

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

SEP 12 2011

SENATE
S. No. **2268**

RECEIVED BY: *Jb*

Introduced by Senator Miriam Defensor Santiago

EXPLANATORY NOTE

The tragic terrorist attack on the World Trade Center in New York City on September 11, 2001 shocked the world and woke every individual to the real threat posed by terrorists the world over. Investigations after the attack revealed that the terrorist network spans several countries and crosses over continents, recognizing no boundaries and defying laws of nations.

Terrorism has become a threat not only to the lives of individuals, but also to peace and order, liberty, property, and general welfare essential for the enjoyment of the blessings of democracy by all people. Terrorism then became the concern of every nation, each country coming up with its own action to address the terrorist threat. Anti-terrorism laws were either passed or updated by the governments of the civilized world. The United States, in swift reaction to the 9/11 attack, adopted a policy of war against terrorism worldwide, calling on all nations to join the fight. As President George W. Bush chillingly said, "If you're not with us, you are against us". The Philippine Government has responded favorably to this call by the United States, with the statement of full support by President Gloria Macapagal Arroyo immediately after 9/11. This was followed by the conduct of Balikatan Exercises 02-01, which was directed against the terrorist group Abu Sayyaf. In addition, the Legislature is also contemplating the passage of an Anti-Terror Bill which would provide the government with the laws to counteract the terrorist scourge.

This bill seeks to provide a reward system for persons who provide information leading to the arrest or prosecution of terrorists or the prevention of terrorist acts. If passed into law, this bill can help facilitate the enforcement of anti-terrorism laws in this country. The rewards system proposed by this bill is not much different from that offered by the United States government for

information leading to the arrest, capture or prosecution of the five prominent Abu Sayyaf personalities, an offer which was welcomed by the Philippine Government.

In the pursuit of the principles of the Philippine Constitution which states that the prime duty of the Government is to serve and protect the people and that the maintenance of peace and order, the protection of life, liberty, and property, and promotion of the general welfare are essential for the enjoyment of the blessings of democracy by all people, the passage of this bill is earnestly sought.


This is a senate counterpart bill to the one filed in the House of Representatives by Rep. Rozzano Rufino B. Biazon.

Miriam Defensor Santiago
MIRIAM DEFENSOR SANTIAGO

FOURTEENTH CONGRESS OF THE REPUBLIC)
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8 MAY 12 2008

SENATE
S. No. **2268**

RECEIVED BY: 

Introduced by Senator Miriam Defensor Santiago

1 AN ACT
2 ESTABLISHING A REWARDS FOR INFORMATION CONCERNING
3 TERRORISM PROGRAM

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

6 SECTION 1. *Title.* – This Act shall be known as the “Rewards for Information
7 Concerning Terrorism Act of 2008”.

8 SECTION 2. *Declaration of Principles.* – Article II Section 4 of the Philippine
9 Constitution states that the prime duty of the Government is to serve and protect the people.
10 Section 5 of the same Article of the Constitution states that the maintenance of peace and order,
11 the protection of life, liberty, and property, and promotion of the general welfare are essential for
12 the enjoyment by all the people of the blessings of democracy.

13 SECTION 3. *Policy and Objectives.* – In the pursuit of the above stated principles, it is
14 hereby declared the policy of the State to protect the people from terrorist acts and provide the
15 means and systems to prevent and prosecute the commission of such acts.

16 SECTION 4. *Definition of Terms.* – For the purpose of this Act, the following terms shall
17 be defined as follows:

- 18 1.) Terrorism - In this Act, "terrorism" means the use or threat of action where
 - 19 a.) the use or threat is designed to influence the government or to intimidate the
 - 20 public or a section of the public, and is made for the purpose of advancing a
 - 21 political, religious or ideological cause;
 - 22 b.) action involves serious violence against a person, serious damage to property,
 - 23 endangers a person's life, other than that of the person committing the action,

1 creates a serious risk to the health or safety of the public or a section of the public,
2 or is designed seriously to interfere with or seriously disrupt an electronic system.

3 2.) Terrorists - individuals who commit, conspire to commit or intend to commit acts of
4 terrorism, including those identified by foreign law enforcement entities and
5 governments as terrorists.

6 3.) Terrorist Organization - any local or international organization involved in the
7 commission, conspiracy or intention to commit acts of terrorism.

8 SECTION 5. *Rewards for Information.* – There is hereby established a Rewards for
9 Information Concerning Terrorism Program under the Department of Justice to be administered
10 by the Secretary of Justice, which is authorized to grant rewards to individuals who furnishes
11 information leading to:

12 a) the arrest or conviction of any person or persons for the commission of an act of
13 terrorism as defined in this Act, within the territorial jurisdiction of the Philippines;

14 b) the arrest or conviction of any person or persons for conspiring or attempting to
15 commit an act of terrorism as defined in this Act, within the territorial jurisdiction of
16 the Philippines;

17 c) the prevention, frustration, or favorable resolution of an act of terrorism as defined in
18 this Act, within the territorial jurisdiction of the Philippines;

19 d) the prevention of entry into the territorial jurisdiction of the Philippines of any person
20 or persons known or suspected to be terrorists or members of any terrorist
21 organization.

22 SECTION 6. *Determination of Entitlement and Maximum Amount.* – The Secretary of
23 Justice shall determine whether an individual furnishing information described in Section 5 of
24 this Act is entitled to a reward and the amount to be paid. Under this Act, the reward may be in
25 an amount not to exceed Five Million Pesos (P5,000,000.00). However, a reward of Five
26 Hundred Thousand (P500,000.00) or more may not be made without the written approval of the
27 President.

1 SECTION 7. *Withhold Identity; Witness Protection.* – If it is determined that the identity
2 of the recipient of a reward or of the members of the recipient's immediate family must be
3 protected, the Secretary of Justice may withhold the identity of the recipient from the public or
4 place the informant under the Witness Protection Program; *Provided*, that any reward granted
5 under this Act shall be certified for payment by the Secretary of Justice.

6 SECTION 8. *Exception of governmental officials.* – No officer or employee of any
7 governmental entity who, while in the performance of his or her official duties, furnishes the
8 information described in Section 5 shall be eligible for any monetary reward under this Act.

9 SECTION 9. *Penalty Provision.* – any person who provides false or misleading
10 information to avail of or effect the grant of any reward under this Act shall be fined not more
11 than Five Hundred Thousand Pesos (P 500,000.00) or imprisonment of not less than six months
12 but not more than one year. If the person providing false or misleading information is a
13 government official or employee, apart from the aforementioned penalty, he shall be
14 immediately removed from office and perpetually disqualified from holding any government
15 position.

16 SECTION 10. *Implementing Rules and Regulations.* – The Department of Justice shall
17 promulgate such rules and regulations as are necessary to implement the provisions of this Act.

18 SECTION 11. *Appropriations.* – The funds necessary to carry out the provisions of this
19 Act shall be charged to the budget of the Department of Justice as provided in the current
20 General Appropriations Act. Thereafter, the necessary sum for the implementation of this Act
21 shall be provided in subsequent General Appropriations Acts.

22 SECTION 12. *Repealing Clause.* – Any provisions of law, presidential decree, executive
23 orders, roles and regulations contrary to the provisions. of this Act is hereby repealed or
24 modified accordingly.

1 SECTION 13. *Effectivity.* – This Act shall take effect fifteen (15) days after its complete
2 publication in the Official Gazette or in at least two (2) newspapers of general circulation,
3 whichever comes earlier.

4 Approved,