

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

'04 JUN 30 11:33

SENATE

RECEIVED BY: 

S.B. No. 948

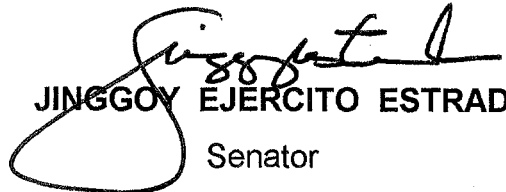
Introduced by Senator Jinggoy Ejercito Estrada

EXPLANATORY NOTE

White slave trade is a major threat and menace to the dignity and welfare of women and young children. It reduces them to mere sex objects. Efforts from the various sectors of the society and the government have proven to be futile due to the ills of the criminal justice system and its conversion to a lucrative business by some self-serving businessmen with little or no regard for the lives they abuse, exploit and destroy in procuring women and young children to satiate other people's lust.

With this alarming thought, there is a need to amend existing laws to deter if not totally eradicate this inhumane practice of peddling women as sex objects. This bill seeks to provide a higher penalty for white slave trade, punishable under Article 341 of the Revised penal Code, as amended. It likewise provides for the punishment of persons acting as procurer to solicit a person to become a client of a prostitute and/or persons recruiting women under the pretext of lawful employment but in reality, to turn over the same woman to another or others to work as a prostitute. Sanctions are also rendered against establishments or enterprises, which promote, facilitate or conduct activities constituting prostitution.


As white slave trade is becoming more rampant rather than curtailed, there is a need to put more teeth into the law and impose higher penalty against those who transgress and exploit women and young children. The immediate passage of this bill is strongly urged.


JINGGOY EJERCITO ESTRADA
Senator

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

'04 JUN 30 PM 1:33

SENATE

RECEIVED BY: 

S.B. No. 948

Introduced by Senator Jinggoy Ejercito Estrada

AN ACT

**AMENDING ARTICLE 341 (WHITE SLAVE TRADE) OF THE
REVISED PENAL CODE TO PROVIDE A DETERRENT TO THE
PROMOTION OF THE PROSTITUTION AND INCREASING THE
PENALTY OF IMPRISONMENT AND FINE AND FOR OTHER
PURPOSES**

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

SECTION 1. Article 341 of the Revised Penal Code, is hereby amended to read as follows:

a. "Art. 341. White slave Trade. a. The penalty of RECLUSION TEMPORAL (Prison mayor) in its medium and maximum periods shall be imposed upon any person who, in any manner, or under any pretext shall engage in the business or shall profit by (prostitution or shall enlist the services of any other for the purpose of prostitution)

(1) ACTING AS A PROCURER TO SOLICIT A PERSON TO BECOME THE CLIENT OF A PROSTITUTE IF THE CLIENT CONSENTS TO BE PROCURED FOR THE PROSTITUTE, THE LATTER SHALL LIKEWISE BE PUNISHED UNDER THIS ARTICLE.

(2) INDUCING A PERSON TO BE A CLIENT OF A PROSTITUTE BY MEANS OF ADVERTISEMENT OR OTHER SIMILAR MEANS;

- (3) CONFRONTING ANY PERSON IN ANY STREET OR PUBLIC PLACE WITH THE INTENT TO SOLICIT HIM TO BE THE CLIENT OF A PROSTITUTE;
- (4) RECRUITING A WOMAN UNDER THE PRETEXT OF LAWFUL EMPLOYMENT BUT ACTUALLY FOR THE PURPOSE OF TURNING HER OVER TO OPERATORS OF WHITE SLAVERY.
- (5) DECEITFULLY TAKING ADVANTAGE OF OR THROUGH INFLUENCE DUE TO HIS RELATIONSHIP SHALL PROCURE A WOMAN AS PROSTITUTE;
- (6) THREATENING OR USING VIOLENCE TOWARDS A WOMAN TO ENGAGE PROSTITUTE;
- (7) TAKING ADVANTAGE OF HIS RELATIONSHIP IN ORDER TO DEMAND FROM THE WOMAN WHO HAS PROSTITUTED HERSELF THE WHOLE OR A PART OF THE COMPENSATION DERIVED FROM PROSTITUTION;
- (8) GIVING MONETARY CONSIDERATION, GOODS OR OTHER PECUNIARY BENEFIT TO A WOMAN BY MEANS OF AN ADVANCE OR OTHER MEANS WITH THE INTENT TO MAKE SUCH WOMAN AS A PROSTITUTE;
- (9) MAINTAINING CALL GIRLS THAT WILL CATER TO FOREIGN TOURIST AND LOCAL CLIENTS; AND
- (10) FURNISHING A PLACE FOR PROSTITUTION OR ENGAGING IN THE BUSINESS OF FURNISHING THE PLACE FOR PROSTITUTION, MAKING IT HIS BUSINESS TO ALLOW WOMEN PROSTITUTES TO LIVE AT THE ESTABLISHMENT WHICH HE POSSESSES AND MANAGES OR AT THE PLACE WHICH HE DESIGNATES AND FURNISHING THE FUNDS, LAND, OR BUILDING NECESSARY FOR THE BUSINESS.

b. SANCTIONS FOR ESTABLISHMENTS OR ENTERPRISES WHICH PROMOTE, FACILITATE OR CONDUCT ACTIVITIES CONSTITUTING PROSTITUTION - ALL ESTABLISHMENTS AND ENTERPRISES WHICH PROMOTE OR FACILITATE PROSTITUTION SHALL AUTOMATICALLY BE CLOSED AND THEIR AUTHORITY OR LICENSE TO OPERATE SHALL BE CANCELLED, WITHOUT PREJUDICE TO THE OWNER OR MANAGER THEREOF BEING PROSECUTED UNDER THIS ARTICLE AND/OR THE REVISED PENAL CODE, AS AMENDED, OR BY SPECIAL LAWS. SUCH ESTABLISHMENTS AND ENTERPRISES SHALL

REMAIN CLOSED UNTIL THE COURT DETERMINES OTHERWISE,
TAKING INTO CONSIDERATION THE INTEREST AND WELFARE OF
THE PEOPLE AND THE IMMORALITY OF THE ACT.

AN ESTABLISHMENT SHALL BE PRESUMED PRIMA FACIE
ENGAGE IN THE PROMOTION OR FACILITATION OF PROSTITUTION IF
THE ACTS CONSISTING PROSTITUTION OCCUR IN THE PREMISES.

SECTION 2. This Act shall take effect fifteen (15) days after its publication
in two (2) national newspapers of general circulation.

Approved.