOWN AS
'THE MEAT INSPECTION CODE OF THE PHILIPPINES'

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

- 1 **Section 1.** Section 4 of Republic Act 9296 is hereby amended by
- 2 inserting between subsections 15 and 16, to be designated as subsection 16, to
- 3 read as follows:

1 "Sec. 4. *Definition of Terms.*

2
3 16. HOT MEAT – THE CARCASS OR PARTS OF
4 CARCASS OF FOOD ANIMALS WHICH WERE
5 SLAUGHTERED FROM UNREGISTERED/UNACCREDITED
6 MEAT ESTABLISHMENTS AND HAVE NOT UNDERGONE
7 THE REQUIRED INSPECTION. IT ALSO INCLUDES
8 UNDOCUMENTED, ILLEGALLY SHIPPED, AND
9 UNREGISTERED CARCASS AND PARTS OF CARCASS
10 COMING FROM OTHER COUNTRIES AND THOSE THAT
11 ARE CLASSIFIED AS HOT MEAT BY THE NATIONAL MEAT
12 INSPECTION SERVICE (NMIS)."

13 The succeeding subsections shall be re-numbered accordingly.

14 **Section 2.** Section 56 of Republic Act 9296 is hereby amended, to
15 read as follows:

16 "Sec. 56. *PENALTIES AND Administrative Fines.* - ANY
17 PERSON, FIRM OR CORPORATION WHO SHALL
18 TRANSPORT, SELL OR OTHERWISE DISPOSE OF
19 CARCASSES, ORGANS OR PARTS THEREOF FOR FOOD
20 WHICH HAVE NOT PASSED ANTE-MORTEM AND POST-
21 MORTEM INSPECTION BY COMPETENT AUTHORITY OR
22 WHO SHALL FALSIFY, FORGE OR ALTER ANY
23 ACCOMPANYING CERTIFICATE OR OTHER DOCUMENT
24 OR PAPER ISSUED BY THE NATIONAL MEAT INSPECTION
25 SERVICE (NMIS) OR NMIS DEPUTIZED LOCAL
26 GOVERNMENT PERSONNEL, OR WHO SHALL FORGE THE
27 NMIS OR LGU SEAL OR TAG ON SAID CARCASSES,
28 ORGANS OR PARTS SHALL UPON CONVICTION, SUFFER A
29 PENALTY OF IMPRISONMENT RANGING FROM A PERIOD
30 OF NOT LESS THAN SIX (6) MONTHS AND ONE (1) DAY
31 BUT NOT MORE THAN SIX (6) YEARS OR PAY A FINE OF
32 NOT LESS THAN TWENTY FIVE THOUSAND PESOS
33 (P25,000.00) BUT NOT MORE THAN FIVE HUNDRED
34 THOUSAND PESOS (P500,000.00), OR BOTH, AT THE
35 DISCRETION OF THE COURT. ACCOMPLICES AND
36 ACCESSORIES IN THE CRIME SHALL SUFFER A PENALTY
37 OF IMPRISONMENT OF NOT LESS THAN THREE (3)
38 MONTHS AND ONE (1) DAY BUT NOT MORE THAN THREE
39 (3) YEARS OR PAY A FINE OF NOT LESS THAN TEN
40 THOUSAND PESOS (P10,000.00) BUT NOT MORE THAN TWO
41 HUNDRED FIFTY THOUSAND PESOS (P250,000.00), OR
42 BOTH, AT THE DISCRETION OF THE COURT.

43 ANY PERSON, FIRM OR CORPORATION WHO
44 SHALL STORE, TRANSPORT, SELL OR OTHERWISE
45 DISPOSE OF MEAT AND MEAT PRODUCTS WHICH HAVE
46 BEEN BROUGHT TO THE COUNTRY WITHOUT

1 AUTHORITY FROM THE NMIS AND THE BUREAU OF
2 ANIMAL INDUSTRY SHALL SUFFER A PENALTY OF
3 IMPRISONMENT RANGING FROM ONE (1) YEAR AND ONE
4 (1) DAY TO TEN (10) YEARS OR PAY A FINE OF NOT LESS
5 THAN ONE HUNDRED THOUSAND PESOS (P100,000.00) BUT
6 NOT MORE THAN ONE MILLION PESOS (P1,000,000.00) OR
7 MORE THAN THE VALUE OF THE ILLEGALLY IMPORTED
8 ITEMS, OR BOTH, AT THE DISCRETION OF THE COURT.
9 ACCOMPLICES AND ACCESSORIES OF THE CRIME
10 SHALL SUFFER A PENALTY OF IMPRISONMENT
11 RANGING FROM SIX (6) MONTHS AND ONE (1) DAY TO
12 FIVE (5) YEARS OR PAY A FINE OF NOT LESS THAN FIFTY
13 THOUSAND PESOS (P50,000.00) BUT NOT MORE THAN FIVE
14 HUNDRED THOUSAND PESOS (P500,000.00), OR BOTH, AT
15 THE DISCRETION OF THE COURT.

16 MEAT AND MEAT PRODUCTS DEEMED HOT
17 MEAT SHALL BE CONFISCATED AND THE CERTIFICATE
18 OR REGISTRATION OR FRANCHISE OF THE VEHICLE OR
19 CONVEYANCE USED IN THE TRANSPORT SHALL BE
20 CANCELLED. LIVESTOCK AND POULTRY FARMS AND
21 OTHER MEAT ESTABLISHMENTS WHICH ARE THE
22 SOURCE OF THE HOT MEAT IF FOUND GUILTY TO HAVE
23 PARTICIPATED IN THE COMMISSION OF THE CRIME
24 SHALL SUFFER AN ADDITIONAL PENALTY OF
25 CANCELLATION OF BUSINESS PERMIT AND CLOSURE OF
26 THE FARM OR ESTABLISHMENT.

27 ALL OTHER VIOLATIONS OF THE
28 PROVISIONS OF THIS ACT SHALL BE PENALIZED WITH
29 IMPRISONMENT RANGING FROM TWO (2) MONTHS TO
30 NOT MORE THAN TWO (2) YEARS OR PAY A FINE OF NOT
31 LESS THAN FIVE THOUSAND PESOS (P5,000.00) BUT NOT
32 MORE THAN FIFTY THOUSAND PESOS (P50,000.00), OR
33 BOTH, AT THE DISCRETION OF THE COURT."

34 The Secretary, by way of regulation, shall issue a schedule of
35 administrative fines for violations of any provision of this Act.

36 Section 3. This Act shall take effect fifteen (15) days after its
37 publication in at least two (2) national papers of general circulation.

38 Approved,