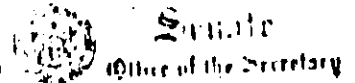


SIXTEENTH CONGRESS OF THE REPUBLIC)
OF THE PHILIPPINES)
Third Regular Session)



'15 DEC 16 P4 55

SENATE
S. No. 3038

RECEIVED BY: *J*

Introduced by Senator Miriam Defensor Santiago

AN ACT
AMENDING REPUBLIC ACT NO. 8485, ALSO KNOWN AS ANIMAL WELFARE
ACT OF 1998, TO PROHIBIT THE USE OF ANIMALS FOR MARKETING
MEDICAL DEVICES

EXPLANATORY NOTE

The purpose of the present Animal Welfare Act is to protect and promote the welfare of all animals in the Philippines by supervising and regulating the establishment and operations of all facilities utilized for breeding, maintaining, keeping, treating or training of all animals either as objects of trade or as household pets.

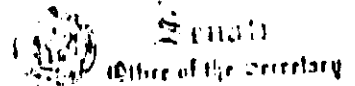
However, under the said law, animals are allowed to suffer and even die for a mere sales demonstration. If the Animal Welfare Act is amended, the use and/or killing of live animals for the sake of sales will not be allowed.

This bill seeks to amend the Animal Welfare Act of 1998 to prohibit the use of live animals in sales and marketing demonstrations of medical devices and products.¹

Miriam Defensor Santiago
MIRIAM DEFENSOR SANTIAGO
78

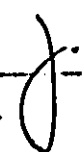
¹ This bill was filed during the Fourteenth Congress, First Regular Session.

SIXTEENTH CONGRESS OF THE REPUBLIC)
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MEDICAL DEVICES

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

1 SECTION 1. Republic Act No. 8485, also known as the Animal Welfare Act of
2 1998 is hereby amended by inserting after Section 7 the following provisions:

3 SECTION 8. NO PERSON MAY USE A LIVE ANIMAL TO:

4 (1) DEMONSTRATE A MEDICAL DEVICE OR PRODUCT
5 TO A SALES REPRESENTATIVE FOR THE PURPOSE OF
6 MARKETING SUCH MEDICAL DEVICE OR PRODUCT;

7 (2) TRAIN A SALES REPRESENTATIVE TO USE A
8 MEDICAL DEVICE OR PRODUCT;

9 (3) DEMONSTRATE A MEDICAL DEVICE OR PRODUCT
10 IN A WORKSHOP OR TRAINING SESSION FOR THE PURPOSE
11 OF MARKETING A MEDICAL DEVICE OR PRODUCT; OR

12 (4) CREATE A MULTIMEDIA RECORDING (INCLUDING A
13 VIDEO RECORDING) FOR THE PURPOSE OF MARKETING A
14 MEDICAL DEVICE OR PRODUCT.

1 **THIS SECTION SHALL NOT APPLY TO THE TRAINING**
2 **OF MEDICAL PERSONNEL FOR A PURPOSE OTHER THAN**
3 **MARKETING A MEDICAL DEVICE OR PRODUCT.**

4 **THE TERM "DEVICE" REFERS TO ANY INSTRUMENT,**
5 **APPARATUS, IMPLEMENT, MACHINE, CONTRIVANCE,**
6 **IMPLANT, IN VITRO REAGENT, OR OTHER SIMILAR OR**
7 **RELATED ARTICLE, INCLUDING ANY COMPONENT, PART,**
8 **OR ACCESSORY, WHICH IS INTENDED FOR USE IN THE**
9 **DIAGNOSIS OF DISEASE OR OTHER CONDITIONS, OR IN THE**
10 **CURE, MITIGATION, TREATMENT, OR PREVENTION OF**
11 **DISEASE, IN MAN OR OTHER ANIMALS, OR INTENDED TO**
12 **AFFECT THE STRUCTURE OR ANY FUNCTION OF THE BODY**
13 **OF MAN OR OTHER ANIMALS.**

14 **SECTION 2. *Repealing Clause.*** – All laws, decrees, orders, and issuances, or
15 portions thereof, which are inconsistent with the provisions of this Act, are hereby
16 repealed, amended or modified accordingly.

17 **SECTION 3. *Effectivity Clause.*** – This Act shall take effect fifteen (15) days after
18 its publication in the *Official Gazette* or in two (2) newspapers of general circulation.

Approved,

/ml10Nov2015