

Sixteenth Congress
Republic of the Philippines
First Regular Session



Introduced by Honorable Samuel D. Pagdilao

HOUSE BILL NO. 2776

EXPLANATORY NOTE

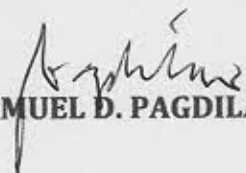
Corruption is the "cancer" of our Nation. It contaminates nearly all of our social, political, and economic sectors. It is a menace that hinders our Nation in achieving its full potential. Truly, the phrase "kung walang corrupt, walang mahirap" should characterized our government.

Our Philippine National Police (PNP) has an important rule in the anti-corruption program of our country. To cite an example, once a corrupt official has been charged in court, it is up to the men and women of the PNP to find, capture, and bring to the bar of justice, this corrupt official. They are "the long arm of the law" that catches the corrupt public officials.

This bill aims to aid the PNP to catch the criminals who abused their positions in the government to enrich themselves. It seeks to provide the PNP additional funding by giving it a share in any property forfeited in favor of the State under R.A. 1379, otherwise known as the forfeiture law.

The additional funding shall be used by the PNP in catching these unscrupulous public officials who deliberately misused our taxes and deliver them to justice.

Immediate approval of this bill is earnestly sought.


SAMUEL D. PAGDILAO

Introduced by Honorable Samuel D. Pagdilao

AN ACT AMENDING SECTION 6 OF REPUBLIC ACT NO. 1379, OTHERWISE KNOWN AS THE FORFEITURE LAW, TO PROVIDE FOR A FIXED PERCENTAGE OF THE VALUE OF FORFEITED PROPERTIES IN CORRUPTION CASES AS ADDITIONAL FUNDING FOR THE PHILIPPINE NATIONAL POLICE.

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

Sec. 1. Section 6 of Republic Act No. 1379 is hereby amended to read as follows:

"Section 6. Judgment. If the respondent is unable to show to the satisfaction of the court that he has lawfully acquired the property in question, then the court shall declare such property, forfeited in favor of the State, and by virtue of such judgment the property aforesaid shall become property of the State: *Provided, THAT TEN PERCENT (10) OF THE VALUE OF SUCH PROPERTY FORFEITED IN A FINAL AND EXECUTORY ORDER SHALL BE EARMARKED AS ADDITIONAL FUNDING FOR THE PHILIPPINE NATIONAL POLICE; PROVIDED FURTHER, THAT IF THE PROPERTY IS NOT IN CASH, IT SHALL BE SOLD IN A PUBLIC AUCTION AND THE PROCEEDS THEREOF, AFTER DEDUCTING THE TEN PERCENT FOR THE PHILIPPINE NATIONAL POLICE, SHALL ACCRUE TO THE NATIONAL TREASURY. No judgment shall be rendered within six months before any general election or within three months before any special election. The Court may, in addition, refer this case to the corresponding Executive Department for administrative or criminal action, or both.*"

Sec. 2. Any portions or provisions of this Act that may be declared unconstitutional or invalid shall not have the effect of nullifying other portions or provisions hereof as long as such remaining provisions can still subsist and be given effect in its entirety.

Sec. 3. All laws, parts of laws, executive orders, ordinances, rules and regulations which are held inconsistent with the provision of this Act are hereby

amended, repealed, or modified accordingly.

Sec. 4. This Act shall take effect fifteen (15) days following the completion of its publication in the Official Gazette or in a newspaper of general circulation.