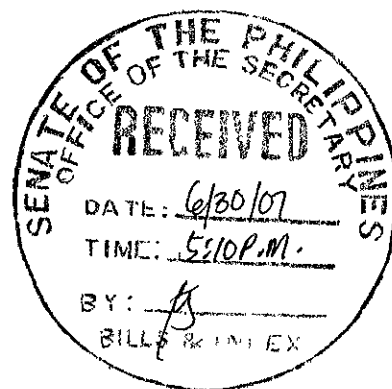


FOURTEENTH CONGRESS OF THE REPUBLIC)  
OF THE PHILIPPINES )  
First Regular Session )

SENATE  
S. No. 289



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Introduced by **Senator Richard J. Gordon**

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### EXPLANATORY NOTE

Mobile phones are useful and convenient tools of modern life. While mobile phones have brought us speed and efficiency in our transactions, there are individuals who take advantage of this modern technology to commit crimes faster and with greater facility.

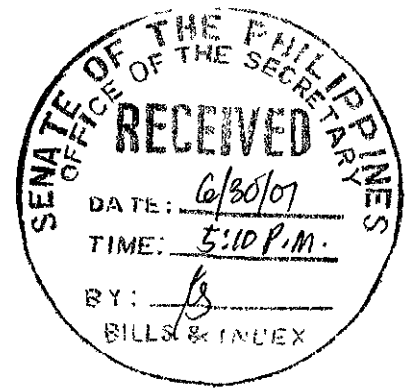
For example, criminals who commit kidnapping, estafa, and other crimes are easily able to consummate their unlawful activities with the use of prepaid Subscriber Identity Module (SIM) Cards in mobile phones that presently provide law enforcers with no recourse as to their identities for investigation. Lawless elements must not be granted the privilege of using mobile phones to achieve their crimes.

To deter crime and enhance peace and order in our country, there is a need to require the registration of SIM Cards in mobile phones. This will promote responsibility and accountability in the use of SIM Cards in mobile phones as well as provide better law enforcement capability in protecting the public.

  
RICHARD J. GORDON  
Senator *RA*

FOURTEENTH CONGRESS OF THE REPUBLIC)  
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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 of 2007.”

3           **Sec. 2. Policy.** – It is the policy of the State to regulate the ownership and use of  
4 SIM 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 phone

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

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

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

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

18          **Sec. 5. Confidentiality Clause.** – Information in SIM Card Registration shall be  
19 treated as absolutely confidential, unless otherwise specified by the subscriber. It shall not  
20 be 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  
4 Card to present valid identification with picture to ascertain the identity of the buyer. The  
5 seller shall further require the buyer to accomplish a registration form issued by the mobile  
6 phone company of the SIM Card being purchased. For this purpose, mobile phone  
7 companies shall issue registration forms. The seller shall then promptly submit the  
8 accomplished registration form to the concerned mobile phone company not later than  
9 fifteen (15) days from the date of sale. The confidentiality clause in the SIM Card  
10 registration in Section 5 shall start to apply at the point of sale.

11 A buyer who does not produce 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 (P5,000.00) to fifty thousand pesos  
19 (P50,000.00).

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 deactivation of the  
23 prepaid subscription. The deactivated prepaid subscription may only be reactivated after  
24 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 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.

1 Approved,