

encouragement to quit and what better way than to be locked up in a place where it is just impossible to get cigarettes.

The proposed bill seeks to prohibit smoking of cigarette and tobacco products inside the prison and jail systems in the Philippines.¹

Miriam Defensor Santiago
MIRIAM DEFENSOR SANTIAGO


¹ This bill was originally filed in the third regular session of the 14th Congress.

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

SENATE
OFFICE OF THE SECRETARY

10 AUG -2 A9:38

SENATE
S. No. 2205

RECEIVED BY: 

Introduced by Senator Miriam Defensor Santiago

1 AN ACT
2 PROHIBITTING THE SMOKING OF CIGARETTE AND TOBACCO PRODUCTS IN
3 THE JAIL AND PRISON SYSTEMS IN THE PHILIPPINES

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

4 SECTION 1. *Title.* – This Act shall be known as the “*Prison Smoking Ban Act.*”

5 SECTION 2. *Prohibition.* - The Director of the Bureau of Prisons and the
6 Director of the Bureau of Jail and Penology shall prohibited the possession and smoking
7 of tobacco and cigarette products of all prisoners and inmates in their custody within all
8 jail and prison facilities under their control and supervision.

9 SECTION 3. *Ban on Smoking.* - The Director of the Bureau of Prisons and the
10 Director of the Bureau of Jail and Penology shall also prohibit the use of Tobacco and
11 Cigarette Products of all its employees and visitors within the facilities under their
12 control and supervision.

13 SECTION 4. *Imposition of Fines.* – To implement this Act, the Director of the
14 Bureau of Prisons and the Director of the Bureau of Jail and Penology may impose fines
15 to ensure compliance with this Act.

16 SECTION 5. *Penalties.* – Failure of the Director of the Bureau of Prisons and the
17 Director of the Bureau of Jail and Penology to enforce the provisions of this Act within a
18 period of three months from its enactment shall result to their suspension for a period of
19 one year without pay.

20 SECTION 10. *Separability Clause.* – If any provision or part thereof, is held
21 invalid or unconstitutional, the remainder of the law or the provision not otherwise
22 affected shall remain valid and subsisting.

23 SECTION 11. *Repealing Clause.* – Any law, presidential decree or issuance,
24 executive order, letter of instruction, administrative order, rule or regulation contrary to,
25 or inconsistent with the provisions of this Act is hereby repealed, modified or amended
26 accordingly.

27 SECTION 12. *Effectivity Clause.* – This Act shall take effect fifteen (15) days
28 after its publication in at least two (2) newspapers of general circulation.

Approved.