

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

7 OCT 16 1966

SENATE
S. No. 1750

RECEIVED BY: 1/4

Introduced by Senator Miriam Defensor Santiago

EXPLANATORY NOTE

The Constitution, Article II, Section 5 provides:

The maintenance of peace and order, the protection of life, liberty and property, and the promotion of the general welfare are essential for the enjoyment by all the people of the blessings of democracy.

Our people are more concerned about illegal drugs and crimes associated with such use than any other current social problem.

Illegal drug use is harmful and wrong. Illegal drug use can kill the individuals involved or cause the individuals to hurt or kill others, and such use strips the individuals of their moral sense and with it, everything in life that is important and worthwhile.

The purpose of this bill is to reduce the supply of drugs by stopping illegal drugs from entering the Philippines.*


MIRIAM DEFENSOR SANTIAGO

* This bill was re-filed during the Thirteenth Congress, First Regular Session.

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7 OCT 16 2013

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Introduced by Senator Miriam Defensor Santiago

1 AN ACT
2 SECURING THE PHILIPPINE'S BORDERS TO MAKE MORE EFFECTIVE THE
3 PROHIBITION AGAINST THE ENTRY OF ILLEGAL DRUGS INTO THE COUNTRY

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

6 SECTION 1. *Short Title.* – This Act shall be known as the “Drug-Free Borders Act of
7 2007.”

8 SECTION 2. *Increased Resources for Interdiction.* –

9 (A) *Customs.* – In addition to other amounts appropriated for the Bureau of Customs for a
10 fiscal year, there is authorized to be appropriated Fifteen Million Pesos (P15,000,000.00) for
11 each of the three (3) succeeding fiscal years following the passage of this Act to be used to
12 monitor border ports of entry to stop the flow of illegal drugs into the Philippines, of which not
13 less than 20 percent of such funds shall be used to provide assistance to local law enforcement
14 entities.

15 (B) *Coast Guard.* – In addition to other amounts appropriated for the Philippine Coast
16 Guard for a fiscal year, there is authorized to be appropriated, Ten Million Pesos
17 (P10,000,000.00) for each of the three (3) succeeding fiscal years following the passage of this
18 Act to be used to expand activities to stop the flow of illegal drugs into the Philippines.

19 (C) *Department Of National Defense.* – In addition to other amounts appropriated for the
20 Department of National Defense for a fiscal year, there is authorized to be appropriated, Thirty
21 Million Pesos (P30,000,000.00) for each of the three (3) succeeding fiscal years following the
22 passage of this Act to be used to expand activities to stop the flow of illegal drugs into the

1 Philippines, of which not less than 20 percent (20%) of such funds shall be used to provide
2 assistance to local law enforcement entities.

3 SECTION 3. *Felony Punishment for Violence Committed Along Philippine Border.* –
4 Violence while eluding inspection or during violation of arrival, reporting, entry or clearance
5 requirements—

6 (A) *In General.* – Whoever attempts to commit or commits a crime of violence during
7 and in relation to—

8 (1) Attempting to elude or elude customs, immigration, or agriculture inspection
9 or failing to stop at the command of an officer of customs, immigration or
10 animal and plant and health inspection services; or

11 (2) An intentional violation of arrival, reporting, entry, or clearance requirements,
12 as set forth in appropriate laws;

13 shall be fined under this Act or imprisoned for not more than five (5) years, or both,
14 except that if bodily injury results, the maximum term of imprisonment is ten (10) years, and if
15 death results, the offender may be imprisoned for any term of years or for life, in accordance
16 with the pertinent provisions of the Revised Penal Code and other special laws.

17 (B) *Conspiracy.* – If two (2) or more persons conspire to commit an offense under
18 subsection (A), and 1 or more of such persons do any act to effect the object of the conspiracy,
19 each shall be punishable as a principal.

20 SECTION 4. *Border Patrol Pursuit Policy.* – A Philippine Coast Guard may not cease
21 pursuit of an alien who the agent suspects has unlawfully entered the Philippines, or an
22 individual whom the agent suspects has unlawfully imported a narcotic into the Philippines, until
23 local law enforcement authorities are in pursuit of the alien or individual and have the alien or
24 individual in their visual range.

25 SECTION 5. *Separability Clause.* – If any provision or part hereof, is held invalid or
26 unconstitutional, the remainder of the law or the provision not otherwise affected shall remain
27 valid and subsisting.

1 SECTION 6. *Repealing Clause.* – Any law, presidential decree or issuance, executive
2 order, letter of instruction, administrative order, rule or regulation contrary to or inconsistent
3 with, the provisions of this Act is hereby repealed, modified or amended accordingly.

4 SECTION 7. *Effectivity Clause.* – This Act shall take effect fifteen (15) days after its
5 publication in at least two (2) newspapers of general circulation.

6 Approved,