

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

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S E N A T E

RECEIVED BY: 

S. No. 1289

Introduced by Senator Biazon

EXPLANATORY NOTE

Article XVI, Section 6 of the 1987 Philippine Constitution mandates the establishment of a single national and civilian police force, viz: "There shall be established and maintained one police force, which shall be national in scope and civilian in character, to be administered and controlled by the national Police Commission. The authority of local executives over the police units in their jurisdiction shall be provided by law"

In accordance with this provision, the PNP Law was enacted. The PNP Law provides for the creation of the National Police Commission and the basic functions of the police force. However, after its implementation, some structural defects were discovered in the present set-up of the PNP resulting in the local executives' ineffective control over the policemen, which eventually led to the breakdown of discipline among policemen and the deterioration of peace and order.

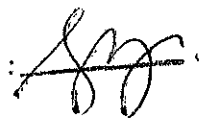
This bill seeks to remedy the situation by endowing the PNP with a dual character, namely, nationwide police operations and local police functions. This way, the local executives would have more authority over the police forces assigned to their municipality while allowing the PNP with the much needed flexibility in order to cope with problems which are national in scope.

Early approval of this bill is earnestly sought.


RODOLFO G. BIAZON
Senator

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AN ACT

CREATING A TWO-LEVEL NATIONAL POLICE, AMENDING FOR THIS PURPOSE SECTION TWENTY-FIVE (25) OF REPUBLIC ACT NUMBERED SIXTY NINE HUNDRED AND SEVENTY FIVE (R. A. 6975), OTHERWISE KNOWN AS THE "ACT ESTABLISHING THE PHILIPPINE NATIONAL POLICE UNDER A REORGANIZED DEPARTMENT OF THE INTERIOR AND LOCAL GOVERNMENT, AND FOR OTHER PURPOSES"

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

SECTION ONE: The second paragraph of section 25 of Republic Act No. 6975 is amended to read as follows:

"Sec. 25. Organization. x x x

The PNP shall be composed of a national office, regional offices, provincial offices, district offices and city of municipal stations. THE PNP MAY BE TASKED TO PERFORM A NATION-WIDE POLICE OPERATIONS AND LOCAL POLICE FUNCTIONS.

IN THE PERFORMANCE OF ITS NATION-WIDE FUNCTIONS, THE PNP SHALL PROVIDE FOR FLEXIBILITY, TRAINING, LOGISTICS, POLICY DEVELOPMENT, RECRUITMENT AND SIMILAR RESPONSIBILITIES. THE LOCAL POLICE WILL FOCUS ON THE ENFORCEMENT OF LAWS WITHIN THEIR RESPECTIVE JURISDICTION SUBJECT TO THE GUIDELINES WHICH THE GENERAL HEADQUARTERS MAY PROVIDE. AS REQUIRED BY THE SERVICE, POLICEMEN OF THE PNP SHALL BE ASSIGNED TO THE MUNICIPALITY OR THE CITY OF THEIR RESIDENCE. SHOULD THIS ACTION RESULT IN A DEPLETION OF THE DESIRED NUMBER OF THE POLICE FORCE IN ANY PARTICULAR MUNICIPALITY OR CITY, THE SAID POLICE FORCE SHALL BE AUGMENTED BY ASSIGNING THERETO SUCH NUMEBR OF POLICEMEN AS MAY BE NECESSARY.

THE CHIEF EXECUTIVE OF EVERY LOCAL GOVERNMENT UNIT SHALL OVERSEE AND DIRECT THE POLICE FORCE WITHIN THEIR RESPECTIVE JURISDICTION; PROVIDED, THAT WHENEVER THE POWER GIVEN TO THE LOCAL EXECUTIVE IS ABUSED, MUCH THAT THE EFFECTIVENESS OF THE OVER-ALL PEACE AND ORDER CAMPAIGN IS NEGATED, THE PRESIDENT OF THE PHILIPPINES MAY SUSPEND THE POWER OF OPERATIONAL

SUPERVISION AND CONTROL CONSISTENT WITH SECTION 52 OF THIS ACT; *PROVIDED, FURTHER*, THAT IN CASE OF SUSPENSION OF SUCH POWER OF OPERATIONAL SUPERVISION AND CONTROL, THE PERFORMANCE OF OVERSEEING AND DIRECTING THE POLICE FORCE SHALL BE EXERCISED BY THE PRESIDENT THROUGH THE REGIONAL DIRECTOR DULY RECOMMENDED BY THE SECRETARY OF THE INTERIOR AND LOCAL GOVERNMENT IN THE LOCAL GOVERNMENT UNIT AFFECTED.

x x x

SEC. 2. All other provisions of Republic Act No. 6975 which are not otherwise in conflict with any of the provisions hereof shall remain valid and in full force and effect.

SEC. 3. This Act shall take effect fifteen (15) days after its complete publication in the Official Gazette or in at least two (2) newspapers of general circulation, whichever comes earlier.

Approved.