

## SUMMARY OF SENATE BILL ON SECOND READING\*

Second Regular Session, Eighteenth Congress

S. No. 1947 AN ACT CREATING THE OFFICE OF THE JUDICIARY MARSHALS, DEFINING ITS FUNCTIONS AND POWERS, APPROPRIATING FUNDS THEREFOR, AND FOR OTHER PURPOSES

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- Referred to: Committee on Justice and Human Rights
- Key words: Supreme Court, creation of Judiciary Marshals, security, safety, and protection of the members and property of the Judiciary

The bill seeks to create the Office of the Judiciary Marshals under the Supreme Court, which shall be primarily responsible for the security, safety, and protection of the members, officials, personnel, and property of the Judiciary, including the integrity of the courts and their proceedings.

The Supreme Court shall determine the functions, powers and responsibilities of the officials and personnel of the Office of the Judiciary Marshals which shall include, among others, the following:

(a) To protect, defend, safeguard, watch over, provide security and ensure the safety of justices, judges, court officials and personnel, including their families, and halls of justice, courthouses, and other court buildings and properties;

(b) To conduct threat assessments and undertake investigations and forensic analysis of crimes and other offenses committed, including potential security threats, against justices, judges, court officials and personnel, and halls of justice, courthouses, and other court properties. This shall include coordinating with other law enforcement agencies to maximize collection and sharing of intelligence information for purposes of identifying threats;

<sup>\*</sup> LRS publishes summarized information of Senate bills under consideration for second reading in the First Regular Session, 18<sup>th</sup> Congress. The annual budget (General Appropriations Act); tax, banking and finance, and other bills which are predominantly fiscal in nature will not be included in the LRS reports.

(c) To ensure the safe, secure, and orderly conduct of judicial proceedings in accordance with existing rules, guidelines and practice, including judicial conferences, seminars and meetings;

(d) To conduct investigations concerning allegations of irregularities, including graft and corruption, committed by justices, judges, court officials and personnel, as directed by the Supreme Court, the Chief Justice, or the Court Administrator;

(e) To assist in the execution of all lawful writs, processes, and orders, and shall command all necessary assistance to execute its duties;

(f) To assist in the protection of witnesses and in the security in the transportation of the accused or witnesses necessary for the continuation of court proceedings as may be directed by courts of competent jurisdiction; and

(g) To manage and dispose of assets seized, frozen, or forfeited by courts, and deposit public money collected to the National Treasury.

The Office of the Judiciary Marshals shall be headed by the Chief Marshal and assisted by three (3) Deputy Marshals who shall be respectively in charge of, assigned and stationed in Luzon, Visayas and Mindanao. The Chief Marshal and the Deputy Marshals shall be appointed by the Supreme Court *en banc* and must be natural-born citizens of the Philippines, and must at least have been a full Colonel of the AFP or the PNP, or Assistant Regional Director of the NBI, with experience in investigation in all instances.

Any active member of the AFP, PNP, and NBI shall be considered resigned once appointed to the Office of the Judiciary Marshals.

The Office of the Judiciary Marshal shall be comprised of the following units:

(a) The Office of the Chief Marshal shall be stationed in the Supreme Court (Head Office);

(b) The Heads of Office Divisions under the Chief Marshal;

(c) Offices of the Deputy Marshals shall be respectively stationed in Luzon, Visayas, and Mindanao.

The Chief Marshal, Deputy Marshals, officials and personnel of the Office of the Judiciary Marshals shall serve until they reach the age of sixty-five (65) subject to an extension by the Supreme Court *en banc* for a maximum of one (1) year on the basis of good performance, unless they sooner become incapacitated to discharge the duties of their office or are dismissed by a vote of a majority of the Justices of the Supreme Court who actually took part in the deliberations of their cases and voted thereon.

The initial sum of Fifty Million Pesos (Php 50,000,000.00) for the salaries, wages and other expenses of personnel, the purchase of necessary supplies, materials and equipment, and for other purposes is hereby appropriated. The appropriations for the succeeding fiscal years shall be included in the annual General Appropriations Act.

(Summary prepared by: Ma. Gloria Socorro A. Ocampo, 17 February 2021)

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