

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



Senate
Office of the Secretary

'13 SEP 11 P 6:31

SENATE
S.B. No. 1649

RECEIVED BY: *ja*

Introduced by Senator Maria Lourdes Nancy S. Binay

EXPLANATORY NOTE

Sexual violence in our district, city and municipal jails often happens, although most remain undocumented. Most vulnerable are female prisoners who are confined in the same detention cells with male prisoners.

To safeguard the safety and well-being of female prisoners, and to deter abuse on their persons, this bill seeks to mandate all district, city, and municipal jail to maintain separate secure, clean and sanitary detention facilities for female prisoners, and for this purpose propose an amendment to Section 63 of Republic Act No. 6975, otherwise known as the Department of Interior and Local Government Law Act of 1990.

In view of the foregoing, the passage of this bill is earnestly recommended.


MARIA LOURDES NANCY S. BINAY
Senator

'13 SEP 11 P 6:32

SENATE
S.B. No. 1649

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Introduced by Senator Maria Lourdes Nancy S. Binay

AN ACT ENSURING THE SECURITY OF WOMEN CONFINED IN DISTRICT, CITY,
AND MUNICIPAL JAILS BY REQUIRING THE MAINTENANCE OF SEPARATE
DETENTION FACILITIES FOR WOMEN PRISONERS, AMENDING FOR THIS
PURPOSE SECTION 63 OF REPUBLIC ACT NO. 6975, OTHERWISE KNOWN AS THE
DEPARTMENT OF INTERIOR AND LOCAL GOVERNMENT ACT OF 1990, AND FOR
OTHER PURPOSES

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

3
4 **SECTION 1.** Section 63 of Republic Act No. 6975, as amended, otherwise known as the
5 "Department of Interior and Local Government Act of 1990" is hereby amended to read as
6 follows:

7
8 **Section 63. Establishment of District, City or Municipal Jail.** There shall be
9 established and maintained in every district, city and municipality a **SEPARATE**
10 **AND** secured **JAIL, DETENTION OR PRISON CELL FOR MALE AND**
11 **FEMALE, WHICH SHALL BE** clean adequately equipped and sanitary [jail] for
12 the custody and safekeeping of city and municipal prisoners, any fugitive from justice,
13 or person detained awaiting investigation or trial and/or transfer to the national
14 penitentiary, and/or violent mentally ill person who endangers himself or the safety of
15 others, duly certified as such by the proper medical or health officer, pending the
16 transfer to a medical institution. **THE MUNICIPAL OR CITY JAIL SHALL**
17 **ENSURE, AT ALL TIMES DURING THE PERIOD OF DETENTION, THAT**
18 **THE FEMALE DETAINEE OR PRISONER SHALL NOT BE CONFINED**
19 **ALONG WITH MALE DETAINEES OR PRISONERS.**

20
21 The municipal or city jail service shall preferably be headed by a graduate of a four
22 (4) year course in psychology, psychiatry, sociology, nursing, social work or
23 criminology who shall assist in the immediate rehabilitation of individuals or
24 detention of prisoners. Great care must be exercised so that the human rights of this
25 prisoners are respected and protected, and their spiritual and physical well-being are
26 properly and promptly attended to.

27
28 **SECTION 2. Monitoring of Compliance.** The Bureau of Jail Management and Penology
29 (BJMP) in close coordination with the local government unit concerned, shall immediately
30 after the effectivity of this Act, monitor and ensure compliance with the provisions of this Act
31 by all cities and municipalities. The Chief of the BJMP shall submit a report to the
32 Department of Interior and Local Government on the condition, status, and compliance by the

1 municipal or city jail with the provisions of this Act within one (1) year from effectivity of
2 this Act, and every year thereafter.

3

4 **SECTION 3.** *Separability Clause.* If any portion or provision of this Act is declared void and
5 unconstitutional, the remaining portions or provisions hereof shall not be affected by such
6 declaration.

7

8 **SECTION 4.** *Repealing Clause.* All laws, decrees, orders, rules and regulations, other
9 issuances, or parts thereof inconsistent with the provisions of this Act are hereby repealed or
10 modified accordingly.

11

12 **SECTION 5.** *Effectivity.* This Act shall take effect fifteen (15) days after its complete
13 publication in at least two (2) newspapers of general circulation.

14

15 Approved,