

FOURTEENTH CONGRESS OF THE REPUBLIC)
OF THE PHILIPPINES)
Second Regular Session)

9 JAN 26 P5:33

SENATE

COMMITTEE REPORT NO. 245 RECEIVED BY: 

Submitted jointly by the Committees on Public Order and Illegal Drugs; and Civil Service and Government Reorganization on JAN 26 2009.

Re: S. No. 3015, prepared jointly by the Committees.

Recommending its approval in substitution of Senate Bill Nos. 2429 and 2577.

Sponsors: Senators Honasan, Lacson and Villar

MR. PRESIDENT:

The Committees on Public Order and Illegal Drugs; and Civil Service and Government Reorganization to which were referred Senate Bill No. 2429, introduced by Senator Lacson, entitled:

**“AN ACT
ADJUSTING THE REQUIREMENTS ON EDUCATION AND FOR
PROMOTION IN THE PHILIPPINE NATIONAL POLICE AMENDING
FOR THE PURPOSE REPUBLIC ACT NO. 8551, OTHERWISE KNOWN
AS THE PHILIPPINE NATIONAL POLICE REFORM AND
REORGANIZATION ACT OF 1998 AND FOR OTHER PURPOSES”;**

and Senate Bill No. 2577, introduced by Senator Villar, entitled:

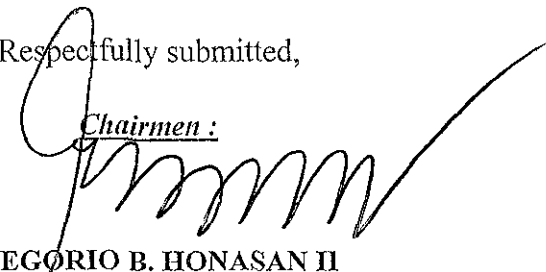
**“AN ACT
EXTENDING THE REQUIRED PERIOD FOR THE SATISFACTION OF
THE MINIMUM EDUCATIONAL QUALIFICATION FOR
APPOINTMENT TO THE PHILIPPINE NATIONAL POLICE TO FIVE
(5) YEARS, AMENDING SECTION 30 OF REPUBLIC ACT NO. 6975, AS
AMENDED BY SECTION 14 OF REPUBLIC ACT NO. 8551”;**

have considered the same and have the honor to report them back to the Senate with the recommendation that the attached bill, Senate Bill No. 3015, prepared jointly by the Committees, entitled:

**“AN ACT
ADJUSTING THE REQUIREMENTS ON EDUCATION AND FOR
PROMOTION IN THE PHILIPPINE NATIONAL POLICE AMENDING
FOR THE PURPOSE REPUBLIC ACT NO. 8551, OTHERWISE KNOWN
AS THE PHILIPPINE NATIONAL POLICE REFORM AND
REORGANIZATION ACT OF 1998 AND FOR OTHER PURPOSES”;**

be approved in substitution of Senate Bill Nos. 2429 and 2577, with Senators Lacson, Villar and Honasan as authors.

Respectfully submitted,


Chairmen:

GREGORIO B. HONASAN II

*Chairman, Committee on Public Order and Illegal Drugs
Member, Committee on Civil Service and Government Reorganization*

ANTONIO "SONNY" F. TRILLANES IV
Chairman, Committee on Civil Service and Government Reorganization

Members:

RODOLFO G. BIAZON
Committee on Public Order and Illegal Drugs

MANUEL "LITO" M. LAPID
Committee on Public Order and Illegal Drugs

RICHARD J. GORDON
Committee on Public Order and Illegal Drugs
Committee on Civil Service
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PANFILO M. LACSON
Committee on Public Order and Illegal Drugs

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Committee on Public Order and Illegal Drugs

RAMON "BONG" REVILLA, JR.
Committee on Public Order and Illegal Drugs

EDGARDO J. ANGARA
Committee on Civil Service
and Government Reorganization

FRANCIS "CHIZ" G. ESCUDERO
Committee on Civil Service
and Government Reorganization



FRANCIS PANGILINAN
Committee on Public Order and Illegal Drugs



ALAN PETER "COMPAÑERO" S. CAYETANO
Committee on Public Order and Illegal Drugs
Committee on Civil Service
and Government Reorganization



MANNY VILLAR
Committee on Civil Service and Government Reorganization

Ex - Officio Members :

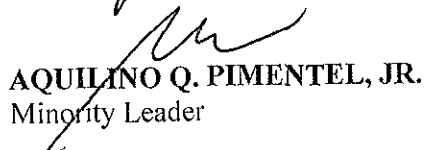


JINGGOY EJERCITO ESTRADA
President Pro-Tempore



JUAN MIGUEL F. ZUBIRI
Majority Leader

may amend;




AQUILINO Q. PIMENTEL, JR.
Minority Leader

Hon. JUAN PONCE ENRILE
President
Senate of the Philippines
Pasay City

FOURTEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
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SENATE

RECEIVED BY: 

S. No. 3015

(In substitution of S. Nos. 2429 and 2577)

Prepared jointly by the Committees on Public Order and Illegal Drugs; and Civil Service and Government Reorganization with Senators Lacson, Villar and Honasan as authors

AN ACT
ADJUSTING THE REQUIREMENTS ON EDUCATION AND FOR PROMOTION IN THE PHILIPPINE NATIONAL POLICE AMENDING FOR THE PURPOSE REPUBLIC ACT NO. 8551, OTHERWISE KNOWN AS THE PHILIPPINE NATIONAL POLICE REFORM AND REORGANIZATION ACT OF 1998 AND FOR OTHER PURPOSES

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

1 Section 1. Section 30 (j) of Republic Act No. 6975, as amended by Section
2 14 of Republic Act No. 8551 is hereby amended to read as follows:

3 "Section 30. General Qualifications for Appointment. – No
4 person shall be appointed as officer or member of the PNP unless he
5 or she possesses the following minimum qualifications.

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7 (j) For a new applicant, must not be less than twenty-one (21)
8 nor more than thirty years of age: **PROVIDED, THAT**, except for the
9 last qualification, the above enumerated qualifications shall be
10 continuing in character and an absence of any one of them at any
11 given time shall be a ground for separation or retirement from the
12 service: *Provided, FURTHER*, that PNP members who are already in
13 the service upon the effectivity of [this Act] **REPUBLIC ACT NO. 8551**
14 shall be given [at least two (2) more] **FIVE (5)** years to obtain the
15 minimum educational qualification, **TO BE RECKONED FROM THE**
16 **DATE OF THE EFFECTIVITY OF THIS AMENDATORY ACT**, and
17 [shall be given] one (1) year to satisfy the weight requirement."

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1 Section. 2. Section 38 (a) of Republic Act No. 6975, as amended by Section
2 33 of Republic Act No. 8551, is hereby further amended to read as follows:

3 "Section 38. Promotions. – (a) A uniformed member of the PNP
4 shall not be eligible for promotion to a higher position or rank unless he
5 or she has successfully passed the corresponding promotional
6 examination given by the Commission, or the Bar, or the
7 corresponding board examinations for technical services and other
8 professions, has satisfactorily completed the appropriate accredited
9 course in the PNPA or equivalent training institutions, and has
10 satisfactorily passed the required psychiatric/psychological and drug
11 tests. In addition, [no uniformed member of the PNP shall be eligible
12 for promotion during the pendency of his or her administrative and/or
13 criminal case or unless he or she has been cleared by the People's
14 Law Enforcement Board (PLEB), and the Office of the Ombudsman of
15 any complaints proffered against him or her, if any.] **THE**
16 **INSTITUTION OF A CRIMINAL ACTION OR COMPLAINT AGAINST**
17 **A POLICE OFFICER SHALL NOT BE A BAR TO PROMOTION:**
18 **PROVIDED, HOWEVER, THAT UPON FINDING OF PROBABLE**
19 **CAUSE, NOTWITHSTANDING ANY CHALLENGE THAT MAY BE**
20 **RAISED AGAINST THAT FINDING THEREAFTER, THE**
21 **CONCERNED POLICE OFFICER SHALL BE INELIGIBLE FOR**
22 **PROMOTION. PROVIDED FURTHER, THAT, IF THE CASE**
23 **REMAINS UNRESOLVED AFTER ONE (1) YEAR FROM THE**
24 **AFOREMENTIONED DETERMINATION OF PROBABLE CAUSE, HE**
25 **OR SHE SHALL BE CONSIDERED FOR PROMOTION. IN THE**
26 **EVENT HE OR SHE IS HELD GUILTY OF THE CRIME BY FINAL**
27 **JUDGEMENT, SAID PROMOTION SHALL BE RECALLED**
28 **WITHOUT PREJUDICE TO THE IMPOSITION OF THE**
29 **APPROPRIATE PENALTIES UNDER APPLICABLE LAWS, RULES**
30 **AND REGULATIONS."**

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32 Section 3. Implementing Rules and Regulations. – The National Police
33 Commission and the Philippine National Police shall promulgate the necessary rules
34 and regulations for the effective implementation of this Act. Such rules and
35 regulations shall take effect upon its publication in two (2) newspapers of general
36 circulation.

1 Section 4. Separability Clause. – If for any reason, any provision of this Act is
2 declared to be unconstitutional or invalid, the other sections or provisions thereof
3 which are not affected thereby shall continue to be in full force and effect.

4 Section 5. Repealing Clause. – All laws, decrees, executive orders, rules and
5 regulations, and other issuances or parts thereof which are inconsistent with this Act
6 are hereby repealed, amended or modified accordingly.

7 Section 6. Effectivity Clause. – This Act shall take effect fifteen (15) days
8 after its complete publication in at least two (2) newspapers of general circulation.

9 Approved,