

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



Senate
Office of the Secretary

'13 JUL 22 P5:16

SENATE
S. No. 1038

FILED

BY: *ji*

Introduced by Senator Miriam Defensor Santiago

EXPLANATORY NOTE

In the Philippines, there is no law prohibiting the manufacture or production of toy, look-a-like, or imitation firearms which can be used by lawless elements in the commission of crimes. Thus, the production and manufacture of such look-alike firearms contribute to the ever-increasing criminality in the country.

This bill seeks to regulate the manufacture or production of look-alike firearms.*

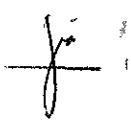
act.
Miriam Defensor Santiago
MIRIAM DEFENSOR SANTIAGO

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



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SENATE
S. No. 1038

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Introduced by Senator Miriam Defensor Santiago

1 AN ACT
2 PROHIBITING THE MANUFACTURE AND SALE OF IMITATION FIREARMS

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

3 SECTION 1. *Short Title.* – This Act shall be known as the “Anti Look–Alike Firearms
4 Act.”

5 SECTION 2. *Declaration of Policy.* – It is hereby declared the policy of the State to
6 protect the well–being of its citizen by regulating the manufacture and sale of look–like
7 firearms.

8 SECTION 3. *Definition.* –For purposes of this Act, a toy, look–like, or imitation firearm
9 is any imitation of any original firearm which was manufactured, designed, and produced since
10 1898, including toy guns, water guns, replica non–guns, and airsoft guns firing nonmetallic
11 projectiles.

12 SECTION 4. *Prohibited Acts.* – It shall be unlawful for any person to manufacture, sell,
13 ship, transport, or receive any toy, look–like, or imitation firearm unless such firearm contains,
14 or has affixed to it, a marking approved by the Secretary of Trade and Industry, as provided in
15 Section 5 hereof.

16 SECTION 5. *Distinctive Markings for Toy, Look–like, or Imitation Firearms;*
17 *Exception: Waiver: Adjustment and Changes.* – Except as provided below, each toy, look–like,
18 or imitation firearm shall have as an integral part, permanently affixed, a blaze orange plug

1 inserted in the barrel of such toy, look-alike, or imitation firearm. Such plug shall be recessed no
2 more than six (6) millimeters from the muzzle end of the barrel of such firearm.

3 The Secretary of Trade and Industry may provide for an alternative marking or device for
4 any toy, look-alike, or imitation firearm not capable of being marked and may waive the
5 requirement of any such marking or device for any toy, look-alike, or imitation firearm that will
6 only be used in the theatrical, movie, or television industry.

7 The Secretary is likewise authorized to make adjustments and changes in the marking
8 system provided for by this section.

9 SECTION 6. *Study of Criminal Misuse of Toy, Look-Alike, or Imitation Firearms;*
10 *Report.* – The Director of the Philippine National Police is authorized and directed to conduct a
11 technical evaluation of the marking systems provided for in this Act to determine their
12 effectiveness in police combat situations. The Director shall begin the study within three (3)
13 months after the effectivity of this Act.

14 The Director is authorized and directed to conduct a study of the criminal misuse of toy,
15 look-alike, or imitation firearms, and shall report incidences relative to marked and unmarked
16 firearms.

17 SECTION 7. *Separability Clause.* – If any provision or part hereof is held invalid or
18 unconstitutional, the remainder of the law or the provision not otherwise affected shall remain
19 valid and subsisting.

20 SECTION 8. *Repealing Clause.* – Any law, presidential decree or issuance, executive
21 order, letter of instruction, administrative order, rule, or regulation contrary to or inconsistent
22 with the provisions of this Act is hereby repealed, modified, or amended accordingly.

23 SECTION 9. *Effectivity Clause.* – This Act shall take effect fifteen (15) days after its
24 publication in at least two (2) newspapers of general circulation.

Approved,