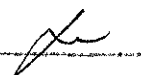


FOURTEENTH CONGRESS OF THE)
 REPUBLIC OF THE PHILIPPINES)
First Regular Session)

8 MAY 26 P1 '16

SENATE

RECEIVED BY: S. No. 2322

Introduced by Senator JUAN MIGUEL F. ZUBIRI

EXPLANATORY NOTE

The removal of the death penalty in our law books in 2006 was warmly welcomed by several sectors of our society, including other countries and international organizations. However, it was also greeted with jubilation by criminal syndicates and hardened criminals.

Recent events would prove the fear of the silent majority of our society to be true, that is, the repeal of the death penalty sets us back on our peace and order efforts and that it emboldens criminals to wantonly disregard the rule of law and the dignity of human lives.

Just recently, the country has become witness to the gruesome and bloody killings of 10 officials and employees of the Rizal Commercial Banking Corporation (RCBC) Branch in Cabuyao, Laguna. This dastardly act which was executed by the perpetrators of this heinous crime was done on May 16, 2008 in broad daylight and just before the bank opened for its customers. Others even described the killings as the "work of the devil."

A few days after this horrible incident, another indiscriminate killing of two families of farmers in Calamba, Laguna happened. The list goes on and on and the families of these innocent victims cry out for proportionate justice. But without the death penalty for these heinous crimes, justice would always become elusive for the families of these victims.

The reimposition of the death penalty will make these criminal syndicates and hardened criminals think twice before they perpetrate their heinous crimes. It is in this light that this bill is being introduced. Unlike RA 7659, the law imposing the death penalty on certain heinous crimes which was repealed by RA 9346, the proposed measure seeks to reimpose the death penalty only for multiple murders and certain atrocious criminal acts under RA 9165 or the Comprehensive Dangerous Drugs Act of 2002.

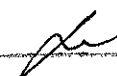
Hence, approval of this bill is earnestly sought.



JUAN MIGUEL F. ZUBIRI

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

8 MAY 26 911.6

RECEIVED BY: 

SENATE

S. No. 2322

Introduced by Senator JUAN MIGUEL F. ZUBIRI

AN ACT
REIMPOSING THE PENALTY OF DEATH ON CERTAIN HEINOUS CRIMES,
AMENDING FOR THE PURPOSE CERTAIN SECTIONS OF THE REVISED PENAL
CODE, AS AMENDED, AND FOR OTHER PURPOSES

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

1 **Section. 1. Declaration of Policy.** - It is hereby declared the policy of the State to foster
2 *and ensure not only obedience to its authority, but also to adopt such measures as*
3 *would effectively promote the maintenance of peace and order, the protection of life,*
4 *liberty and property, and the promotion of the general welfare which are essential for the*
5 *enjoyment by all the people of the blessings of democracy in a just and humane society;*

6 **Sec. 2.** Article 248 of the Revised Penal Code is hereby amended to read as follows:

7
8 Art. 248. **Murder.** - Any person who, not falling within the provisions of Article
9 246 shall kill another, shall be guilty of murder and shall be punished by *reclusion*
10 *perpetua* if committed with any of the following attendant circumstances:

11
12 1. With treachery, taking advantage of superior strength, with the aid of armed
13 men, or employing means to weaken the defense or of means or persons to
14 insure or afford impunity.

15
16 2. In consideration of a price, reward or promise.

17
18 3. By means of inundation, fire, poison, explosion, shipwreck, stranding of a
19 vessel, derailment or assault upon a railroad, fall of an airship, or by means of
20 motor vehicles, or with the use of any other means involving great waste and
21 ruin.

1 4. On occasion of any of the calamities enumerated in the preceding
2 paragraph, or of an earthquake, eruption of a volcano, destructive cyclone,
3 epidemic or other public calamity.

4
5 5. With evident premeditation.

6
7 6. With cruelty, by deliberately and inhumanly augmenting the suffering of the
8 victim, or outraging or scoffing at his person or corpse.

9
10 WHERE THE CRIME OF MURDER IS COMMITTED AGAINST TWO (2) OR
11 MORE PERSONS, AS A RESULT OF A SINGLE CRIMINAL IMPULSE, THE
12 PENALTY SHALL BE DEATH.

13
14 **Sec. 3.** Sections 4, 5, 6, 8, 11, 16, 19 and 27 of Article II of Republic Act No. 9165, as
15 amended, otherwise known as the Comprehensive Dangerous Drugs Act of 2002, are
16 hereby amended to read as follows:

17 Section 4. *Importation of Dangerous Drugs and/or Controlled Precursors*
18 *and Essential Chemicals.*- .The penalty of life imprisonment TO DEATH and a
19 fine ranging from Five hundred thousand pesos (P500,000.00) to Ten million
20 pesos (P10,000,000.00) shall be imposed upon any person, who, unless
21 authorized by law, shall import or bring into the Philippines any dangerous drug,
22 regardless of the quantity and purity involved, including any and all species of
23 opium poppy or any part thereof or substances derived therefrom even for floral,
24 decorative and culinary purposes.

25 The penalty of imprisonment ranging from twelve (12) years and one (1)
26 day to twenty (20) years and a fine ranging from One hundred thousand pesos
27 (P100,000.00) to Five hundred thousand pesos (P500,000.00) shall be imposed
28 upon any person, who, unless authorized by law, shall import any controlled
29 precursor and essential chemical.

30 The maximum penalty provided for under this Section shall be imposed
31 upon any person, who, unless authorized under this Act, shall import or bring into
32 the Philippines any dangerous drug and/or controlled precursor and essential
33 chemical through the use of a diplomatic passport, diplomatic facilities or any
34 other means involving his/her official status intended to facilitate the unlawful
35 entry of the same. In addition, the diplomatic passport shall be confiscated and
36 canceled.

1 The maximum penalty provided for under this Section shall be imposed
2 upon any person, who organizes, manages or acts as a "financier" of any of the
3 illegal activities prescribed in this Section.

4 The penalty of twelve (12) years and one (1) day to twenty (20) years of
5 imprisonment and a fine ranging from One hundred thousand pesos
6 (P100,000.00) to Five hundred thousand pesos (P500,000.00) shall be imposed
7 upon any person, who acts as a "protector/coddler" of any violator of the
8 provisions under this Section.

9 Section 5. *Sale, Trading, Administration, Dispensation, Delivery,*
10 *Distribution and Transportation of Dangerous Drugs and/or Controlled Precursors*
11 *and Essential Chemicals.* - The penalty of life imprisonment TO DEATH and a
12 fine ranging from Five hundred thousand pesos (P500,000.00) to Ten million
13 pesos (P10,000,000.00) shall be imposed upon any person, who, unless
14 authorized by law, shall sell, trade, administer, dispense, deliver, give away to
15 another, distribute dispatch in transit or transport any dangerous drug, including
16 any and all species of opium poppy regardless of the quantity and purity
17 involved, or shall act as a broker in any of such transactions.

18 The penalty of imprisonment ranging from twelve (12) years and one (1)
19 day to twenty (20) years and a fine ranging from One hundred thousand pesos
20 (P100,000.00) to Five hundred thousand pesos (P500,000.00) shall be imposed
21 upon any person, who, unless authorized by law, shall sell, trade, administer,
22 dispense, deliver, give away to another, distribute, dispatch in transit or transport
23 any controlled precursor and essential chemical, or shall act as a broker in such
24 transactions.

25 If the sale, trading, administration, dispensation, delivery, distribution or
26 transportation of any dangerous drug and/or controlled precursor and essential
27 chemical transpires within one hundred (100) meters from the school, the
28 maximum penalty shall be imposed in every case.

29 For drug pushers who use minors or mentally incapacitated individuals as
30 runners, couriers and messengers, or in any other capacity directly connected to
31 the dangerous drugs and/or controlled precursors and essential chemical trade,
32 the maximum penalty shall be imposed in every case.

33 If the victim of the offense is a minor or a mentally incapacitated individual,
34 or should a dangerous drug and/or a controlled precursor and essential chemical

1 involved in any offense herein provided be the proximate cause of death of a
2 victim thereof, the maximum penalty provided for under this Section shall be
3 imposed.

4 The maximum penalty provided for under this Section shall be imposed
5 upon any person who organizes, manages or acts as a "financier" of any of the
6 illegal activities prescribed in this Section.

7 The penalty of twelve (12) years and one (1) day to twenty (20) years of
8 imprisonment and a fine ranging from One hundred thousand pesos
9 (P100,000.00) to Five hundred thousand pesos (P500,000.00) shall be imposed
10 upon any person, who acts as a "protector/coddler" of any violator of the
11 provisions under this Section.

12 Section 6. *Maintenance of a Den, Dive or Resort.* - The penalty of life
13 imprisonment TO DEATH and a fine ranging from Five hundred thousand pesos
14 (P500,000.00) to Ten million pesos (P10,000,000.00) shall be imposed upon any
15 person or group of persons who shall maintain a den, dive or resort where any
16 dangerous drug is used or sold in any form.

17 The penalty of imprisonment ranging from twelve (12) years and one (1)
18 day to twenty (20) years and a fine ranging from One hundred thousand pesos
19 (P100,000.00) to Five hundred thousand pesos (P500,000.00) shall be imposed
20 upon any person or group of persons who shall maintain a den, dive, or resort
21 where any controlled precursor and essential chemical is used or sold in any
22 form.

23 The maximum penalty provided for under this Section shall be imposed in
24 every case where any dangerous drug is administered, delivered or sold to a
25 minor who is allowed to use the same in such a place.

26 Should any dangerous drug be the proximate cause of the death of a
27 person using the same in such den, dive or resort, the PENALTY OF DEATH and
28 a fine ranging from One million (P1,000,000.00) to Fifteen million pesos
29 (P500,000.00) shall be imposed on the maintainer, owner and/or operator.

30 If such den, dive or resort is owned by a third person, the same shall be
31 confiscated and escheated in favor of the government: *Provided*, That the
32 criminal complaint shall specifically allege that such place is intentionally used in
33 the furtherance of the crime: *Provided, further*, That the prosecution shall prove

1 such intent on the part of the owner to use the property for such purpose:
2 *Provided, finally,* That the owner shall be included as an accused in the criminal
3 complaint.

4 The maximum penalty provided for under this Section shall be imposed
5 upon any person who organizes, manages or acts as a "financier" of any of the
6 illegal activities prescribed in this Section.

7 The penalty twelve (12) years and one (1) day to twenty (20) years of
8 imprisonment and a fine ranging from One hundred thousand pesos
9 (P100,000.00) to Five hundred thousand pesos (P500,000.00) shall be imposed
10 upon any person, who acts as a "protector/coddler" of any violator of the
11 provisions under this Section.

12 "xxx"

13 *Section 8. Manufacture of Dangerous Drugs and/or Controlled Precursors*
14 *and Essential Chemicals.* - The penalty of life imprisonment TO DEATH and a
15 fine ranging Five hundred thousand pesos (P500,000.00) to Ten million pesos
16 (P10,000,000.00) shall be imposed upon any person, who, unless authorized by
17 law, shall engage in the manufacture of any dangerous drug.

18 The penalty of imprisonment ranging from twelve (12) years and one (1)
19 day to twenty (20) years and a fine ranging from One hundred thousand pesos
20 (P100,000.00) to Five hundred thousand pesos (P500,000.00) shall be imposed
21 upon any person, who, unless authorized by law, shall manufacture any
22 controlled precursor and essential chemical.

23 The presence of any controlled precursor and essential chemical or
24 laboratory equipment in the clandestine laboratory is a *prima facie* proof of
25 manufacture of any dangerous drug. It shall be considered an aggravating
26 circumstance if the clandestine laboratory is undertaken or established under the
27 following circumstances:

28 (a) Any phase of the manufacturing process was conducted in the presence or
29 with the help of minor/s:

30 (b) Any phase or manufacturing process was established or undertaken within
31 one hundred (100) meters of a residential, business, church or school premises;

32 (c) Any clandestine laboratory was secured or protected with booby traps;

1 (d) Any clandestine laboratory was concealed with legitimate business
2 operations; or

3 (e) Any employment of a practitioner, chemical engineer, public official or
4 foreigner.

5 The maximum penalty provided for under this Section shall be imposed
6 upon any person, who organizes, manages or acts as a "financier" of any of the
7 illegal activities prescribed in this Section.

8 The penalty of twelve (12) years and one (1) day to twenty (20) years of
9 imprisonment and a fine ranging from One hundred thousand pesos
10 (P100,000.00) to Five hundred thousand pesos (P500,000.00) shall be imposed
11 upon any person, who acts as a "protector/coddler" of any violator of the
12 provisions under this Section.

13 "xxx"

14 Section 11. *Possession of Dangerous Drugs.* - The penalty of life
15 imprisonment TO DEATH and a fine ranging from Five hundred thousand pesos
16 (P500,000.00) to Ten million pesos (P10,000,000.00) shall be imposed upon any
17 person, who, unless authorized by law, shall possess any dangerous drug in the
18 following quantities, regardless of the degree of purity thereof:

19 (1) 10 grams or more of opium;

20 (2) 10 grams or more of morphine;

21 (3) 10 grams or more of heroin;

22 (4) 10 grams or more of cocaine or cocaine hydrochloride;

23 (5) 50 grams or more of methamphetamine hydrochloride or "shabu";

24 (6) 10 grams or more of marijuana resin or marijuana resin oil;

25 (7) 500 grams or more of marijuana; and

26 (8) 10 grams or more of other dangerous drugs such as, but not limited to,
27 methylenedioxyamphetamine (MDA) or "ecstasy",
28 paramethoxyamphetamine (PMA), trimethoxyamphetamine (TMA), lysergic acid
29 diethylamine (LSD), gamma hydroxyamphetamine (GHB), and those similarly

1 designed or newly introduced drugs and their derivatives, without having any
2 therapeutic value or if the quantity possessed is far beyond therapeutic
3 requirements, as determined and promulgated by the Board in accordance to
4 Section 93, Article XI of this Act.

5 Otherwise, if the quantity involved is less than the foregoing quantities, the
6 penalties shall be graduated as follows:

7 (1) Life imprisonment and a fine ranging from Four hundred thousand pesos
8 (P400,000.00) to Five hundred thousand pesos (P500,000.00), if the quantity of
9 methamphetamine hydrochloride or "shabu" is ten (10) grams or more but less
10 than fifty (50) grams;

11 (2) Imprisonment of twenty (20) years and one (1) day to life imprisonment and a
12 fine ranging from Four hundred thousand pesos (P400,000.00) to Five hundred
13 thousand pesos (P500,000.00), if the quantities of dangerous drugs are five (5)
14 grams or more but less than ten (10) grams of opium, morphine, heroin, cocaine
15 or cocaine hydrochloride, marijuana resin or marijuana resin oil,
16 methamphetamine hydrochloride or "shabu", or other dangerous drugs such as,
17 but not limited to, MDMA or "ecstasy", PMA, TMA, LSD, GHB, and those similarly
18 designed or newly introduced drugs and their derivatives, without having any
19 therapeutic value or if the quantity possessed is far beyond therapeutic
20 requirements; or three hundred (300) grams or more but less than five (hundred)
21 500) grams of marijuana; and

22 (3) Imprisonment of twelve (12) years and one (1) day to twenty (20) years and a
23 fine ranging from Three hundred thousand pesos (P300,000.00) to Four hundred
24 thousand pesos (P400,000.00), if the quantities of dangerous drugs are less than
25 five (5) grams of opium, morphine, heroin, cocaine or cocaine hydrochloride,
26 marijuana resin or marijuana resin oil, methamphetamine hydrochloride or
27 "shabu", or other dangerous drugs such as, but not limited to, MDMA or
28 "ecstasy", PMA, TMA, LSD, GHB, and those similarly designed or newly
29 introduced drugs and their derivatives, without having any therapeutic value or if
30 the quantity possessed is far beyond therapeutic requirements; or less than three
31 hundred (300) grams of marijuana.

32 "xxx"

33 Section 16. *Cultivation or Culture of Plants Classified as Dangerous Drugs*
34 *or are Sources Thereof.* - The penalty of life imprisonment TO DEATH and a fine

1 ranging from Five hundred thousand pesos (P500,000.00) to Ten million pesos
2 (P10,000,000.00) shall be imposed upon any person, who shall plant, cultivate or
3 culture marijuana, opium poppy or any other plant regardless of quantity, which is
4 or may hereafter be classified as a dangerous drug or as a source from which
5 any dangerous drug may be manufactured or derived: *Provided*, That in the case
6 of medical laboratories and medical research centers which cultivate or culture
7 marijuana, opium poppy and other plants, or materials of such dangerous drugs
8 for medical experiments and research purposes, or for the creation of new types
9 of medicine, the Board shall prescribe the necessary implementing guidelines for
10 the proper cultivation, culture, handling, experimentation and disposal of such
11 plants and materials.

12 The land or portions thereof and/or greenhouses on which any of said
13 plants is cultivated or cultured shall be confiscated and escheated in favor of the
14 State, unless the owner thereof can prove lack of knowledge of such cultivation
15 or culture despite the exercise of due diligence on his/her part. If the land
16 involved is part of the public domain, the maximum penalty provided for under
17 this Section shall be imposed upon the offender.

18 The maximum penalty provided for under this Section shall be imposed
19 upon any person, who organizes, manages or acts as a "financier" of any of the
20 illegal activities prescribed in this Section.

21 The penalty of twelve (12) years and one (1) day to twenty (20) years of
22 imprisonment and a fine ranging from One hundred thousand pesos
23 (P100,000.00) to Five hundred thousand pesos (P500,000.00) shall be imposed
24 upon any person, who acts as a "protector/coddler" of any violator of the
25 provisions under this Section.

26 "xxx"

27 Section 19. *Unlawful Prescription of Dangerous Drugs.* The penalty of life
28 imprisonment TO DEATH and a fine ranging from Five hundred thousand pesos
29 (P500,000.00) to Ten million pesos (P10,000,000.00) shall be imposed upon any
30 person, who, unless authorized by law, shall make or issue a prescription or any
31 other writing purporting to be a prescription for any dangerous drug.

32 "xxx"

1 Section 27. *Criminal Liability of a Public Officer or Employee for*
2 *Misappropriation, Misapplication or Failure to Account for the Confiscated,*
3 *Seized and/or Surrendered Dangerous Drugs, Plant Sources of Dangerous*
4 *Drugs, Controlled Precursors and Essential Chemicals,*
5 *Instruments/Paraphernalia and/or Laboratory Equipment Including the Proceeds*
6 *or Properties Obtained from the Unlawful Act Committed.* The penalty of life
7 imprisonment TO DEATH and a fine ranging from Five hundred thousand pesos
8 (P500,000.00) to Ten million pesos (P10,000,000.00), in addition to absolute
9 perpetual disqualification from any public office, shall be imposed upon any
10 public officer or employee who misappropriates, misapplies or fails to account for
11 confiscated, seized or surrendered dangerous drugs, plant sources of dangerous
12 drugs, controlled precursors and essential chemicals, instruments/paraphernalia
13 and/or laboratory equipment including the proceeds or properties obtained from
14 the unlawful acts as provided for in this Act.

15 Any elective local or national official found to have benefited from the
16 proceeds of the trafficking of dangerous drugs as prescribed in this Act, or have
17 received any financial or material contributions or donations from natural or
18 juridical persons found guilty of trafficking dangerous drugs as prescribed in this
19 Act, shall be removed from office and perpetually disqualified from holding any
20 elective or appointive positions in the government, its divisions, subdivisions, and
21 intermediaries, including government-owned or controlled corporations.

22 **Sec. 4.** Article 47 of the Revised Penal Code is hereby reinstated to read as follows:

23
24 ART. 47. IN WHAT CASES THE DEATH PENALTY SHALL NOT BE
25 IMPOSED; AUTOMATIC REVIEW OF THE DEATH PENALTY CASES. - THE
26 DEATH PENALTY SHALL BE IMPOSED IN ALL CASES IN WHICH IT MUST
27 BE IMPOSED UNDER EXISTING LAWS, EXCEPT WHEN THE GUILTY
28 PERSON IS BELOW EIGHTEEN (18) YEARS OF AGE AT THE TIME OF THE
29 COMMISSION OF THE CRIME OR IS MORE THAN SEVENTY YEARS OF
30 AGE OR WHEN UPON APPEAL OR AUTOMATIC REVIEW OF THE CASE
31 BY THE SUPREME COURT, THE REQUIRED MAJORITY VOTE IS NOT
32 OBTAINED FOR THE IMPOSITION OF THE DEATH PENALTY, IN WHICH
33 CASES THE PENALTY SHALL BE RECLUSION PERPETUA; SUBJECT TO
34 THE PROVISIONS OF REPUBLIC ACT NO. 9344, OTHERWISE KNOWN AS
35 THE JUVENILE AND DELIQUENCY ACT OF 2006.

36
37 IN ALL CASES WHERE THE DEATH PENALTY IS IMPOSED BY THE TRIAL

1 COURT, THE RECORDS SHALL BE FORWARDED TO THE SUPREME
2 COURT FOR AUTOMATIC REVIEW AND JUDGMENT BY THE COURT EN
3 BANC, WITHIN TWENTY (20) DAYS BUT NOT EARLIER THAN FIFTEEN (15)
4 DAYS AFTER PROMULGATION OF THE JUDGMENT OR NOTICE OF
5 DENIAL OF ANY MOTION FOR NEW TRIAL OR RECONSIDERATION. THE
6 TRANSCRIPT SHALL ALSO BE FORWARDED WITHIN TEN (10) DAYS
7 FROM THE FILING THEREOF BY THE STENOGRAPHIC REPORTER.
8

9 **Sec.5.** Article 81 of the Revised Penal Code, as amended, is hereby reinstated to read
10 as follows:

11
12 *ART. 81. WHEN AND HOW THE DEATH PENALTY IS TO BE EXECUTED. -*
13 THE DEATH SENTENCE SHALL BE EXECUTED WITH PREFERENCE TO
14 ANY OTHER AND SHALL CONSIST IN PUTTING THE PERSON UNDER
15 SENTENCE TO DEATH BY LETHAL INJECTION. THE DEATH SENTENCE
16 SHALL BE EXECUTED UNDER THE AUTHORITY OF THE DIRECTOR OF
17 PRISONS, ENDEAVORING SO FAR AS POSSIBLE TO MITIGATE THE
18 SUFFERINGS OF THE PERSON UNDER THE SENTENCE DURING
19 ELECTROCUTION AS WELL AS DURING THE PROCEEDINGS PRIOR TO
20 THE EXECUTION.

21
22 THE DIRECTOR OF BUREAU OF CORRECTIONS SHALL TAKE STEPS TO
23 ENSURE THAT THE LETHAL INJECTION TO BE ADMINISTERED IS
24 SUFFICIENT TO CAUSE THE INSTANTANEOUS DEATH OF THE CONVICT.
25

26 PURSUANT TO THIS, ALL PERSONNEL INVOLVED IN THE
27 ADMINISTRATION OF LETHAL INJECTION SHALL BE TRAINED PRIOR TO
28 THE PERFORMANCE OF SUCH TASK.
29

30 THE AUTHORIZED PHYSICIAN OF THE BUREAU OF CORRECTIONS,
31 AFTER THOROUGH EXAMINATION, SHALL OFFICIALLY MAKE A
32 PRONOUNCEMENT OF THE CONVICT'S DEATH AND SHALL CERTIFY
33 THERETO IN THE RECORDS OF THE BUREAU OF CORRECTIONS.
34

35 THE DEATH SENTENCE SHALL BE CARRIED OUT NOT EARLIER THAN
36 ONE (1) YEAR NOR LATER THAN EIGHTEEN (18) MONTHS AFTER THE
37 JUDGMENT HAS BECOME FINAL AND EXECUTORY WITHOUR

1 PREJUDICE TO THE EXERCISE BY THE PRESIDENT OF HIS EXECUTIVE
2 CLEMENCY POWERS AT ALL TIME.

3
4 **Sec. 6.** Article 83 of the Revised Penal Code is hereby reinstated to read as follows:

5
6 ART. 83. SUSPENSION OF THE EXECUTION OF THE DEATH SENTENCE. -
7 THE DEATH SENTENCE SHALL NOT BE INFLICTED UPON A WOMAN
8 WHILE SHE IS PREGNANT OR WITHIN ONE (1) YEAR AFTER DELIVERY,
9 NOR UPON ANY PERSON OVER SEVENTY YEARS OF AGE. IN THIS LAST
10 CASE, THE DEATH SENTENCE SHALL BE COMMUTED TO THE PENALTY
11 OF RECLUSION PERPETUA WITH THE ACCESSORY PENALTIES
12 PROVIDED IN ARTICLE 40.

13
14 IN ALL CASES WHERE THE DEATH SENTENCE HAS BECOME FINAL,
15 THE RECORDS OF THE CASE SHALL BE FORWARDED IMMEDIATELY
16 BY THE SUPREME COURT TO THE OFFICE OF THE PRESIDENT FOR
17 POSSIBLE EXERCISE OF THE PARDONING POWER.

18
19 **Sec. 7. Repealing Clause.** – All laws, including the Comprehensive Dangerous Drugs
20 Act of 2002, presidential decrees and issuances, executive orders, rules and regulations
21 or parts thereof inconsistent with the provisions of this Act are hereby repealed or
22 modified accordingly.

23 **Sec. 8. Separability Clause.** – If, for any reason or reasons, any part of the provision of
24 this Act shall be held unconstitutional or invalid, other parts or provisions hereof which
25 are not affected thereby shall continue to be in full force and effect.

26 **Sec. 9. Effectivity.** – This Act shall take effect fifteen (15) days after its publication in two
27 (2) national newspapers of general circulation. The publication shall not be later than
28 seven (7) days after the approval hereof.

29 Approved.