

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

'04 JUL 22 10:48

SENATE **1458**  
S. B. No. \_\_\_\_\_

RECEIVED BY: \_\_\_\_\_

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Introduced by Senator Miriam Defensor Santiago

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**EXPLANATORY NOTE**

In the Philippines, there is no law prohibiting the manufacture or production of toy, look-alike, or imitation firearms which can be used by lawless elements in the commission of crimes against persons. Thus, the production and manufacture of such look-alike firearms contribute to the ever-increasing criminality in the country.

This bill seeks to regulate the manufacture or production of look-alike firearms unless such imitation firearms are approved by the Department of Trade and Industry.

*Miriam Defensor Santiago*  
MIRIAM DEFENSOR SANTIAGO

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**AN ACT**  
**PROHIBITING THE MANUFACTURE AND SALES OF IMITATION**  
**FIREARMS**

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

SECTION 1. *Short Title.* - This Act shall be known as the "Look-Alike Firearms Act."

SECTION 2. *Declaration of Policy.* - It is hereby declared to be the policy of the state to protect the welfare of its citizen by regulating the manufacture and sale of look-alike firearms.

SECTION 3. *Definition of Purpose.* - For purposes of this Act, - the term:

(1) "Look-alike firearm" means any imitation of any original firearm which was manufactured, designed and produced since 1898, including toy guns, water guns, replica non-guns, and air soft guns firing non-metallic projectiles.

SECTION 4. (1) *Acts Prohibited.* - It shall be unlawful for any person to manufacture, sale, ship, transport, or receive any toy, look-alike, or imitation firearm unless such firearm contains, or has affixed to it, a marking approved by the Secretary of Trade and Industry, as provided in paragraph (b) hereof.

(2) *Distinctive Markings for Toys, Look-alike, and Imitation Firearms; Exception; Waiver; Adjustment and Changes.* —

(a) Except as provided in paragraph (b) or (c), each toy, look-alike, or imitation firearm shall have as an integral part, permanently affixed, a blaze orange plug inserted in the barrel of such toy, look-alike or imitation firearm. Such plug shall be recessed no more than 6 millimeters from the muzzle end of the barrel of such firearm.

(b) The Secretary of Trade and Industry may provide for an alternative marking or device for any toy, look-alike, or imitation firearm not capable of being marked as provided in paragraph 1 and may waive the requirement of any such marking or device for any toy, look-alike, or imitation firearm that will only be used in theatrical, movie, or television industry.

(c) The Secretary is likewise authorized to make adjustments and changes in the marking system provided for by this SECTION, after consulting with interested persons.

*SECTION 5. Study of Criminal Misuse of toy, look-alike and imitation firearms; Report.* - The PNP Director is authorized and directed to conduct a technical evaluation of the marking systems provided for in this Act to determine their effectiveness in police combat situations. The Director shall begin the study within three months after the effectivity of this Act.

The PNP Director is authorized and directed to conduct a study of the criminal misuse of toy, look-alike, or imitation firearms, including studying police report of such incidences and shall report incidences relative to marked and unmarked firearms.

*SECTION 6. Separability Clause.* - If any provision or part hereof, is held invalid or unconstitutional, the remainder of the law or the provision not otherwise affected shall remain valid and subsisting.

SECTION 7. *Repealing Clause.* - Any law, presidential decree or issuance, executive order, letter of instruction, administrative order, rule or regulation contrary to, or inconsistent with the provisions of this Act is hereby repealed, modified, or amended accordingly.

SECTION 8. *Effectivity Clause.* - This Act shall take effect fifteen (15) days after its publication in at least two (2) newspapers of general circulation.

Approved.

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