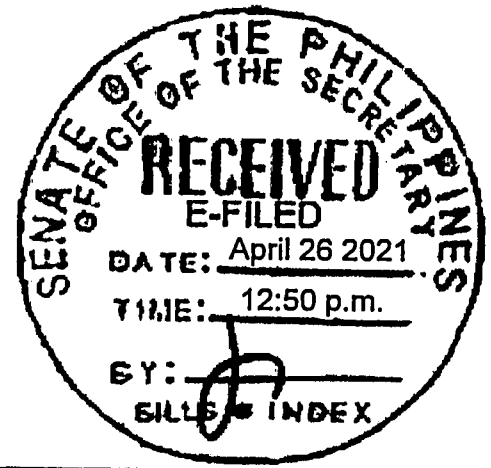


EIGHTEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
Second Regular Session)

SENATE

S. No. 2143



Introduced by Senator Manuel "Lito" M. Lapid

AN ACT
AMENDING SECTION 12 OF REPUBLIC ACT NO. 9262, OTHERWISE KNOWN
AS THE "ANTI-VIOLENCE AGAINST WOMEN AND THEIR CHILDREN ACT OF
2004", BY ESTABLISHING A CENTRAL DATABASE OF ALL TEMPORARY AND
PERMANENT PROTECTION ORDERS

EXPLANATORY NOTE

Republic Act No. 9262 or the "Anti-Violence against Women and their Children Act of 2004" declares it as a policy of the State "to protect the family and its members particularly women and children, from violence and threats to their personal safety and security" and to "exert efforts to address violence committed against women and children."¹ This landmark legislation provides for various legal remedies and mechanisms available to victims of abuse and violence in order to apprehend the perpetrators and, as well as, to ensure their safety and security while criminal prosecution is pending. One example of these remedies is the protection order. A protection order is an order issued for the purpose of preventing further acts of violence against a woman or her child and granting other necessary relief. The relief granted under a protection order serve the purpose of safeguarding the victim from further harm, minimizing any disruption in the victim's daily life, and facilitating the opportunity and ability of the victim to independently regain control over her life. The provisions of the protection order shall be enforced by law enforcement agencies. Section 12 of R.A. No. 9262 establishes the nation-wide enforceability of temporary

¹ Section 2, R.A. No. 9262 (2004)

protection orders (TPOs) and permanent protection orders (PPOs) issued under the said law.

This proposed measure seeks to strengthen the enforcement of such TPOs and PPOs by ensuring that all police officers and other law enforcement authorities who may need to implement these shall have easy access to such information. Under the bill, the Philippine National Police (PNP) shall maintain a central database for all valid and subsisting TPOs and PPOs which shall be accessible to all police officers and other law enforcement authorities. To make sure that the database will always be up-to-date, TPOs and PPOs shall be immediately registered to it by the courts issuing the same.

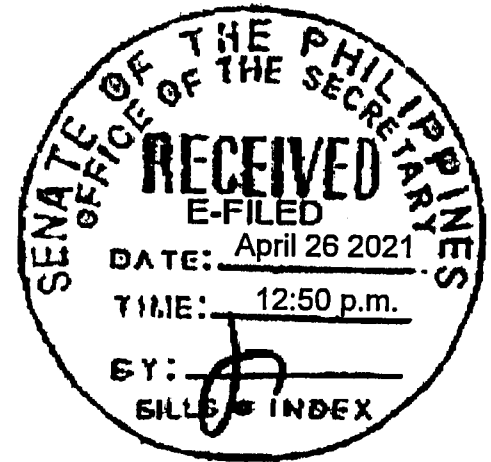
With this measure, victims will not be burdened of the task of always providing certified copies of TPOs and PPOs whenever they ask for police assistance anywhere in the country. At the same time, our law enforcement authorities will not have to waste time coordinating with the issuing courts, the prosecution, or even the victims themselves with regard to TPOs and PPOs.

In view of this, early passage of this bill is sought.



MANUEL "LITO" M. LAPID
Senator

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

1
2 **Section 1:** Section 12 of Republic Act No. 9262, or the "Anti-Violence Against
3 Women and Their Children Act of 2004" is hereby amended to read as follows:
4

5 SECTION 12. Enforceability of Protection Orders. – All
6 TPOs and PPOs issued under this Act shall be
7 enforceable anywhere in the Philippines and a violation
8 thereof shall be punishable with a fine ranging from Five
9 Thousand Pesos (P5,000.00) to Fifty Thousand Pesos
10 (P50,000.00) and/or imprisonment of six (6) months.

11
12 **THE PHILIPPINE NATIONAL POLICE (PNP) SHALL**
13 **MAINTAIN A CENTRAL DATABASE FOR ALL VALID**
14 **AND SUBSISTING TPOS AND PPOS ISSUED**
15 **UNDER THIS ACT WHICH SHALL BE ACCESSIBLE**

1 **TO ALL POLICE OFFICERS AND OTHER LAW**
2 **ENFORCEMENT AUTHORITIES. TPOS AND PPOS**
3 **SHALL BE IMMEDIATELY REGISTERED TO THE**
4 **CENTRAL REPOSITORY BY THE COURTS ISSUING**
5 **THE SAME.**

6
7 **Section 2. *Repealing Clause.*** — All laws, presidential decrees, executive
8 orders, proclamations, rules and regulations, or any part thereof, which are
9 inconsistent with the provisions of this Act are hereby repealed or modified
10 accordingly.

11
12 **Section 3. *Separability Clause.*** — If any provision or part of this Act, or the
13 application thereof to any person or circumstance, is held unconstitutional or invalid,
14 the remainder of this Act shall not be affected thereby.

15
16 **Section 4. *Effectivity Clause.*** — This Act shall take effect fifteen (15) days
17 from its publication in the Official Gazette or in at least two (2) newspapers of general
18 circulation.

19
20 *Approved,*