

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

7 DEC 18 09:55

SENATE

COMMITTEE REPORT NO. 27

Submitted by the Committee on Justice and Human Rights on DEC 18 2007

Re: Senate Bill No. 1966

Recommending its approval in substitution of Senate Bill No. 256.

Sponsor: Senator Escudero

MR. PRESIDENT:

The Committee on Justice and Human Rights to which was referred Senate Bill No. 256, introduced by Senator Roxas, entitled:

**“AN ACT
TO PROVIDE A PERCENTAGE OF THE VALUE OF FORFEITED
PROPERTIES DERIVED FROM THE ANTI-CORRUPTION CASES
PROSECUTED BY THE OMBUDSMAN TO BE EARMARKED FOR THE
OFFICE OF THE OMBUDSMAN AMENDING FOR THIS PURPOSE SECTION
6 REPUBLIC ACT 1379 OTHERWISE KNOWN AS THE FORFEITURE”**

has considered the same and has the honor to report it back to the Senate with the recommendation that the attached bill, Senate Bill No. 1966, prepared by the Committee, entitled:

**“AN ACT
AMENDING SECTION 6 OF REPUBLIC ACT NO. 1379, OTHERWISE KNOWN AS THE
FORFEITURE LAW, TO PROVIDE A FIXED PERCENTAGE OF THE VALUE OF FORFEITED
PROPERTIES IN CORRUPTION CASES AS ADDITIONAL FUNDING FOR THE OFFICE OF
THE OMBUDSMAN AND FOR OTHER PURPOSES”**

be approved in substitution of Senate Bill No. 256 with Senators Roxas and Escudero as authors thereof.

Respectfully Submitted:



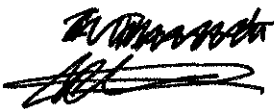
FRANCIS “CHIZ” G. ESCUDERO
Chairman

(with possible annotations)

BENIGNO SIMEON "NOYNOY" AQUINO III
Vice-Chairman

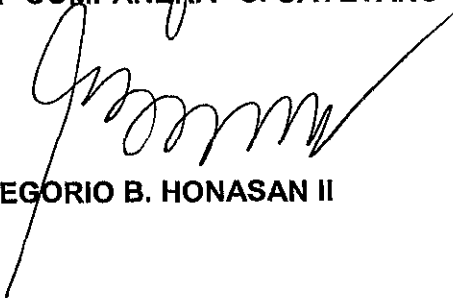
Members:


RÓDOLFO G. BIAZON


**ALAN PETER "COMPAÑERO"
S. CAYETANO**

Pr. & Corp.
PIA "COMPAÑERA" S. CAYETANO


JUAN PONCE ENRILE *with interpellations
and amendments.*

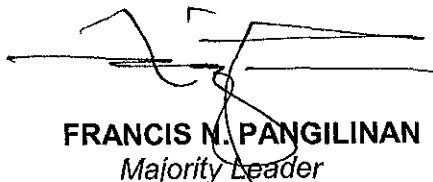

GREGORIO B. HONASAN II



M. A. MADRIGAL *may amend*


RAMON "BONG" REVILLA, JR.

Ex-Officio Members


JINGGOY EJERCITO-ESTRADA
President Pro-Tempore


FRANCIS M. PANGILINAN
Majority Leader

May Amend:

AQUILINO Q. PIMENTEL JR.
Minority Leader

Hon. MANNY VILLAR
Senate President
Senate of the Philippines
Pasay City

Republic of the Philippines)
FOURTEENTH CONGRESS)
First Regular Session)

7 DEC 18 1965

SENATE

S. No. 1966

Prepared by the Committee on Justice and Human Rights with Senators Roxas and Escudero as authors thereof

AN ACT

AMENDING SECTION 6 OF REPUBLIC ACT NO. 1379, OTHERWISE KNOWN AS THE FORFEITURE LAW, TO PROVIDE A FIXED PERCENTAGE OF THE VALUE OF FORFEITED PROPERTIES IN CORRUPTION CASES AS ADDITIONAL FUNDING FOR THE OFFICE OF THE OMBUDSMAN AND FOR OTHER PURPOSES

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

1 SECTION 1. Sec. 6 of Republic Act No. 1379 is hereby amended to read as follows:

2

3 "Section 6. Judgment. If the respondent is unable to show to the
4 satisfaction of the court that he has lawfully acquired the property in question,
5 then the court shall declare such property forfeited in favor of the State, and by
6 virtue of such judgment the property aforesaid shall become property of the
7 State: *Provided*, That **THIRTY PERCENT (30%) OF THE VALUE OF SUCH**
8 **PROPERTY FORFEITED IN A FINAL AND EXECUTORY ORDER OF THE**
9 **COURT SHALL BE EARMARKED AS ADDITIONAL FUNDING IN FAVOR**
10 **OF THE OFFICE OF THE OMBUDSMAN; PROVIDED, FURTHER, THAT IF**
11 **THE PROPERTY IS NOT IN CASH IT SHALL BE SOLD AT PUBLIC**
12 **AUCTION AND THE PROCEEDS THEREOF, AFTER DEDUCTING THE**
13 **THIRTY PERCENT (30%) FOR THE OFFICE OF THE OMBUDSMAN, SHALL**
14 **ACCRUE TO THE GENERAL FUND.** No judgment shall be rendered within six
15 months before any general election or within three months before any special
16 election. The Court may, in addition, refer this case to the corresponding
17 Executive Department for administrative or criminal action, or both."

18

19 SEC. 2. *Separability Clause.* - Any portion or provisions of this Act that may be
20 declared unconstitutional or invalid shall not have the effect of nullifying other portions

1 and provisions hereof as long as such remaining portions or provisions can still subsist
2 and be given effect in their entirety

3
4 **SEC. 3.** *Repealing Clause.* - All laws, decrees, executive orders, proclamations and
5 administrative regulations, or any parts thereof inconsistent herewith are hereby
6 revoked, repealed or modified accordingly.

7
8 **SEC. 4.** *Effectivity Clause.* - This Act shall take effect fifteen (15) days after its
9 publication in at least two (2) national papers of general circulation.

10
11 Approved,

12