

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City, Metro Manila

SIXTEENTH CONGRESS
First Regular Session

House Bill No. **2382**



Introduced by HON. GWENDOLYN F. GARCIA

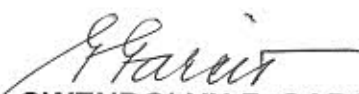
EXPLANATORY NOTE

This bill seeks to amend Article 152 of Act No. 3815, otherwise known as the Revised Penal Code, by including security guards of duly accredited security agencies while on official duty in the term "Agents of Person in Authority".

Security guards are tasked with duty of protecting and securing the life and property not only of their employers, but also, of all persons who may happen to be in their area of responsibility. In a real sense, their duty is similar to that of a policeman or a close-in body guard of high-ranking public officials. The role of a security guard is so important that one can almost be certain of his presence in all vital installations or property, be it public or private. In fact, during the spate of bank and van robberies, security guards were invariably the primary targets of the robbers.

And since under Article 152 of the Revised Penal Code, an agent of person in authority is defined as "one who is charged with the maintenance of public order, and protection and security of life and property", it is therefore proper, if not imperative, to include security guards on official duty among the "Agents of Person in Authority".

In view of the foregoing considerations approval of this bill is earnestly urged.


HON. GWENDOLYN F. GARCIA

Republic of the Philippines
HOUSE OF REPRESENTATIVES
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SIXTEENTH CONGRESS
First Regular Session

House Bill No. 2382

Introduced by HON. GWENDOLYN F. GARCIA

AN ACT
AMENDING ARTICLE 152 OF ACT NO. 3815, OTHERWISE KNOWN AS "THE
REVISED PENAL CODE", BY INCLUDING SECURITY GUARDS OF DULY
ACCREDITED SECURITY AGENCIES WHILE ON OFFICIAL DUTY AS AGENTS OF
PERSONS IN AUTHORITY

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

SECTION 1. Article 152 of Act No. 3815, otherwise known as "The Revised Penal Code", is hereby amended to read as follows:

"ART. 152. Persons in authority and agents of persons in authority – who shall be deemed as such. – In applying the provision of the preceding and other articles of this Code, any person directly vested with jurisdiction, whether as an individual or as a member of some court or government-owned or –controlled corporation, board, or commission, shall be deemed a person in Authority.

"Any person who, by direct provision of law or by election or by appointment by competent authority, is charged with the }maintenance of public order and the protection and security of life and property, such as a barangay councilman, barangay policemen, barangay leader, officers and members of the Barangay Community Brigades, SECURITY GUARDS OF DULY ACCREDITED SECURITY AGENCIES WHILE ON OFFICIAL DUTY, and any person who comes to the aid of persons in authority, shall be deemed an agent of a person in authority. A barangay chairman shall also be deemed a person in authority. "In applying the provisions of Articles 148 and 151 of this Code, teachers, professors, and persons charged with schools, colleges and universities, shall be deemed persons in authority."

SEC. 2. This Act shall take effect upon its approval.

Approved,