

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City



FIFTEENTH CONGRESS
Second Regular Session

HOUSE BILL NO. 5971

Introduced by **Rep. Winston "Winnie" Castelo**

EXPLANATORY NOTE

Some cities or similar local government units have issued ordinances regulating the use of closed-circuit television (CCTVs), hidden cameras, or similar digital gadgets as a form of self-protection or deterrent against unwanted intruders, attackers or criminals especially in many business establishments.

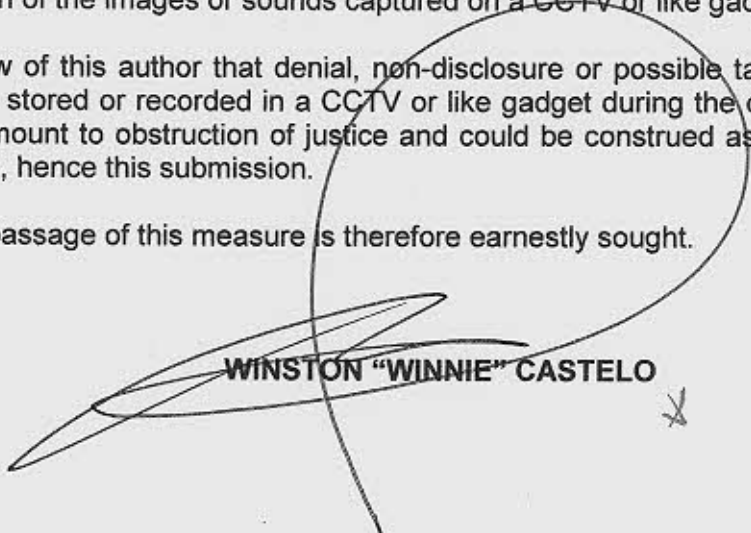
There are also mansions, houses, apartments, or residences whose owners have installed CCTVs in order to protect or drive away unwanted attackers or at least to be able to monitor or record illegal or unlawful entries when they are absent from their own homes.

Under this bill, it is incumbent upon CCTV owners to preserve every information or recorded data captured in their protective gadgets especially whenever a crime was committed and that there are no witnesses when it happened but what was left were the images or sounds captured by said CCTV, hidden camera or similar digital recording gadget.

Therefore, when requested by the proper investigative body or competent court, it behooves upon the owner of the mansion, house, apartment or residence to volunteer or cause the submission of information or recorded data in order to facilitate the administration of justice and not obstruct it. It has now become admissible evidence in court the submission of the images or sounds captured on a CCTV or like gadget.

It is the view of this author that denial, non-disclosure or possible tampering of evidence otherwise stored or recorded in a CCTV or like gadget during the commission of a crime is tantamount to obstruction of justice and could be construed as attempt at tampering evidence, hence this submission.

Immediate passage of this measure is therefore earnestly sought.


WINSTON "WINNIE" CASTELO

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AN ACT
REQUIRING CLOSED-CIRCUIT TELEVISION (CCTV) OWNERS TO YIELD
INFORMATION OR RECORDED DATA ON THE COMMISSION OF A CRIME UPON
REQUEST OF THE PROPER INVESTIGATIVE BODY OR COMPETENT COURT AND
FOR OTHER PURPOSES

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

SECTION 1. This Act shall be known as the "CCTV Recorded Data Act of 2012".

SEC. 2. It shall be a legal obligation for every CCTV owner to yield information or recorded data on the commission of a crime especially when requested by the proper investigative body or competent court.

Denial or non-disclosure of the requested information or recorded data when a crime was committed shall obstruct prompt administration of justice and maybe construed as spoliation or tampering of evidence.

SEC. 3. The Department of Justice shall issue appropriate guidelines, rules and regulations to effectively implement the provision of this Act.

SEC. 4. All laws, decrees, executive orders, rules and regulations inconsistent with the provision of this Act are hereby repealed or modified accordingly.

SEC. 5. This Act shall take effect upon publication in the Official Gazette.

Approved,

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