

SIXTEENTH CONGRESS OF THE
REPUBLIC OF THE PHILIPPINES
First Regular Session



Senate
Office of the Secretary

13 JUL -1 P4:23

SENATE

SB No. 184

RECORDED BY: *Jan*

Introduced by Senator Ramon Bong Revilla, Jr.

EXPLANATORY NOTE

Public officials and staffs are public figure. Everything thing should be transparent. Bank accounts, financial statements, bonds and property owned should be declared and checked by the monitoring board and Bureau of Internal Revenue.

With this bill passed, we are showing relationship between the citizens of the Philippines and the government with clear and transparency. Corruption and graft at its best to be serve to the civilians.

Government will have the aid to recover ill-gotten funds.

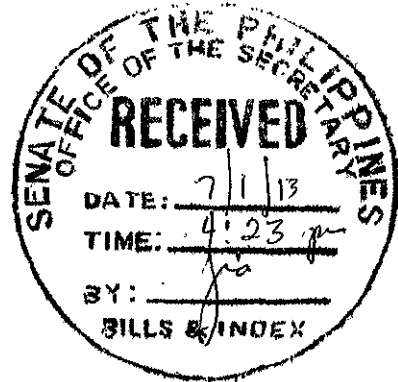
Approval of this bill is earnestly sought.


RAMON BONG REVILLA, JR.

SIXTEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
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SENATE

SB No. 184



Introduced by Senator Ramon Bong Revilla, Jr.

AN ACT
REQUIRING PUBLIC OFFICIALS AND EMPLOYEES TO
SUBMIT A WRITTEN PERMISSION OR WAIVER IN FAVOR OF THE
OMBUDSMAN TO LOOK INTO ALL DEPOSITS OF WHATEVER NATURE
WITH BANKS OR BANKING INSTITUTIONS BOTH WITHIN AND
OUTSIDE THE PHILIPPINES INCLUDING INVESTMENT BONDS ISSUED
BY THE GOVERNMENT OF THE PHILIPPINES, ITS POLITICAL
SUBDIVISIONS AND INSTRUMENTALITIES AND PROVIDING
PENALTIES THEREFOR

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

Section 1. Declaration of Policy. It is hereby declared a policy of the State for all public officials and employees to be open and transparent in all of their financial transactions and dealings.

Section 2. Submission of Written Permission or Waiver. All public officials and employees, except those who serve in an honorary capacity, shall submit with the office of the Ombudsman a written permission or waiver in favor of the Ombudsman to look into all deposits of whatever nature with banks or banking institutions, both within and outside the Philippines, including investment bonds issued by the government of the Philippines, its political subdivisions and instrumentalities.

The aforesaid written permission or waiver shall be submitted within thirty (30) days from the date of their assumption of office; Provided, however, that public officials and employees who are already exercising the functions of their respective offices upon the effectivity of this Act shall submit the same not later than thirty (30) days from the effectivity of the Rules and Regulations implementing the provisions of this Act.

Section 3. Prohibition in Case of Failure or Refusal to Submit Written Permission or Waiver. Any public official or employee who fails or refuses to submit such written permission or waiver as required by this Act shall not be allowed to enter upon, or continue exercising, the functions of her office.

Section 4. Limitation on Use. Only the Office of the Ombudsman may obtain or use the written permission or waiver filed under this Act, or any other information or data obtained as a result thereof; *Provided, however,* that the same shall be used exclusively for investigating a duly signed and verified complaint and/or prosecuting a case before the Sandiganbayan; *Provided further,* that the Office of the

Ombudsman or any other agency or instrumentality of the Government or any person may not use the same for any purpose.

Section 5. Promulgation of Rules and Regulations. The Office of the Ombudsman shall have the primary responsibility for the administration of this Act; *Provided, however,* that it shall enlist the advice of the Department of Justice and the *Banko Sentral ng Pilipinas* in drafting the form of the written permission or waiver as required by the provisions of this Act.

Section 6. Penalties.

- (a) Any person who violates the provisions of Section 3 hereof shall be punished with a fine not exceeding the equivalent of one (1) year salary or suspension not exceeding one (1) year, or removal from office and, upon the discretion of a court of competent jurisdiction, disqualification to hold public office.
- (b) Any person who violates the provisions of Section 4 hereof shall be punished with imprisonment of not exceeding six (6) years or a fine not exceeding One Hundred Thousand Pesos (P 100,000.00) or both.

Section 7. Separability Clause. In the event any portion or provision of this Act is declared unconstitutional, the remainder of this Act or any provisions not affected thereby shall remain in force and in effect.

Section 8. Repealing Clause. The relevant provisions of Republic Act Nos. 1405, 3019, 6713 as well as all laws, decrees and orders or parts thereof inconsistent herewith are deemed repealed or modified accordingly.

Section 9. Effectivity. This Act shall take effect 15 days after its complete publication in at least two (2) newspapers of national circulation.

Approved,