

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

SIXTEENTH CONGRESS
Third Regular Session

HOUSE BILL NO. **6461**



Introduced by Congressman Alfredo D. Vargas III

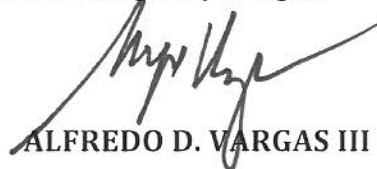
EXPLANATORY NOTE

Recognizing that all beings have the right to live and be free from abuse, the State enacted into law Republic Act No. 8485 or the Animal Welfare Act of 1998 to "*protect and promote the welfare of all animals in the Philippines by supervising and regulating the establishment and operations of all facilities utilized for breeding, maintaining, keeping, treating or training of all animals either as objects of trade or as household pets.*"¹

However, the said law may have failed to uphold the inherent rights of animals as it allows the use and, to the worst extent, killing of live animals for the sake of sales and business.

This bill seeks to rectify this issue by amending the Animal Welfare Act of 1998 to prohibit the use of live animals in sales marketing demonstrations of medical devices and products.

In view of the foregoing, the passage of this measure is urgently sought.


ALFREDO D. VARGAS III

¹ Section 1 of Republic Act No. 8484, otherwise known as the Animal Welfare Act.

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House Bill No. ____

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AN ACT
AMENDING REPUBLIC ACT NO. 8485, ALSO KNOWN AS ANIMAL WELFARE ACT OF 1998, TO PROHIBIT THE USE OF ANIMALS FOR MARKETING MEDICAL DEVICES

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

Section 1. Republic Act No. 8485, also known as the Animal Welfare Act of 1998 is hereby amended by inserting after Section 7 the following provisions:

“Section 8. NO PERSON MAY USE A LIVE ANIMAL TO:

- (1) DEMONSTRATE A MEDICAL DEVICE OR PRODUCT TO A SALES REPRESENTATIVE FOR THE PURPOSE OF MARKETING SUCH MEDICAL DEVICE OR PRODUCT;
- (2) TRAIN A SALES REPRESENTATIVE TO USE A MEDICAL DEVICE OR PRODUCT;
- (3) DEMONSTRATE A MEDICAL DEVICE OR PRODUCT IN A WORKSHOP OR TRAINING SESSION FOR THE PURPOSE OF MARKETING A MEDICAL DEVICE OR PRODUCT; OR
- (4) CREATE A MULTIMEDIA RECORDING (INCLUDING A VIDEO RECORDING) FOR THE PURPOSE OF MARKETING A MEDICAL DEVICE OR PRODUCT.

THIS SECTION SHALL NOT APPLY TO THE TRAINING OF MEDICAL PERSONNEL FOR A PURPOSE OTHER THAN MARKETING A MEDICAL DEVICE OR PRODUCT.

THE TERM “DEVICE” REFERS TO ANY INSTRUMENT, APPARATUS, IMPLEMENT, MACHINE, CONTRIVANCE, IMPLANT, IN VITRO REAGENT,

OR OTHER SIMILAR OR RELATED ARTICLES, INCLUDING ANY COMPONENT, PART, OR ACCESSORY, WHICH IS INTENDED FOR USE IN THE DIAGNOSIS OF DISEASE OR OTHER CONDITIONS, OR IN THE CURE, MITIGATION, TREATMENT, OR PREVENTION OF DISEASE, IN HUMAN BEING OR OTHER ANIMALS, OR INTENDED TO AFFECT THE STRUCTURE OR ANY FUNCTION OF THE BODY OF HUMAN BEING OR OTHER ANIMALS."

Section 2. ***Repealing Clause.*** – All laws, decrees, orders, and issuances, or portions thereof, which are inconsistent with the provisions of this Act, are hereby repealed, amended or modified accordingly.

Section 3. ***Effectivity Clause.*** – This Act shall take effect fifteen (15) days after its publication in the *Official Gazette*

Approved,