

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

OFFICE OF THE CLERK

10 JUL 21 P4:29

SENATE  
S. No. 1766

RECEIVED BY

Introduced by Senator Miriam Defensor Santiago

EXPLANATORY NOTE

P.D. 1866 which codifies laws on firearms, ammunition, or explosives does not contain any provision to make unlawful for any person to manufacture and sell a firearm which does not have as an integral part a device which prevents a child from discharging the firearm for any reason of strength, dexterity, cognitive skill, or other ability.

This bill seeks to reduce if not eliminate injuries and deaths caused by accidental firearm shootings by children by making safety devices in firearm a condition for their sale or importation.\*

*over*  
  
MIRIAM DEFENSOR SANTIAGO

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

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1 AN ACT  
2 REQUIRING THAT FIREARMS SOLD, MANUFACTURED OR IMPORTED  
3 BE MADE CHILD-PROOF

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

4 SECTION 1. *Short Title.* – This Act may be cited as “Child Safety Firearms Act.”

5 SECTION 2. *Declaration of Policy.* – It is hereby declared to be the policy of the State  
6 to reduce injuries and deaths caused by accidental firearm shootings by children. Toward this  
7 end, the state shall guarantee the production of child-proof safety firearms or devices.

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

9 (A) “Person” includes any individual, corporation, company, association, firm,  
10 partnership or entity;

11 (B) “Firearm” means (1) any weapon which will or is designed to or may readily be  
12 converted to expel a projectile by the action of an explosive; (2) the frame or  
13 receiver of any such weapon; (3) any firearm muffler or silencer; or (4) any  
14 destructive device

15 SECTION 4. *Unlawful Acts.* - It shall be unlawful for a person to manufacture, sell,  
16 cause to sell or import a firearm that does not have as an integral part a device or devices that:

17 (A) Prevent a child of less than seven (7) years of age from discharging the firearm by  
18 reason of the amount of strength, dexterity, cognitive skill, or other ability required  
19 to cause a discharge;

1 (B) Prevent a firearm that has a removable magazine from discharging when the  
2 magazine has been removed; and

3 (C) In the case of a handgun other than a revolver, clearly indicate whether the  
4 magazine or chamber contains a round of ammunition.

5 SECTION 5. *Penalty.* – Any violation of this Act shall be punished with a fine of not  
6 less than Fifty Thousand Pesos (P 50,000.00) or imprisonment of not less than three (3) months  
7 or both at the discretion of the court. If the offense is committed by a corporation, trust, firm,  
8 partnership or association or other entity, the penalty shall be imposed upon the guilty offender  
9 upon the guilty officer or officers of such corporation, trust, firm, partnership or entity.

10 SECTION 6. *Separability Clause.* - If any provision or part hereof, is held invalid or  
11 unconstitutional, the reminder of the law of the provision not otherwise affected shall remain  
12 valid and subsisting.

13 SECTION 7. *Repealing Clause.* - Any law, presidential decree or issuance, executive  
14 order, letter of instruction, administrative order, rule or regulation contrary to, or inconsistent  
15 with, the provisions of this Act is hereby repealed, modified or amended accordingly.

16 SECTION 8. *Effectivity Clause.* - This Act shall take effect fifteen (15) days after its  
17 publication in at least two (2) newspapers of general circulation.

Approved,