

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City, Philippines

SIXTEENTH CONGRESS
First Regular Session

HOUSE BILL NO. 2127



INTRODUCED BY REP. MARCELINO "MARCY" R. TEODORO

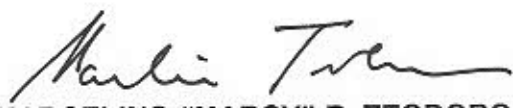
EXPLANATORY NOTE

Numerous reports, then and now, indicate that some lawless elements make use of toy guns which resemble exactly the real ones, when committing crimes such as robbery hold-ups, intimidation and threats.

This happens to be the case because there is no existing law that prohibits the manufacture and production of imitation firearms. Apparently, the lack of legislation on the matter contributes to the ever-increasing crime rate of the country.

The proposal aims to regulate the manufacture or production of look-alike firearms unless such imitation firearms are approved by the Department of Trade and Industry. Indeed, if toy guns are really made for the simple purpose of entertaining the kids, it need not look like the replica of a real firearm.

Hence, in order to deter criminality and the use of imitation firearms in illegal activities, approval of this bill is earnestly sought.


MARCELINO "MARCY" R. TEODORO
Representative
1st District, City of Marikina

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AN ACT
PROHIBITING THE MANUFACTURE AND SALES OF
IMITATION FIREARMS

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

SECTION 1. *Short Title.* – This Act shall be known as the "Anti- Look-Alike Firearms Act."

SEC. 2. *Declaration of Policy.* – It is hereby declared the policy of the State to protect the welfare of its citizens by regulating the manufacture and sale of look-alike firearms.

SEC. 3. *Definition of Look-Alike Firearm.* – For purposes of this Act, a look-alike firearm is any imitation of any original firearm which was manufactured, designed and produced since 1898, including toy guns, water guns, replica non-guns, and air soft guns firing non-metallic projectiles.

SEC. 4. *Acts Prohibited.* – It shall be unlawful for any person to manufacture, sale, ship, transport, or receive any toy, look-alike, or imitation firearm unless such firearm contains, or has affixed to it, a marking approved by the Secretary of Trade and Industry, as provided in Section 5 hereof.

SEC. 5. *Distinctive Markings for Toys, Look-Alike, and Imitation Firearms; Exception; Waiver; Adjustment and Changes.* – Except as provided below, each toy, look-alike, or imitation firearm shall have as an integral part, permanently affixed, a blaze orange plug inserted in the barrel of such toy, look-alike imitation firearm. Such plug shall be recessed no more than 6 millimeters from the muzzle end of the barrel of such firearm.

The Secretary of Trade and Industry may provide for an alternative marking or device for any toy, look-alike, or imitation firearm not capable of being marked and may waive the requirement of any such marking or device for any toy, look-alike, or imitation firearm that will only be used in theatrical, movie, or television industry.

The Secretary is likewise authorized to make adjustments and changes in the marking system provided by this section, after consulting with interested persons.

SEC. 6. *Study of Criminal Misuse of Toy, Look-Alike and Imitation Firearms; Report.* – The Philippine National Police (PNP) Director is authorized and directed to conduct a technical evaluation of the marking systems provided for in this Act to determine their effectiveness in police combat situations. The Director shall begin the study within three (3) months after the effectivity of this Act.

SEC. 7. *Separability Clause.* – If any provision or part hereof, is declared invalid or unconstitutional, the remainder of the law not otherwise affected shall remain valid and subsisting.

SEC. 8. *Repealing Clause.* – Any law, presidential decree or issuance, executive order, letter of instruction, administrative order, rule or regulation contrary to or inconsistent with the provisions of this Act are hereby modified, repealed, or amended accordingly.

SEC. 9. *Effectivity.* – This Act shall take effect fifteen (15) days after its publication in at least two (2) newspapers of general circulation.

Approved,