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0 P4:11

REF ID: A66542

(In Substitution of Senate Bill No. 2773)

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

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**(HH) *PROOF MARKS* REFER TO EXISTING MARKING APPLIED BY THE MANUFACTURER TO THE FIREARMS SUCH AS SERIAL NUMBER, TRADEMARK AND COUNTRY OF ORIGIN.**

Sec. 2. Section 4 of Republic Act No. 10591, as amended, is hereby further amended to read as follows:

"SEC 4. *Standards and Requisites for Issuance of and Obtaining a License to Own and Possess Firearms.* – x x x

(g) The applicant has not been convicted ~~[or is currently an accused in a pending criminal case before any court of law for]~~ **OF** a crime that is punishable with a penalty of more than two (2) years; ***PROVIDED,*** **THAT AN APPLICANT WHO HAS A PENDING CRIMINAL CASE SHALL NOT BE DISQUALIFIED, UNLESS THE PENDING CASE INVOLVES THE USE OF FIREARMS, AMMUNITION, AND MAJOR PARTS THEREOF, OR OTHERWISE ORDERED DISQUALIFIED BY A COURT OF COMPETENT JURISDICTION.**

X X X."

Sec. 3. Section 7 of Republic Act No. 10591 as amended, is hereby further amended to read as follows:

**"SEC. 7. Carrying of Firearms Outside of Residence or Place of Business.**

– A permit to carry firearms outside of residence shall be issued by the Chief of the PNP or the duly authorized representative ~~[to]~~ **UPON APPLICATION BY** any ~~[qualified]~~ person **WHO IS QUALIFIED TO OWN AND POSSESS A FIREARM OR FIREARMS AND AMMUNITION UNDER SECTION 4 OF THIS ACT** whose life is under actual threat or is in imminent danger due to the nature of the person's profession, occupation or business: *Provided*, That such permit shall be valid for two (2) years from the date of the approval of the application, unless sooner revoked or suspended: ***PROVIDED, FURTHER, THAT A LICENSED CITIZEN GRANTED A PERMIT TO CARRY FIREARMS***

1           **OUTSIDE OF RESIDENCE MAY CARRY ANY ONE (1) OF HIS/HER**  
2           **REGISTERED OR LAWFULLY ISSUED FIREARMS AT ANY GIVEN**  
3           **TIME: *PROVIDED, FINALLY,* THAT A LICENSED SPORT**  
4           **SHOOTER MAY CARRY ANY THREE (3) OF HIS/HER**  
5           **REGISTERED OR LAWFULLY ISSUED FIREARMS AT ANY GIVEN**  
6           **TIME.**

7           It shall be the burden of the applicant to prove the actual threat  
8           to life by submitting a threat assessment certificate; *Provided,* That the  
9           appropriate PNP unit shall issue the threat assessment certificate within  
10          fifteen (15) days.

11          For purposes of this Act, the following persons are considered to  
12          be in imminent danger due to the nature of their profession, occupation  
13          or business, and hence are exempted from the requirement of a threat  
14          assessment certificate:

- 15           (a) Members of the Philippine Bar;
- 16           (b) Certified Public Accountants;
- 17           (c) Accredited Media Practitioners;
- 18           (d) Cashiers, Bank Tellers,
- 19           (e) Priests, Ministers, Rabbi, Imams;
- 20           (f) Physicians, ~~[and]~~ Nurses **AND ALLIED MEDICAL**
- 21           **PROFESSIONALS;**
- 22           (g) Engineers;
- 23           (h) Businessmen, who by the nature of their business or undertaking,
- 24           are exposed to high risk of being targets of criminal elements;
- 25           (i) Elected incumbent and former officials; ~~[and]~~
- 26           (j) Active, **HONORABLY SEPARATED** and retired military and law
- 27           enforcement personnel;
- 28           (k) **RESERVISTS UNDER REPUBLIC ACT NO. 7077; AND**
- 29           (l) **CHIEF SECURITY OFFICERS OF FINANCIAL OR**
- 30           **COMMERCIAL INSTITUTIONS."**

1           Sec. 4. Section 12 of Republic Act No. 10591, as amended, is hereby further  
2 amended to read as follows:

3           "SEC. 12. *License to Possess Ammunition Necessarily Included* -The  
4           ~~[licenses]~~ **LICENSE** granted ~~[to a qualified citizen or juridical entities~~  
5           ~~as provided in Section 9 of this Act shall include the license to possess~~  
6           ~~ammunition with a maximum of fifty (50) rounds for each registered~~  
7           ~~firearm: Provided, that the FEO of the PNP may allow more ammunition~~  
8           ~~to be possessed by licensed sports shooters]~~ **FOR THE OWNERSHIP**  
9           **AND POSSESSION OF REGISTERED FIREARMS NECESSARILY**  
10           **INCLUDES THE LICENSE TO POSSESS AMMUNITION**  
11           **APPROPRIATE TO THE REGISTERED FIREARM WHICH SHALL**  
12           **NOT EXCEED FIVE HUNDRED (500) ROUNDS PER FIREARM:**  
13           ***PROVIDED, THAT LICENSED SPORTS SHOOTERS MAY BE***  
14           ***ALLOWED FIVE THOUSAND (5,000) ROUNDS OF AMMUNITION***  
15           ***PER FIREARM AT ANY GIVEN TIME: PROVIDED, FURTHER,***  
16           ***THAT LICENSES GRANTED TO ANTIQUE FIREARM COLLECTORS***  
17           ***ARE NOT COVERED BY THIS PROVISION.***  
18

19           Sec. 5. Section 13 of Republic Act No. 10591, as amended, is hereby further  
20 amended to read as follows:

21           "SECTION. 13. - *Issuance of License to Manufacture or Deal in Firearms*  
22           *and Ammunition.* - Any person, **NATURAL OR JURIDICAL**, desiring to  
23           ~~[manufacture]~~ **ENGAGE IN THE BUSINESS OF MANUFACTURING,**  
24           ~~[deal]~~ **DEALING, SELLING OR DISTRIBUTING [in]** firearms, parts  
25           of firearms, or ammunition thereof ~~[, or instruments and implements~~  
26           ~~used or intended to be used in the manufacture of firearms or~~  
27           ~~ammunition]~~ **SHALL FIRST SECURE THE APPROPRIATE LICENSE**  
28           **FOR SUCH PURPOSE. [, shall make an appointment to:**

29                   a) ~~The Secretary of the Department of the Interior and Local~~  
30                   ~~Government (DILG) in the case of an application for a license to~~  
31                   ~~manufacture; and~~

b) ~~The Chief of the PNP in the case of a license to deal in firearms and firearms parts, ammunition and gun repair.]~~

**THE CHIEF OF THE PNP OR A DULY AUTHORIZED REPRESENTATIVE SHALL BE THE APPROVING AUTHORITY FOR NEW LICENSES TO MANUFACTURE AND NEW LICENSES TO DEAL INCLUDING:**

**A) AMENDMENTS TO EXISTING LICENSES TO MANUFACTURE AND LICENSES TO DEAL;**

**B) RENEWAL OF EXISTING LICENSES TO MANUFACTURE AND LICENSES TO DEAL;**

**C) APPLICATIONS FOR ADDITIONAL BRANCH OR SITE FOR A LICENSED MANUFACTURER DUE TO EXPANSION;**

**D) APPLICATIONS FOR ADDITIONAL BRANCH OR SITE FOR A LICENSED MANUFACTURER DUE TO LOCATION IN A SPECIAL ECONOMIC ZONE, SPECIAL ECONOMIC PROCESSING ZONE OR FREEPORT ZONE; AND**

**E) APPLICATIONS FOR ADDITIONAL BRANCH FOR A LICENSED DEALER.**

The applicant shall state the amount of capitalization for manufacture or cost of the purchase and sale of said articles intended to be transacted by such applicant; and the types of arms, ammunition or **PARTS** [implements] which the applicant intends to manufacture or purchase and sell under the license applied for; and such additional information as may be especially requested by the [Secretary of the DILG or the Chief of the PNP] **APPROVING AUTHORITY.**

The **APPROVING AUTHORITY** [Secretary of the DILG or the Chief of the PNP] may approve or disapprove such application based on the prescribed guidelines. In the case of approval, the **APPROVING**

1 **AUTHORITY** ~~[Secretary of the DILG or the Chief of the PNP]~~ shall  
2 indicate the amount of the bond to be executed by the applicant before  
3 the issuance of the license and the period of time by which said license  
4 shall be effective, unless sooner revoked by their authority.  
5

6 **APPLICATIONS FOR LICENSES MAY BE PROCESSED**  
7 **THROUGH A DULY AUTHORIZED REPRESENTATIVE BY**  
8 **PROVIDING: (A) A SPECIAL POWER OF ATTORNEY IN THE CASE**  
9 **OF SOLE PROPRIETORSHIPS; (B) A PARTNERSHIP**  
10 **RESOLUTION IN THE CASE OF PARTNERSHIPS; AND (C) A**  
11 **BOARD RESOLUTION IN CASE OF CORPORATIONS.**  
12

13 Upon approval of the license to manufacture or otherwise deal in  
14 firearms by ~~[the Secretary of the DILG or]~~ the Chief of the PNP **OR A**  
15 **DULY AUTHORIZED REPRESENTATIVE** as the case may be the  
16 same shall be transmitted to the FEO of the PNP which shall issue the  
17 license in accordance with the approved terms and conditions, upon the  
18 execution and delivery by the applicant of the required bond conditioned  
19 upon the faithful compliance on the part of the licensee ~~[to]~~ **WITH** the  
20 laws and regulations relative to the business licensed.  
21

22 **THE LICENSE TO MANUFACTURE AND THE LICENSE TO**  
23 **DEAL SHALL BE VALID FOR A PERIOD OF TEN (10) YEARS.**  
24

25 **IN APPROVING APPLICATIONS FOR RENEWAL OF THE**  
26 **LICENSE TO MANUFACTURE OR LICENSE TO DEAL, THE**  
27 **APPROVING AUTHORITY MAY GRANT A LICENSE FOR A**  
28 **LONGER PERIOD IN INSTANCES INCLUDING BUT NOT LIMITED**  
29 **TO:**  
30

1                   a) MERITORIOUS CASES SUCH AS EXPANSION OF  
2                   OPERATIONS BY AN EXISTING LICENSE HOLDER,  
3                   NATURAL OR JURIDICAL, FOREIGN OR DOMESTIC; OR,  
4                   b) WITH REGARD TO THE CAPABILITY OF THE  
5                   APPLICANT IN TERMS OF FACTORS SUCH AS BUT NOT  
6                   LIMITED TO CAPITALIZATION, EQUIPMENT AND  
7                   NUMBER OF DEALERSHIP LOCATIONS.

8  
9                   IN SUCH CASES, IT SHALL BE THE DUTY OF THE  
10                  APPLYING ENTITY TO PROPOSE SUCH LONGER PERIOD AND TO  
11                  JUSTIFY THE NEED FOR THE SAME.

12  
13                Sec. 6. Section 14 of Republic Act No. 10591, as amended, is hereby further  
14                amended to read as follows:

15                "SECTION 14. *Scope of License to Manufacture Firearms and*  
16                *Ammunition.* – The scope of the License to Manufacture firearms and  
17                ammunition shall also include the following:

18                (a) The authority to manufacture and assemble firearms, ammunition,  
19                spare parts and accessories, ammunition components, and reloading  
20                of ammunitions, within sites, areas, and factories stated therein. The  
21                ~~[Secretary of the DILG]~~ **APPROVING AUTHORITY** shall approve  
22                such license;

23                (b) x x x

24                (c) x x x

25                (d) The authority to import machinery, equipment, and firearm parts and  
26                ammunition components for the manufacture thereof. Firearm parts  
27                and ammunition components to be imported shall, however, be  
28                limited to those authorized to be manufactured as reflected in the  
29                approved License to Manufacture. The Import Permit shall be under  
30                the administration of the **[PNP] PNP-CIVIL SECURITY GROUP**  
31                **(PNP-CSG).**

1 A licensed manufacturer of ammunition is also entitled to import  
2 various reference firearms needed to test the ammunition manufactured  
3 **AND VARIOUS REFERENCE AMMUNITION FOR RE-**  
4 **ENGINEERING, RESEARCH AND DEVELOPMENT PURPOSES**  
5 under the License to Manufacture. A licensed manufacturer of firearms,  
6 on the other hand, is entitled to import various firearms for reference,  
7 test and evaluation for manufacture of similar types of firearms covered  
8 by the License to Manufacture.

9 x x x"

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11 Sec. 7. Section 15 of Republic Act No. 10591, as amended, is hereby further  
12 amended to read as follows:

13 "SECTION 15. *Registration of Locally Manufactured and Imported*  
14 *Firearms.* - ~~[Local manufacturers and importers of firearms and major parts~~  
15 ~~thereof, shall register the same as follows:~~

16 ~~(a) For locally manufactured firearms and major parts thereof, the~~  
17 ~~initial registration shall be done at the manufacturing facility:~~  
18 ~~*Provided,* That firearms intended for export shall no longer be~~  
19 ~~subjected to ballistic identification procedures; and~~

20 ~~(b) For imported firearms and major parts thereof, the registration~~  
21 ~~shall be done upon arrival at the FEO of the PNP storage facility]~~

22 **THE INITIAL REGISTRATION FOR LOCAL MANUFACTURERS**  
23 **SHALL BE DONE AT THE PNP-FEO STORAGE FACILITY AND OTHER**  
24 **CSG-FEO STORAGE FACILITIES; *PROVIDED,* THAT FIREARMS SHALL**  
25 **NOT BE SUBJECTED TO BALLISTIC IDENTIFICATION PROCEDURES;**  
26 ***PROVIDED, FURTHER,* THAT THE PNP THROUGH THE FEO, MAY**  
27 **CONDUCT INSPECTION AND RECORDING OF THE MANUFACTURED**  
28 **FIREARMS BASED ON THE RECORDS INITIALLY PREPARED BY THE**  
29 **AUTHORIZED MANUFACTURER.**



1           **FOR IMPORTED FIREARMS, INSPECTION AND INVENTORY**  
2           **SHALL BE CONDUCTED BY THE FEO STORAGE FACILITY AND OTHER**  
3           **AUTHORIZED FEO STORAGE FACILITIES,**

4  
5           **FOR IMPORTED FIREARMS, INSPECTION AND INVENTORY**  
6           **SHALL BE DONE UPON ARRIVAL AT THE FEO STORAGE FACILITY AND**  
7           **OTHER CSG-FEO STORAGE FACILITIES.**

8  
9           **FIREARMS WHICH ARE INTENDED FOR LOCAL SALE AND**  
10          **DISTRIBUTION SHALL BE SUBJECTED TO RECORDING OF PROOF**  
11          **MARKS THROUGH PHOTOGRAPHIC DOCUMENTATION. IN CASE THE**  
12          **NUMBER OF FIREARMS CANNOT BE ACCOMMODATED IN THE PNP**  
13          **CRIME LAB, THE SAME MAY BE CONDUCTED AT THE LICENSED**  
14          **MANUFACTURER'S FACILITY. THE LICENSED MANUFACTURER SHALL**  
15          **SHOULDER THE FEES AND OTHER NECESSARY EXPENSES.**

16  
17          **AFTER COMPLIANCE WITH THE REQUIREMENTS OF THE**  
18          **PRECEDING PARAGRAPHS, THE INSPECTED FIREARMS FOR LOCAL**  
19          **DISTRIBUTION SHALL BE ENCODED IN THE FIREARMS**  
20          **INFORMATION MANAGEMENT SYSTEM (FIMS) BEFORE THEY SHALL**  
21          **BE MADE AVAILABLE FOR SALE OR DISTRIBUTION.**

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23          Sec. 8. Section 18 of Republic Act No. 10591, as amended, is hereby further  
24          amended to read as follows:

25                "SECTION 18. *Firearms for Use in Sports and Competitions.* – A qualified  
26                individual shall apply for a permit to transport his/her registered  
27                firearm/s from his/her residence to the firing range/s and competition  
28                sites [~~as may be warranted~~] **FROM THE CHIEF PNP OR THE CHIEF**  
29                **OF THE RCSU WITHIN THEIR RESPECTIVE JURISDICTION**  
30                **SHOULD SUCH QUALIFIED INDIVIDUAL OR FIREARMS NOT**  
31                **OTHERWISE HAVE A PTCFOR.**

1           Sec. 9. Section 21 of Republic Act No. 10591, as amended, is hereby further  
2 amended to read as follows:

3           "SECTION. 21. *Acquisition or Purchase and Sale of Firearms and*  
4 *Ammunition.* – Firearms and ammunition may only be acquired or  
5 purchased from authorized dealers, importers or local manufacturers  
6 and may be transferred or sold only from a licensed citizen or licensed  
7 juridical entity to another licensed citizen or licensed juridical entity.

8           ~~[Provided, that, d]~~During election periods, the sale and  
9 registration of firearms, ~~[and]~~ ammunition, **MAJOR PARTS AND**  
10 **COMPONENTS OF FIREARMS, AMMUNITION AND MAJOR**  
11 **PARTS** and the issuance of ~~[the corresponding licenses to citizens]~~  
12 **LICENSES AND PERMITS TO QUALIFIED INDIVIDUALS OR**  
13 **QUALIFIED JURIDICAL ENTITIES** shall be allowed ~~[on the condition~~  
14 ~~that]~~: **PROVIDED, THAT,** the transport or delivery ~~[thereof]~~ **OF THE**  
15 **FIREARMS** shall strictly comply with the issuances, resolutions and  
16 regulations promulgated by the Commission on Elections, **PROVIDED,**  
17 **FURTHER, THAT, FIREARMS AND ITS PARTS SOLELY FOR**  
18 **IMPORT AND EXPORT, AND SPORTS COMPETITION ABROAD,**  
19 **SHALL BE EXEMPTED FROM COMELEC AUTHORITY TO**  
20 **TRANSPORT:     PROVIDED,     FURTHERMORE     THAT,**  
21 **TRANSPORTATION OF SUCH GOODS SHALL BE COVERED BY A**  
22 **PNP IMPORT OR EXPORT PERMIT AND PERMIT TO TRANSPORT**  
23 **FIREARM AND BE ACCOMPANIED, BY POLICE ESCORT TO OR**  
24 **FROM THE PORT/AIRPORT OF ARRIVAL OR DEPARTURE FROM**  
25 **THE PHILIPPINES. PROVIDED, FINALLY, THAT THE DURATION**  
26 **OF THE ELECTION GUN BAN DURING ELECTION PERIOD SHALL**  
27 **ONLY BE FORTY-FIVE (45) DAYS BEFORE THE ELECTION AND**  
28 **FIVE (5) DAYS THEREAFTER THE ELECTION.**

29           **IN NO CASE WILL A COUNTRYWIDE PROHIBITION ON**  
30 **THE TRANSPORT OR DELIVERY BE IMPOSED OUTSIDE THE**  
31 **ELECTION PERIOD, UNLESS OTHERWISE DECLARED BY THE**  
32 **PRESIDENT."**

Sec. 10. Section 32 of Republic Act No. 10591, as amended, is hereby further amended to read as follows:

"Section 32. Unlawful Manufacture, Importation, **EXPORTATION, GUNSMITHING**, Sale or Disposition of Firearms or Ammunition or Parts Thereof, [~~Machinery, Tool~~] or Instrument Used or Intended to be Used in the Manufacture of Firearms, Ammunition or Parts Thereof. – The penalty of *reclusion temporal* to *reclusion perpetua* shall be imposed upon any person who shall unlawfully engage in the manufacture, importation, **EXPORTATION, GUNSMITHING**, sale or disposition of a firearm or ammunition, or a major part of a firearm or ammunition, or [~~machinery, tool~~] or instrument used or intended to be used by the same person in the manufacture of a firearm, ammunition, or a major part thereof."

X X X

Sec. 11. Section 43 of Republic Act No. 10591, as amended, is hereby further amended to read as follows:

"SECTION 43. ~~[Final]~~ **FIREARMS Amnesty**. – Persons in possession of unregistered firearms and holders of expired license or unregistered firearms shall register and renew the same through the ~~[Final-General]~~ **FIREARMS Amnesty** within ~~[six (6) months]~~ **THREE (3) YEARS** from the promulgation of the implementing rules and regulations of this Act. During the interim period of ~~[six (6) months]~~ **THREE (3) YEARS**, no person applying for license shall be charged of any delinquent payment accruing to the firearm subject for registration. The PNP shall conduct an intensive nationwide campaign to ensure that the general public is properly informed of the provisions of this Act.

Sec. 12. *Transitory Provision.* - Within six (6) months upon the effectivity of this Act, a licensed firearm holder prior to the effectivity of this Act who is no longer

1 interested to continue possessing his/her licensed firearm may transfer the same to a  
2 license holder or licensed juridical entity subject to the provisions of this Act.

3  
4       Sec. 13. *Implementing Rules and Regulations.* - Within thirty (30) days from  
5 the effectivity of this Act, the Department of the Interior and Local Government, the  
6 Philippine National Police, the National Police Commission, and the relevant  
7 stakeholders, shall formulate the necessary rules and regulations for the effective  
8 implementation of this Act.

9  
10       Sec. 14. *Separability Clause.* - If any portion of this Act be declared  
11 unconstitutional, the remainder of the Act or any provision not affected thereby shall  
12 remain in force and effect.

13  
14       Sec. 15. *Repealing Clause.* - All laws, decrees, ordinances, rules, regulations,  
15 other issuances or parts thereof which are inconsistent with this Act are hereby  
16 repealed or modified accordingly.

17  
18       Sec. 16. *Effectivity Clause.* -This Act shall take effect after fifteen (15) days  
19 from its publication in the Official Gazette or in a newspaper of general circulation.

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21       *Approved,*