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First Regular Session )

SENATE  
OFFICE OF THE SECRETARY

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SENATE  
S. No. 2042

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

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Introduced by **Senator Richard J. Gordon**

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**AN ACT REQUIRING THE REGISTRATION OF  
SUBSCRIBER IDENTITY MODULE (SIM) CARDS IN MOBILE PHONES**

*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 “SIM Card Registration  
2 Act.”

3 Sec. 2. *Policy.* – It is the policy of the State to regulate the ownership and use of SIM  
4 Cards for legitimate purposes only to maintain peace and order, promote the general  
5 welfare, and protect the public.

6 Sec. 3. *Definitions.* – For purposes of this Act,

7 (1) “SIM Card” refers to the Subscriber Identity Module (SIM) Card in a mobile  
8 phone.

9 (2) “Mobile phone company” refers to any mobile telecommunication service  
10 provider, including but not limited to Globe, or Smart, or Sun Cellular.

11 (3) “NTC” refers to the National Telecommunications Commission.

12 Sec. 4. *SIM Card Registration.* – Every mobile phone company shall be required to  
13 register its subscribers, both prepaid and postpaid, and maintain a directory thereof,  
14 indicating therein the SIM Card serial number, mobile phone number, name, and address of  
15 the subscriber.

16 Any change to the information required in the SIM Card registration must be  
17 registered with the mobile phone company within fifteen (15) days from the occurrence of  
18 such change.

19 Sec. 5. *Confidentiality Clause.* – Information in SIM Card registration shall be treated  
20 as absolutely confidential, unless otherwise specified by the subscriber. It shall not be  
21 inquired or looked into, except upon probable cause to be determined personally by the

1 judge after examination under oath or affirmation of the complainant and the witnesses he  
2 or she may produce.

3        *Sec. 6. Sale of SIM Cards.* – Every seller shall require his or her buyer of a SIM Card  
4 to present a valid identification with picture to ascertain the identity of the buyer. The seller  
5 shall further require the buyer to accomplish a registration form issued by the mobile phone  
6 company of the SIM Card being purchased. For this purpose, mobile phone companies  
7 shall issue registration forms. The seller shall then promptly submit the accomplished  
8 registration form to the concerned mobile phone company not later than fifteen (15) days  
9 from the date of sale. The confidentiality clause in SIM Card registration in Section 5 shall  
10 start to apply at the point of sale.

11        A buyer who does not produce a valid identification with picture and accomplish a  
12 registration form in accordance with the preceding paragraph shall be refused the sale of a  
13 SIM Card by the seller.

14        *Sec. 7. Implementing Rules and Regulations.* – The NTC shall issue rules and  
15 regulations to implement the provisions of this Act within one (1) month from the effectivity  
16 of this Act.

17        *Sec. 8. Penal Clause.* – Any violation of the above provisions of this Act shall be  
18 punished with a fine ranging from five thousand pesos (PhP5,000) to fifty thousand pesos  
19 (PhP50,000).

20        *Sec. 9. Transitory Provision.* – All existing prepaid subscribers are required to  
21 register with their respective mobile phone companies within three (3) months from the  
22 effectivity of this Act. Failure to register within this period shall result in the deactivation of  
23 the prepaid subscription. The deactivated prepaid subscription may only be reactivated  
24 after registration in accordance with this Act.

25        *Sec. 10. Repealing Clause.* – All laws, decrees, orders, rules and regulations or  
26 other issuances or parts thereof inconsistent with the provisions of this Act are hereby  
27 repealed or modified accordingly.

28        *Sec. 11. Separability Clause.* – If any portion or provision of this Act is declared  
29 unconstitutional, the remainder of this Act or any provision not affected thereby shall remain  
30 in force and effect.

31        *Sec. 12. Effectivity.* – This Act shall take effect after fifteen (15) days following the  
32 completion of its publication either in the Official Gazette or in a newspaper of general  
33 circulation in the Philippines.

Approved,