



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

Sixteenth Congress
Second Regular Session

HOUSE BILL NO. 4932



Introduced by
Hon. Mariano U. Piamonte Jr. and Hon. Julieta R. Cortuna
Representatives, A TEACHER Party-list

EXPLANATORY NOTE

Under the Clean Air Act or Republic Act No. 8749, pollution coming from vehicles are supposed to be minimized. Sadly, you still can see smoke belching vehicles running around the streets of Metro Manila and elsewhere. These scenarios can breed some suspicion that authorities are lax in enforcing the law.

With too many laws bound to be implemented, it is easy for those concerned to say that it is hard for them to implement all laws effectively – and indeed it is.

This is where the support of ordinary citizens can be tapped to improve law enforcement, using citizen's arrest. One area which is nice to begin in tapping citizen's arrest is the apprehension of smoke belching vehicles by ordinary citizen.

In view of the foregoing, passage of this bill is hereby being earnestly sought.


JULIETA R. CORTUNA


MARIANO U. PIAMONTE JR.



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AN ACT
REWARDING THE CITIZEN'S ARREST OF DRIVERS/OPERATORS OF
SMOKE BELCHING VEHICLES

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

1 **SECTION 1.** *Declaration of Policy.* As mandated by Republic Act No. 8749
2 otherwise known as the Clean Air Act of 1999, the state should ensure that the
3 atmospheric environment should be clean. To fulfill this obligation, the state should
4 encourage everyone to do their share in cleaning the environment including the
5 atmosphere.
6

7 **SECTION 2.** Any individual who shall witness a motor vehicle being operated or
8 running in any street who shall emit black smoke or its equivalent polluting emission shall
9 have the authority to apprehend/arrest the driver or operator of such motorized smoke
10 belching vehicle.

11 The arresting individual may bring the apprehended/arrested operator and vehicle
12 to a nearby police station to be booked for violation of the Clean Air Act, the vehicle of
13 which shall be temporarily impounded pending verification of smoke belching violation.
14

1 **SECTION 3. *Reward.*** The arresting individual shall be entitled to a ten thousand
2 pesos (P10,000.00) reward for every legitimate apprehension of smoke belching vehicle.
3 The legitimacy of such apprehension shall be determined by the Department of
4 Environment and Natural Resources (DENR) who shall cause and order the payment of
5 the ten thousand peso reward to be handed personally to the apprehending individual or
6 mailed to his given address.

7 The police officer who received the reported apprehension shall report the same
8 to the DENR including the appropriate request for determination of degree of smoke
9 belching on the apprehended vehicle if indeed it is violative of the law.

10 The reward for the apprehending individual in accordance with this Act shall not
11 be taxed or considered as part of his taxable income.

12
13 **SECTION 4. *Appropriations.*** The Department of Environment and Natural
14 Resources shall include in its Annual Budget the funds necessary for the implementation
15 of this Act.

16
17 **SECTION 5. *Implementing Rules and Regulation.*** The Department of
18 Environment and Natural Resources shall draft and implement the Implementing Rules
19 and Regulation (IRR) necessary for the implementation of This Act.

20
21 **SECTION 6. *Repealing Clause.*** All laws or parts of any law, orders, rules, and
22 regulations or parts thereof inconsistent with this Act are hereby repealed or amended
23 accordingly.

24
25 **SECTION 7. *Effectivity Clause.*** This Act shall take effect fifteen (15) days after its
26 publication in the Official Gazette or in at least two (2) newspapers of general circulation.

27
28 Approved,