


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

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SENATE  
S. No., 1776

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
Introduced by Senator Miriam Defensor Santiago

EXPLANATORY NOTE

Peace and order and security against insurgents and terrorists are very important for the country. These are preconditions to economic growth and equitable development. It is therefore incumbent upon the government to guarantee public safety and national security.

In the year 2006, crime volume decreased by 8.39% while street crimes declined by 42%. At the same time, kidnapping was reduced by 50% and drug cases went down by 52%. This decrease in crime rate can be traced to the efforts of adopting and institutionalizing effective mechanisms to counter crime and lawlessness through the partnership of the central government and local government units throughout the country.

This bill seeks to ensure the implementation of schemes to promote security and peace and order.\*


  
MIRIAM DEFENSOR SANTIAGO  


\* This bill was originally filed during the Thirteenth Congress, Third Regular Session.

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1 AN ACT  
2 REQUIRING MANDATORY SECURITY INSPECTION AND USE OF OTHER SAFETY  
3 MEASURES IN SHOPPING MALLS AND OTHER PUBLIC PLACES  
4 THROUGHOUT THE COUNTRY

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

7 SECTION 1. *Short Title.* – This Act shall be known as the “Inspection and Security  
8 Measures Act of 2007.”

9 SECTION 2. *Declaration of Policy.* – It shall be the policy of the State to promote  
10 increased awareness in the importance of maintaining peace and security in public places.  
11 Pursuant to this policy, it shall require mandatory security inspection and the performance of  
12 other security measures in shopping malls and other public places throughout the country.

13 SECTION 3. *Definition of Terms.* – For the purposes of this Act, the term

14 (A) “Public safety awareness campaign” means campaigns, which are conducted by  
15 public safety officers, for the purpose of disseminating information on the  
16 importance of maintaining peace and security in public places; it shall also refer to  
17 campaigns aimed at providing the public with useful information on how to  
18 participate in peace and order programs of the concerned government agencies;

19 (B) “Shopping malls” means shopping centers as well as small retail store complexes  
20 which are open to the public;

21 (C) “Other public places” means places open to the public for purposes such as, but not  
22 limited to, recreation and transportation; shall refer to, but not limited to public  
23 transportation terminals, museums, parks, recreational centers, etc.

1 (D) "Mandatory security inspection" means mandatory security measures to protect the  
2 safety of the people in public places;

3 (E) "Other security measures" shall refer to other security measures which shall be  
4 necessary to provide security for people in public places;

5 (F) "Public safety officers" means police officers and other authorized persons to  
6 conduct security inspections and effect other security measures;

7 (G) "Security inspection equipment" means equipments and gadgets necessary for  
8 inspection such as, but not limited to portable metal detectors, walk-through  
9 detectors, flashlight, and other security devices.

10 SECTION 4. *Mandatory Security Inspection.* – Mandatory security inspections shall be  
11 conducted in all shopping centers and other public places to ensure the safety of the public.

12 Persons entering shopping malls and other public places shall be required to undergo  
13 security inspection to be conducted by the authorized security personnel. Luggage and other  
14 personal belongings shall also be subject to security checks if necessary.

15 The authorized security personnel shall use the necessary security inspection equipment  
16 or gadgets.

17 SECTION 5. *Guidelines for Conduct of Security Inspection.* – Security inspection should  
18 be to a reasonable extent only. With respect to individual inspection, only the outer garment of  
19 the individual shall be searched unless detectors indicate possible presence of harmful objects in  
20 the possession of the individual. Personal luggage and other belongings shall also be subject to  
21 security inspection but limited to the extent allowed under the implementing rules and  
22 regulations of this Act.

23 SECTION 6. *Monitoring the Conduct of Security Measures.* – The conduct of security  
24 inspections shall be periodically monitored by the superiors of the authorized security personnel  
25 to ensure the effectiveness of the inspection as well as to ensure that the inspections are  
26 conducted according to the implementing rules and regulations.

1           SECTION 7. *Implementing Agency.* – The Philippine National Police (PNP) and  
2 Department of National Defense (DND), in coordination with the respective local government  
3 units, shall be responsible for the implementation of this Act.

4           SECTION 8. *Implementing Rules and Regulations.* – The PNP and DND, in  
5 coordination with the respective local government units, shall draft implementing rules and  
6 regulations (IRR) for this Act within sixty (60) days after its effectivity. The IRR shall provide  
7 most importantly the guidelines on how to properly conduct security inspections so as not to  
8 violate the right to privacy of every individual. The IRR shall also provide for penalties for  
9 owners of establishment who refuse to cooperate with the authorized security personnel in the  
10 conduct of the mandatory security inspection and other security measures.

11           SECTION 9. *Separability Clause.* – If any provision or part hereof, is held invalid or  
12 unconstitutional, the remainder of the law or the provision not otherwise affected shall remain  
13 valid and subsisting.

14           SECTION 10. *Repealing Clause.* – Any law, presidential decree or issuance, executive  
15 order, letter of instruction, administrative order, rule or regulation contrary to, or inconsistent  
16 with the provisions of this Act is hereby repealed, modified or amended accordingly.

17           SECTION 11. *Effectivity Clause.* – This Act shall take effect fifteen (15) days after its  
18 publication in at least two (2) newspapers of general circulation.

19           Approved,