


FIFTEENTH CONGRESS OF THE REPUBLIC)
OF THE PHILIPPINES)
First Regular Session)



'11 JUN -7 P 6:23

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SENATE

COMMITTEE REPORT NO. 50

Submitted by the Committee on National Defense and Security on
JUN - 7 2011.

Re: Senate Bill No. 2869

Recommending its approval in substitution of Senate Bill No. 20, Senate Bill No. 2285 and House Bill No. 6

Sponsors: Senators Lacson, Trillanes IV and Defensor Santiago

MR. PRESIDENT:

The Committee on National Defense and Security to which were referred Senate Bill No. 20, introduced by Senator Trillanes, entitled:

**“AN ACT
PRESCRIBING FIXED TERMS FOR THE CHIEF OF STAFF AND
MAJOR SERVICE COMMANDERS OF THE ARMED FORCES OF
THE PHILIPPINES AND FOR OTHER PURPOSES”**

Senate Bill No. 2285, introduced by Senator Defensor Santiago, entitled:

**“AN ACT
PRESCRIBING A FIXED TERM FOR THE CHIEF OF STAFF OF
THE ARMED FORCES OF THE PHILIPPINES AND FOR OTHER
PURPOSES”**

and House Bill No. 6, introduced by Representatives Biazon, Ortega (F), Sarmiento (M.), Bataoil and Calimbas-Villarosa, entitled:

**“AN ACT
PRESCRIBING A FIXED TERM FOR THE CHIEF OF STAFF OF
THE ARMED FORCES OF THE PHILIPPINES AND FOR OTHER
PURPOSES”**

has considered the same and has the honor to report them back to the Senate with the recommendation that the attached bill, Senate Bill No. 2869, prepared by the Committee, entitled:

**“AN ACT
PRESCRIBING FIXED TERMS FOR THE CHIEF OF STAFF AND
THE MAJOR SERVICE COMMANDERS OF THE ARMED FORCES
OF THE PHILIPPINES (AFP) AND FOR OTHER PURPOSES”**

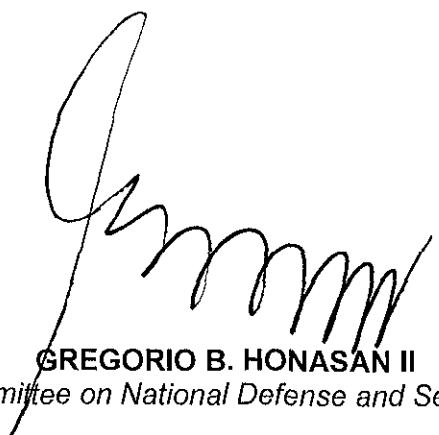
be approved in substitution of Senate Bill No. 20, Senate Bill No. 2285 and House Bill No. 6 with Senators Trillanes IV, Defensor Santiago and Lacson as authors thereof.

Respectfully submitted:

Chairman:


PANFILO M. LACSON
Committee on National Defense and Security

Vice- Chairmen:

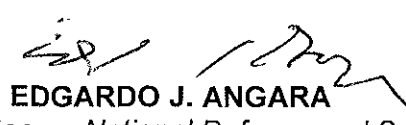

GREGORIO B. HONASAN II
Committee on National Defense and Security

LOREN B. LEGARDA
Committee on National Defense and Security


Members:



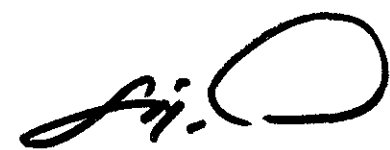
TEOFISTO L. GUINGONA III
Committee on National Defense and Security



EDGARDO J. ANGARA
Committee on National Defense and Security



FRANCIS "CHIZ" G. ESCUDERO
Committee on National Defense and Security



MANUEL "LITO" M. LAPID
Committee on National Defense and Security



FERDINAND R. MARCOS, JR.
Committee on National Defense and Security



FRANCIS N. PANGILINAN
Committee on National Defense and Security



SERGIO R. OSMEÑA III
Committee on National Defense and Security



RALPH G. RECTO
Committee on National Defense and Security



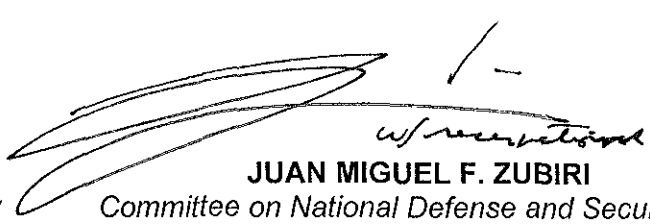
RAMON BONG REVILLA, JR.
Committee on National Defense and Security



ANTONIO "SONNY" F. TRILLANES IV
Committee on National Defense and Security



MANNY VILLAR
Committee on National Defense and Security



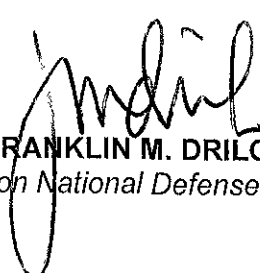
JUAN MIGUEL F. ZUBIRI
Committee on National Defense and Security



PIA S. CAYETANO
Committee on National Defense and Security



JOKER P. ARROYO
Committee on National Defense and Security




FRANKLIN M. DRILON
Committee on National Defense and Security

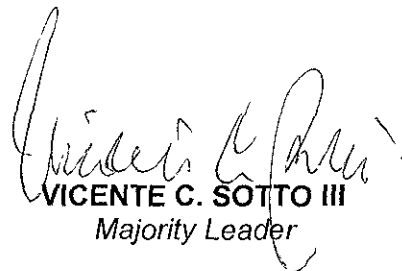
Ex-Officio Members:



JINGGOY EJERCITO ESTRADA
President Pro-Tempore



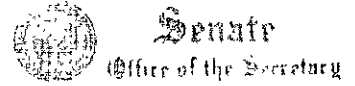
ALAN PETER S. CAYETANO
Minority Leader



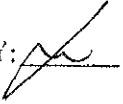
VICENTE C. SOTTO III
Majority Leader

Honorable JUAN PONCE ENRILE
Senate President

FIFTEENTH CONGRESS OF THE REPUBLIC)
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RECEIVED BY: 

SENATE NO. 2869

Prepared by the Committee on National Defense and Security with Senators Trillanes IV, Defensor Santiago and Lacson as authors

AN ACT

PRESCRIBING FIXED TERMS FOR THE CHIEF OF STAFF AND THE MAJOR SERVICE COMMANDERS OF THE ARMED FORCES OF THE PHILIPPINES (AFP) AND FOR OTHER PURPOSES.

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

1 **Section 1.** *Declaration of Policy* – It is hereby declared the policy of the State
2 to give due recognition to the significance of the position of the Chief of Staff and the
3 Major Service Commanders of the Armed Forces of the Philippines (AFP) in order to
4 promote the stability of the AFP as an institution thereby enabling it to perform its
5 constitutional mandate.

6 **Sec. 2.** *Terms of Office.* – The Chief of Staff of the Armed Forces of the
7 Philippines shall have a fixed term of office of three (3) years. The Major Service
8 Commanders shall each have a minimum term of office of two (2) years without
9 prejudice to being appointed as Chief of Staff if otherwise qualified. *Provided, that,* no
10 officer shall be appointed as a Major Service Commander if that officer has less than
11 two (2) years remaining in the active service: *Provided, further,* That no extension of
12 term shall be allowed, except for the position of the Chief of Staff, which may be
13 extended in cases of war or national emergencies as Congress may declare. The terms
14 of office for both the Chief of Staff and the Major Service Commanders shall commence
15 on the date of appointment by the President.

1 When the officer appointed to the position of Chief of Staff (AFP) reaches the
2 compulsory retirement age before the end of the three (3) year term, the statutory
3 compulsory retirement of the Chief of Staff (AFP) shall be deferred until the completion
4 of the prescribed term: *Provided, however,* that the Chief of Staff (AFP) may be
5 removed by the President as Commander in Chief for loss of confidence at any time
6 before the end of the term of three (3) years.

7 The President shall select from among the officers in the grades of Major
8 General/Rear Admiral to Lieutenant General/Vice Admiral the officer who, in the
9 judgment of the President, is best qualified for the position of Chief of Staff.

10 **Sec. 3. *Rules and Regulations.*** – The Secretary of National Defense shall
11 formulate the rules and regulations necessary to implement the provisions of this Act.

12 **Sec. 4. *Repealing Clause.*** – All issuances, laws, decrees, orders, rules and
13 regulations, or parts thereof not consistent with this Act are hereby repealed or modified
14 accordingly.

15 **Sec. 5. *Effectivity.*** – This Act shall take effect fifteen (15) days following its
16 publication in the *Official Gazette* or in at least two (2) newspapers of general
17 circulation.

18 Approved.