

SENATE

S. No. 495

Introduced by Senator Antonio "Sonny" F. Trillanes IV

AN ACT
ESTABLISHING THE CHILDREN'S CANCER HOSPITAL OF THE PHILIPPINES,
PROVIDING FUNDS THEREFOR AND FOR OTHER PURPOSES

EXPLANATORY NOTE

Article II Section 13 of the 1987 Constitution declares that the State recognizes the vital role of the youth in nation-building and shall promote and protect their physical, moral, spiritual, intellectual and social well-being. Moreover, Section 15 of the same article affirms that the State shall protect and promote the right to health of the people and instill health consciousness among them. Notwithstanding such policy assertions, government efforts remain inadequate, in light of the soaring statistics of children afflicted with and dying of cancer, to wit:


- *3, 000 to 3,500 children are diagnosed with cancer often at an advanced stage every year. Late diagnosis is a major problem with parents and local doctors unaware of the early signs of childhood cancer.*
- *Around 80% of children fail to complete the full course of treatment. It can be assumed that those who abandon treatment eventually die since cancer is ultimately fatal if not treated.*
- *Metro Manila cancer registry records in three hospitals show that eight kids/one every three hours, die everyday. Many more cases and deaths remain unreported.³*
- *In developed countries, childhood cancer survival rate is as high as ninety five percent (95%). In the Philippines, sadly, it is only ten to thirty percent (10-30%). Of the ten (10) who are diagnosed, only two or three will most likely survive. They die because they are poor, unable to afford the high costs of medication and treatment.*

It is against this alarming and bleak backdrop that this bill seeks to establish a government hospital especially committed to the treatment and care of indigent Filipino children suffering

from cancer. Furthermore, this measure also provides that the hospital be the center for children's research of the Government.

It is hoped that the passage of this measure shall provide a national model for the treatment and care of children with cancer, and accordingly, reduce cancer morbidity and mortality among children in the country.

In view of the foregoing, immediate approval of this measure is earnestly sought.


ANTONIO "SONNY" F. TRILLANES IV
Senator

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

1 **SECTION 1. Short Title.** - This Act shall be known as the "*Children's Cancer*
2 *Hospital Act of 2016*".

3
4 **SEC.2. Declaration of Policy.** - The State recognizes the vital role of the youth in
5 nation-building, thus the state shall promote and protect their physical well-being. To realize
6 this, an integrated and comprehensive approach to health development which shall endeavor
7 to make essential health services available to all the people at the affordable cost especially
8 the children shall be adopted.

9
10 **SEC. 3. Children's Cancer Hospital.** - There is hereby established, under the
11 Department of Health (DOH), a hospital for the benefit of Filipino children suffering from
12 cancer, to be known as the Children's Cancer Hospital (CCH), which shall be under the
13 management and supervision of a director who must be a physician of good reputation and of
14 recognized standing in the field of Oncology.

15
16 **SEC. 4. Indigent Children with cancer.** - It shall be incumbent upon the CCH to
17 render free medical service and give accommodation gratuitously to indigent children
18 afflicted with cancer, subject to the rules and regulations of the DOH.

1 **SEC. 5. *Cancer Research.*** - The CCH shall be the center for children's cancer
2 research of the Government. The Director shall provide a venue for cooperation with private
3 research institutes.

4
5 **SEC. 6. *Government Contributions.*** - The Government shall constitute the necessary
6 land, building, equipment and facilities to the CCH and shall pay such obligations for real
7 personal and mixed properties arising from such undertaking.

8
9 **SEC. 7. *Assistance from Government Offices.*** - The CCH may call upon any
10 department, bureau, office, agency or instrumentality of the Government, including
11 government owned or controlled corporations, for such assistance as it may need in the
12 pursuit of its purposes and objectives. All individuals, entities and institutions are hereby
13 enjoined to render full assistance and cooperation to the CCH in the accomplishment of its
14 objectives and activities.

15
16 **SEC. 8. *Tax Exemptions, etc.*** - All donations, contributions or endowments which
17 may be made by entities or persons to the CCH shall be exempt from income and gift taxes.

18
19 The CCH shall be exempt from the payment of taxes, charges and fees imposed by the
20 government or any political subdivision or instrumentality thereof with respect to equipment
21 purchases made by, or for, the CCH.

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23 **SEC. 9. *Implementing Rules and Regulations.*** - The DOH shall formulate the
24 necessary guidelines and promulgate rules and regulations implementing the provisions of
25 this Act.

26
27 **SEC. 10. *Appropriation.*** - Such sums as may be necessary for the immediate
28 implementation of the provisions of this Act is hereby authorized to be appropriated out of
29 any funds in the National Treasury not otherwise appropriated. Thereafter, funds for its
30 implementation shall be included in the regular appropriations of the DOH.

31
32 **SEC. 11. *Repealing Clause.*** - All laws, decrees, executive orders or parts thereof
33 inconsistent with the provisions of this Act are hereby repealed, amended or modified
34 accordingly.

1 **SEC. 12. *Separability Clause.*** - If any provision of this Act is held invalid or any
2 unconstitutional, other provisions not affected shall continue to be in full force and effect.

3
4 **SEC. 13. *Effectivity.*** - This Act shall take effect fifteen (15) days after its complete
5 publication in the Official Gazette or in at least two (2) newspapers of general circulation.

Approved,