

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City, Philippines

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House Bill No. **2199**



Introduced by Representative Leopoldo N. Bataoil

EXPLANATORY NOTE

Ensuring Peace and order and public safety is the primary responsibility of the Philippine National Police. Today, there is no bigger threat to investors, local and foreigners, than the peace and order situation of the country.

In order for the PNP to realize its different programs to contain the threats to the country's stability and peace and order, there is a need to transform the agency into a modern law enforcement organization at par with the world's best. The modernization will focus on several dimensions, such as organizational development; human resource development; doctrine development; infrastructure and facilities development; and, equipment acquisition and technology development.

By improving the operational readiness and mission capacity of the PNP thru this PNP Modernization Plan, it would readily face the challenges and threats nationwide. This measure will then provide the necessary funding support for the PNP projects geared towards the upliftment of their personnel and modernization of their facilities and equipment.

Approval of the measure is earnestly sought.


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SIXTEENTH CONGRESS
REPUBLIC OF THE PHILIPPINES

HOUSE OF REPRESENTATIVES

House Bill No. **2199**

Introduced by Representative LEOPOLDO N. BATAOIL

**PROVIDING FOR THE PHILIPPINE NATIONAL POLICE MODERNIZATION
PROGRAM, AND FOR OTHER PURPOSES**

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

SECTION 1. Short Title. This Act shall be known as the "Philippine National Police Modernization Act of 2013".

SEC. 2. Declaration of Policy. It is hereby declared the policy of the State to establish a highly efficient, effective and competent police force which is national in scope and civilian character. The Philippine National Police (PNP) is the primary government agency entrusted to maintain peace and order, ensure public safety and security. The PNP shall be a service-oriented agency responsible for internal security operations.

Towards this end, a truly professional, efficient and highly motivated PNP shall actively employ mechanisms to effectively secure and protect the people and engage the support of the citizenry especially at the community-level as well as the support of the other pillars of the criminal justice system which shall be realized through the PNP modernization program under this Act, the trust of which shall be:

- (a) The acquisition and upgrading of basic police equipment and law enforcement facilities;
- (b) The acquisition, construction, improvement and upgrading of buildings, facilities and/or offices as centers for police operations in the local government units;
- (c) The adoption/implementation of reforms in the recruitment, training, employment, and general management and development of PNP personnel;
- (d) The development, validation or revision of PNP doctrines/manuals;
- (e) The acquisition and upgrading of information communication technology and equipment; and
- (f) The promotion of a PNP PATROL PLAN 2030 which will focus on the following Key Result Areas (KRAs):

- (1) Prevention and control of crimes primarily through the Community-Oriented Policing System (COPS);
- (2) Peace and order maintenance, internal security, and peacekeeping;
- (3) Enforcement of the rule of law;
- (4) Mobilization of community support and participation;
- (5) Coordination and cooperation with other government agencies, NGOs and the international police community;
- (6) Efficiency in the management and development of human and material resources.

SEC. 3. Objectives of the PNP Modernization Program. The PNP Modernization Program shall be implemented in accordance with the following objectives:

- (a) Transform and develop the PNP into a service-oriented agency in all aspects of its police and internal security functions;
- (b) Enable the PNP to develop capabilities to address and respond to human and ecological security;
- (c) Enhance its capability to assist other agencies in the enforcement of domestic and foreign policies as well as international covenants in coordination with international enforcement agencies;
- (d) Enhance the PNP's capabilities to assist the Armed Forces of the Philippines in the performance of its mandate; and
- (e) Develop its capabilities to support national development.

SEC. 4. Components of the PNP Modernization Program. The PNP Modernization Program shall consist of the following components:

- (1) Organizational Development – The PNP modernization program on organizational development pertains to the restructuring and streamlining of units and offices for economy and efficiency to avoid the overlapping of functions, simplify procedures and improve response time for crime prevention and control.
- (2) Human Resource Development – this component of the PNP modernization program pertains to the professionalization of its human resources, the transformation of its personnel into a professional, effective and credible police force with a high sense and regard for human rights. Accordingly, this program shall strengthen and enhance the following concerns:
 - a. The investigative and operational capability of its personnel;
 - b. The civil service consciousness and respect for the rule of law of the personnel; and,
 - c. The transformation of the PNP into a human-rights based and community-oriented police force.
- (3) Doctrine Development – This requires the rationalization of systems, standards and procedures in the administration of the PNP. Thus, towards

this end, the NAPOLCOM and the PNP Chief shall be responsible for the evaluation, consolidation and formulation of doctrines and the conduct of periodic review of doctrines through field evaluation and testing exercises as well as the dissemination of approved doctrines at all levels of command.

- (4) Infrastructure Development – This refers to the basic support systems required to ensure that efficient police services are rendered. The modernization program includes the upgrading of basic facilities like the police stations, and support facilities to administrative and operational services like training, crime laboratory, information management systems, communications systems, medical and dental services, care in hospitals and dispensaries, and housing.

- (5) Equipment acquisition and modernization – this program involves the upgrading and acquisition of contemporary, modern and state-of-the-art equipment and systems to enhance the capabilities of the police organization in the performance of its mandate.

The Chairman, National Police Commission shall formulate guidelines to implement this section in accordance with the objectives of the modernization program enumerated in the preceding section.

SEC. 5. Priority Programs for Modernization. – In the performance of its duties and functions mandated by law, the PNP shall undertake the Modernization Program in the context of the PNP P.A.T.R.O.L Plan 2030, consistent with Sections 3 and 4 of this Act, and shall specifically be geared towards the improvement and development of the criminal aspects of its police functions. The following areas of concern shall thereafter be given priority:

- a. Community-Oriented Policing Systems (COPS) – The rationalization of the police operations into a pro-active and community based policing system in place of the current reactive, precinct-based policing system.
- b. Criminal Investigation – The enhancement of legal and scientific criminal investigation utilizing improved crime laboratory techniques, methodologies and responsive procedures.
- c. Beat Patrol – The improved patrol coverage through the acquisition and upgrading of communications equipment and mobility equipage to improve response time and enhance crime prevention.
- d. Civil Disturbance Control – The development of civil disturbance doctrines consistent with the Constitutional and statutory provisions on human rights as well as the acquisition of equipment and devices necessary to implement these doctrines.
- e. Anti-Terrorists Operations – The Promotion and utilization of the multilateral exchange of information with other police organizations, to include the improvement of its institutional capabilities to deal with terrorist activities as may be defined by law.
- f. Disaster Relief and Rescue Operations – The improvement of institutional capabilities to prepare and respond to all types of disaster to national emergencies as well as the development of the coordinated efforts with other government agencies and relief organizations in responding to the same.

- g. VIP and Airport Security – The development and upgrading of airport security measures and doctrines to world-class standards to include the creation of cooperation and coordination mechanisms with domestic and international law enforcement agencies.
- h. Maritime Patrol – The development of capabilities concerning the performance of its duties of environment protection and conservation as well as ensuring ecological security. It shall likewise include the conduct of operations against illegal activities in the maritime areas such as illegal fishing, piracy, smuggling, illegal trafficking of contraband and the like.
- i. Air Transport and Aerial Surveillance – The acquisition and upgrading of a modest air transport capabilities to convey its personnel and supplies over the entire length and breadth of the archipelago. This will necessitate the acquisition of multi-role aircrafts to function on public order and safety services such as observation, surveillance, evacuation and detection, among others.
- j. Drug Abuse Suppression- The development of its capability in the enforcement of laws relating to drug abuse and the increased coverage in drug abuse suppression and administrative activities.
- k. Integrated Communication System – The acquisition and/or upgrading of a centralized communication system for faster coordination, command and control of operational and administrative activities.
- l. Intelligence Operations – The development and enhancement of the capability for information collection, processing and dissemination.
- m. Integrated Logistics Support – The enhancement of PNP logistic capability for sustained law enforcement, public security and internal security operations throughout the country.
- n. Internal Security Operations – The preparation and development of the capability to conduct internal security operations in anticipation of the eventual transfer from the AFP by statutory directives of the executive implement of a statutory directive or by operation of law.
- o. Firearms Control and Private Security Agency Regulation – The development and enhancement of an electronic information management system and the standardization of training for security guards. The development of a comprehensive firearms control regulation mechanism shall be undertaken to address the proliferation of unlicensed and unregistered firearms.
- p. Anti-Cybercrime- The continuing national support for the PNP to operationally activate its cybercrime law enforcement unit to address the growing incidence of crimes in the country.

SEC. 6. *Period of Implementation.* The modernization program under this Act shall be implemented over a period of five (5) years; *Provided however,* that payment for amortization of outstanding multi-year contract obligations incurred under this Act may extend beyond such period.

- a. The Secretary of the Interior and Local Government /Chairman, National Police Commission, pursuant to the PNP Modernization Program Projects and Appropriations approved by congress, may, subject to the approval of the President, and consistent with the provisions of existing laws and regulations including those of the Commission on Audit and under such

terms and conditions most favorable to the Government, enter into multi-year contracts, and other contractual arrangements.

- b. For multi-year contracts, Congress shall upon certification by the President, make the corresponding appropriation for the ensuing fiscal year: *Provided*, that Congress shall make appropriate only such funds as may be necessary to pay an unpaid amount where the funds appropriated for the current fiscal year is not sufficient or available to meet such payment in full or in part.
- c. The Secretary of the Interior and Local Government, shall submit to the Chairman of the Senate Committee on Public Order and Dangerous Drugs, the Secretary of Finance and the Chairman of the House of Committees on Public Order and Safety, copies of these multi-year contracts and other agreements to enable Congress to appropriate funds: *Provided that*, the funds to be appropriated for the PNP Modernization Program under this Act shall be treated as a distinct and separate budget item from the regular appropriations of the Department of the Interior and Local Government and the PNP which shall be administered by the Secretary of the Interior and Local Government/Chairman, National Police Commission.

SEC. 7. *Self-Reliance Program.* To implement the modernization program, the PNP shall give preference to Filipino contractors and suppliers and secondly to foreign contractors or suppliers willing or able to locate a substantial portion of, if not the entire production process of the item(s) involved, within the Philippines: *Provided that*, the PNP shall first determine and publish the minimum requirements and standards for products, equipment and technology before the contract negotiation or bidding: *Provided further*, that such product, equipment and technology standards shall conform to established standards in the international community: *Provided finally*, that the spirit, intent and criteria set by the Procurement Law shall be adopted in the determination of awards of contractual arrangements.

In order to generate local employment opportunities and enhance technology transfer to the Philippines and to minimize foreign exchange outflow, the Secretary of the Interior and Local Government/Chairman, National Police Commission shall as far as feasible, incorporate in each contract/agreement, special foreign exchange reduction scheme such as counter-trade, in-country manufacture, co-production, or other innovative arrangements or combinations thereof.

The PNP shall likewise ensure that in negotiating applicable contracts or agreements, provisions are incorporated respecting the transfer to the PNP of the principal technology involved as well as the training of PNP personnel to operate and maintain such equipment or technology.

SEC. 8. *Procurement System.* In addition to the provisions of existing laws, rules and provisions regarding the procurement and acquisition of real estate, buildings, facilities and equipment, the PNP shall strengthen said systems and procedures taking into account the new requirements under the PNP modernization program.

SEC. 9. *Annual Report.* Not later than the end of the first quarter of the succeeding year, the Secretary of the Interior and Local Government/ Chairman, National Police Commission shall submit to the President and Congress an annual report containing the progress of the implementation of the modernization program under

the Act to include the PNP program activities implemented prior to the approval of this Act.

SEC. 10. *Separability Clause.* If any provision of this Act shall be held unconstitutional or invalid, the other provisions shall not be affected and shall remain in full force and effect.

SEC. 11. *Repealing Clause.* All laws, executive orders, rules and regulations inconsistent with or contrary to this Act are thereby deemed accordingly repealed or amended.

SEC. 12. *Effectivity Clause.* This Act shall take effect fifteen (15) days from its publication in at least two (2) newspapers of national circulation.

Approved.