

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



Senate
Office of the Secretary

13 SEP 11 P6 35

SENATE
S. B. No. 1655

RECEIVED BY: *ji*

Introduced by Senator Maria Lourdes Nancy S. Binay

EXPLANATORY NOTE

Section 11 of Article II of the 1987 Constitution of the Republic of the Philippines provides:

Section 11. The State values the dignity of every human, person and guarantees full respect for human rights.

The proposed law affirms that persons who are prostituted are victims, and tolerate vile acts against their person because of difficult economic and social condition in which they find themselves. In order to deter continued exploitation and degradation of human dignity, it is proposed that persons who promote, facilitate and induce prostitution should be held accountable and held liable under our penal laws. These are the so-called "pimps" or promoters of prostitutes who perpetuate violation of basic human right to dignity.

Similarly, acts which in the commission of acts of prostitution, such as knowingly deriving profit from unlawful acts of prostitution should likewise be punished.

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


MARIA LOURDES NANCY S. BINAY
Senator

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1 AN ACT PUNISHING ANY PERSON WHO SHALL PROMOTE, FACILITATE,
2 INDUCE ANOTHER TO ENGAGE IN THE ACT OF PROSTITUTION AND PUNISHING
3 ANY PERSON WHO SHALL DERIVE MONEY OR PROFIT FROM PROSTITUTION,
4 PROVIDING PENALTIES THEREFOR, AND FOR OTHER PURPOSES
5

6 *Be it enacted by the Senate and House of Representatives of the Philippines in Congress*
7 *assembled:*
8
9

10 **SECTION 1.** *Short Title.* This Act shall be known as an "Act Punishing Persons who
11 Engage in the Promotion and Facilitation of Prostitution."
12

13 **SECTION 2.** *Unlawful Acts.* It shall be unlawful for any person to:
14

15 (1) Engage in or promote, facilitate or induce prostitution which include, but are
16 *not limited to, the following:*
17

18 a. Acting as a procurer of a prostitute;
19

20 b. Inducing a person to be a client of a prostitute by means of written or
21 oral advertisements or other similar means;
22

23 c. Threatening, using violence or intimidation, forcing, or in any manner
24 coercing, using undue influence to any person to engage in
25 prostitution;
26

27 (2) Knowingly derive profit or advantage from prostitution, whether as manager
28 or owner of the establishment where the prostitution takes place, or of the
29 sauna, disco, bar, resort, place of entertainment or establishment serving as a
30 cover or which engages in prostitution in addition to the activity for which the
31 license has been issued to said establishment.
32

33 "Prostitution" for purposes of this Act shall mean, subjecting any person or persons to
34 habitually indulge in sexual intercourse or lascivious conduct, whether or not for money or
35 profit.
36

37 **SECTION 3.** *Penalty.* Any person found violating this Act shall suffer the penalty of *prison*
38 *mayor.*

1 If the offended party is a person below eighteen (18) years of age or those over but are unable
2 to fully take care of themselves or protect themselves from abuse, neglect, cruelty,
3 exploitation or discrimination because of a physical or mental disability or condition, the
4 provisions of Republic Act No. 7610, otherwise known as the "Special Protection of Children
5 Against Abuse, Exploitation and Discrimination Act", shall apply.

6
7 **SECTION 4. *Separability Clause.*** If for any reason, any section or part of this Act is held
8 unconstitutional or invalid, such parts not affected thereby shall remain in full force and
9 effect.

10
11 **SECTION 5. *Repealing Clause.*** All laws, decrees, orders, rules and regulations, other
12 issuances, or parts thereof inconsistent with the provisions of this Act are hereby repealed or
13 modified accordingly.

14
15 **SECTION 6. *Effectivity.*** This Act shall take effect fifteen (15) days after its complete
16 publication in at least two (2) newspapers of general circulation.

17
18 Approved,