

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

SECRET  
OFFICE OF THE SECRETARY

16 AUG -3 AM 32

SENATE  
S. No. 2323

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Introduced by Senator Miriam Defensor Santiago

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EXPLANATORY NOTE

Third-parties should not be permitted to give personal information about a credit or debit cardholder to the issuer of the card. The cardholder is ultimately responsible for the use of the card, and their credit history is affected by any use of or changes to the account. Any errors in the information provided by a third-party might be recorded on a consumer credit report, where even providing a different street address can affect a consumer's credit history. Also, if a third-party were permitted to give the address of the cardholder to the issuer, they might be able to divert monthly statements to another address or raise the limit of the line of credit attached to the card.

This bill would not limit the transmittal of financial or transaction information by merchants or businesses; because the transmittal of these types of information is necessary for the use of credit and debit cards. What this legislation recognizes is the fact that the cardholder is ultimately responsible for the use of their card, hence making them the sole source of personal information about themselves.\*

  
MIRIAM DEFENSOR SANTIAGO  
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\* This bill was originally filed in the 14<sup>th</sup> Congress.

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

10 AUG -3 AIO:32

SENATE  
S. No. **2323**

RECEIVED BY: 

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Introduced by Senator Miriam Defensor Santiago

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1 AN ACT  
2 PROHIBITING CARD ISSUERS FROM ACCEPTING THIRD-PARTY SOURCED  
3 PERSONAL INFORMATION

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

4 SECTION 1. *Prohibited User Information Requests.* Issuers of Credit/Debit Cards are  
5 prohibited from knowingly accepting or soliciting the personal information of a card holder from  
6 a third-party.

7 SECTION 3. *Penalty.* Upon conviction of a violation of this Act, a fine of One  
8 Hundred Thousand Pesos (Php 100,000.00) per occurrence shall be imposed.

9 SECTION 4. *Repealing Clause.* – All laws, decrees, orders, rules and regulations or  
10 parts thereof inconsistent with the provisions of this Act are hereby repealed, amended or  
11 modified accordingly.

12 SECTION 5. *Effectivity Clause.* – This Act shall take effect after fifteen (15) days  
13 following its publication in the *Official Gazette* or in two (2) newspapers of general circulation.

Approved,