

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

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SENATE
P. S. R. No. 379

RECEIVED BY: *[Signature]*

Introduced by Senator Miriam Defensor Santiago

RESOLUTION

DIRECTING THE SENATE COMMITTEE ON PUBLIC ORDER AND ILLEGAL DRUGS AND THE SENATE COMMITTEE ON JUSTICE AND HUMAN RIGHTS TO CONDUCT AN INQUIRY, IN AID OF LEGSILATION, ON THE ORTIGAS SHOOTOUT INVOLVING TRAFFIC MANAGEMENT GROUP POLICEMEN AND SUSPECTED CARJACKERS

WHEREAS, last 7 November 2005, in a shootout in Ortigas Center, Pasig City, three (3) suspected carjackers namely Bryan Anthony Dulay, Francis Xavier Manzano, and Anton Co-Unjieng were killed and Senior Inspector Samson Belmonte was also shot in the right leg during the encounter;

WHEREAS, according to Chief Superintendent Augusto Angcanan, Traffic Management Group (TMG) director, the suspected carjackers are members of the Valle Verde Gang, a group involved in car robberies in the late 1990's and early 2001;

WHEREAS, Angcanan further alleged that the policemen intercepted the suspects who were driving a maroon Nissan Exalta at the corner of Garnet and Ortigas Jr. streets; however, the suspects refused to yield, and instead opened fire at the pursuing policemen causing the policemen to use reasonable force to repel the aggressors;

WHEREAS, the video footage taken by the UNTV suggests that it was a rubout because there are certain irregularities in the conduct of police operational procedures;

WHEREAS, on 9 November 2005, a video footage showing the police firing at the suspects several times, even as the suspects appeared to be lifeless and immobile was released to the media; another portion of the video footage suggested that the TMG planted evidence in the car of the suspected carjackers;

WHEREAS, the rules of engagement on this type of encounter mandates that one must try to see whether the police can bring the wounded to the nearest hospital;

WHEREAS, according to PNP-Crime Laboratory head Chief Superintendent Ernesto Belen, the official forensic findings ruled out a rubout, pointing out that two out of the three suspects fired a gun, and that the suspects died of gunshots that were fired from a distance;

WHEREAS, PNP Director Arturo Lomibao formed an independent fact-finding committee to further investigate the encounter and the committee reported that the Ortigas incident was a legitimate encounter;

WHEREAS, the police Internal Affairs Service (IAS) formed a three-man adhoc committee to countercheck the TMG's findings; the IAS has the power to investigate and recommend sanctions on officers and men who are found to violate PNP operational procedures;

WHEREAS, the incident sparked several controversy regarding the conduct of police operational procedures; on the one hand, part of their job is to combat the rise of carjacking incidence while they are also obliged to conform to the rules of engagement instituted for such encounters;

WHEREFORE, be it resolved, as it is hereby resolved by the Philippine Senate, to conduct an inquiry, in aid of legislation, on the Ortigas shootout involving Traffic Management Group policemen and suspected carjackers.

Adopted,


MIRIAM DEFENSOR SANTIAGO