

THIRTEENTH CONGRESS OF THE  
REPUBLIC OF THE PHILIPPINES  
*First Regular Session*

'04 JUN 30 P9:11

SENATE  
S. No. 655

RECEIVED BY: *lala*

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INTRODUCED BY HON. MANUEL B. VILLAR, JR.

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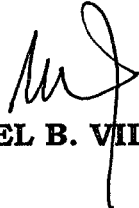
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**EXPLANATORY NOTE**

With the increasing number of out-of-school youth and young people becoming addicted to prohibited substances, what was believed that the young people are the hope of the nation may no longer hold true.

It is the belief of the sponsor that existing laws are not enough to curtail the continuous degradation of the potentials of our youth. Thus, this proposed measure is aimed at punishing unscrupulous businessmen, government officials and crime syndicates who prey on our youth.

Hence, urgent passage of this bill is strongly recommended.

  
MANUEL B. VILLAR, JR.

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**AN ACT  
AMENDING PRESIDENTIAL DECREE NO. 1619, OTHERWISE KNOWN  
AS "ACT PENALIZING THE USE OR POSSESSION OR THE  
UNAUTHORIZED SALE TO MINORS OF VOLATILE SUBSTANCES FOR  
THE PURPOSE OF INDUCING INTOXICATION OR IN ANY MANNER  
CHANGING, DISTORTING OR DISTURBING THE AUDITORY, VISUAL OR  
MENTAL PROCESSES", AND FOR OTHER PURPOSES**

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

SECTION 1. Section 1 of Presidential Decree No. 1619 is hereby amended to read as follows:

SECTION 1. A.) Volatile Substances as used in this Decree shall mean and include any liquid, solid or mixed substance having the property of releasing toxic vapors or fumes containing one or more of the following chemical compounds: methanol, ethanol, isopropanol, ethyl acetate, n-propyl acetate, n-butyl acetate acetone, methyl ethyl ketone, methyl butyl ketone, benzene, toluene, xylene, styrene, naphthalene, n-pentane, n-hexane, n-heptane, methylene chloride, trichloroethylene, tetrachloroethylene, nitrous oxide, dichlorodifluoromethane, chlorodifluoromethane, isoamyl nitrate, ether or chloroform, **PENTANE, HEXANE, HEPTANE, N-OCTANE, PERCHLOROETHYLENE, CHLOROBENZENE, O-DICHLOROBENZENE, METHYL ACETATE, ISOBUTYL ACETATE, AMYL ACETATE, DIETHYL ETHER, ISOPROPYL ETHER, MONOETHANOLAMINE, GLYCOL ETHERS, NITROBENZENE, NITROMETHANE, BUTANOL, METHYLENE CHLORIDE, ACETIC ACID, CYCLOHEXANONE, CYCLOHEXANOL, TETRAHYDROFURAN** or any other chemical substance which when sniffed, smelled, inhaled, or introduced into the physiological system of the body produces or induces a condition of intoxication, inebriation, excitement, stupefaction, dulling of the brain or nervous system, depression, giddiness, paralysis, or irrational behavior or in any manner changing, distorting or disturbing the auditory, visual or mental processes. **THIS INCLUDES THEIR BYPRODUCTS LIKE BUT NOT LIMITED TO GLUE, GASES, PAINT THINNER, LAQUERS, AEROSOL PAINT AND PERFUMES.**

**B. RETAIL - THE SELLING OF VOLATILE SUBSTANCES BY HARDWARE, STORES AND OTHER BUSINESS ESTABLISHMENT FOR HOUSEHOLD OR CONSTRUCTION CONSUMPTION."**

SECTION 2. Section 2 of Presidential Decree No. 1619 is hereby amended to read as follows:

SECTION 2. The use or possession of volatile substances for the purpose of inhalation to induce or produce intoxication or any of the conditions described in the preceding section shall be punishable by imprisonment ranging from [six months and one day to] four years **TO SIX (6) YEARS** and a fine ranging from [six hundred to] four thousand pesos **TO TEN (1B) THOUSAND PESOS**. [ Provided, however that the provisions of Article VI, entitle "Rehabilitative Confinement and Suspension of Sentence", of Republic Act No. 6425, as amended (otherwise known as the Dangerous Drugs Act of 1972), shall, whenever appropriate, apply to the cases arising hereunder.]

SECTION 3. Section 3 of Presidential Decree 1619 is hereby amended to read as follows:

SECTION 3. The penalty of imprisonment ranging from [four] SIX (6) years and one (1) day to [eight] TEN (10) years and a fine ranging from [four] TEN (10) thousand to [eight] **TWENTY** thousand pesos shall be imposed upon any person who sells, administers, delivers, or gives away to another, on any terms whatsoever, or distributes, dispatches in transit or transports or who acts as a broker in any of such transactions, any substance or mixture of substances containing one or more of the chemical compounds mentioned in Section one hereof for the purpose of inhalation to induce or produce intoxication or any of the conditions described therein."

SECTION 4. Section 4 of Presidential Decree 1619 is hereby amended to read as follows:

SECTION 4. The penalty of imprisonment ranging from [four] SIX (6) years and one DAY [month] to [eight] TWELVE (12) years and a fine ranging from [four] FIFTY (50) thousand to ONE HUNDRED (100) [eight] thousand pesos shall be imposed upon any person, or group of person who shall maintain a den, dive or resort where any substance or mixture of substances containing one or more of the chemical compounds mentioned in Section one hereof is used for the purpose of inhalation to induce or produce intoxication or any of the conditions described therein.

SECTION 5. Section 5 of Presidential Decree 1619 is amended to read as follows:

"SECTION 5. [The sale of, and offer to sell, volatile substances to minors without requiring the written consent of their parents or guardians as a condition for such sale or offer to sell shall be punishable by imprisonment ranging from six months and one day to four years and a fine ranging from six hundred to four thousand pesos: Provided, That when the minor is eighteen years or over and is duly licensed to drive a motor vehicle, such written consent shall not be necessary when the volatile substance sold or offered for sale is gasoline or any other motive fuel for motor vehicles.] ANY PERSON OR BUSINESS ESTABLISHMENT ENGAGED IN RETAIL BUSINESS WHO KNOWINGLY SELLS, OFFER TO SELL, DELIVERS, BROKERS TO MINORS VOLATILE SUBSTANCES AS DEFINED IN SECTION ONE INCLUDING THEIR BYPRODUCTS SHALL BE PUNISHABLE BY IMPRISONMENT RANGING FROM SIX (6) YEARS ONE (1) DAY TO TWELVE (12) YEARS AND A FINE RANGING FROM TEN THOUSAND PESOS (P10,000) TO FIFTY THOUSAND PESOS (P50,000); PROVIDED THAT THE PENALTY HEREIN PRESCRIBED

SHALL BE IMPOSED UPON THE OWNERS, PRESIDENT, MANAGERS OR OFFICERS OF THE CORPORATION OR BUSINESS ESTABLISHMENT FOUND GUILTY OF VIOLATING THIS PROVISION."

SECTION 6. A new section is inserted between sections 6 and 7 which shall read as follows:

SECTION 6-A MANUFACTURERS SHALL PROVIDE A LABEL ON ALL PRODUCTS CONTAINING ANY OR A COMBINATION OF ANY OF THE VOLATILE SUBSTANCES ENUMERATED IN SECTION ONE HEREOF INDICATING THE ILL EFFECTS TO HUMAN BODY OF THE CONTINUED INHALATION OR INTOXICATION OF THE ABOVE SUBSTANCES AND THEIR BYPRODUCTS.

NON COMPLIANCE WITH THIS PROVISION IS A GROUND FOR THE REVOCATION OF THEIR LICENCES OR BUSINESS PERMITS AND THE IMPOSITION UPON THE OWNERS, PRESIDENTS AND OFFICERS OF THE CORPORATION OF THE PENALTY OF IMPRISONMENT RANGING FROM FOUR YEARS TO SIX YEARS AND A FINE RANGING FROM TEN THOUSAND TO TWENTY THOUSAND PESOS.

SECTION 7. All laws, decrees, orders, rules and regulations, ordinances or parts thereof inconsistent with this Act are hereby repealed or modified accordingly.

SECTION 8. This Act shall take effect fifteen (15) days after its complete publication in at least two newspapers of general circulation.

*Approved,*