

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



Senate
Office of the Secretary

13 SEP 16 P3:16

SENATE

Senate Bill No. 1669

RECEIVED BY: *ja*

INTRODUCED BY SEN. JINGGOY EJERCITO ESTRADA

EXPLANATORY NOTE

Many crimes go unpunished because of the failure to report to the proper authorities the actual crimes, as well as other important incidents that may otherwise lead to the successful apprehension and prosecution of criminals.

To elicit a positive duty from every individual to actively participate in promoting peace and order, this bill proposes to amend Presidential Decree No. 1829, Penalizing Obstruction of Apprehension and Prosecution of Criminal Offenders, by including the following acts as obstruction of justice:

- Failing to report stolen or lost firearms to the proper authorities;
- Failing to report carnapped motor vehicles or lost number plates of motor vehicles to the proper authorities;
- Having knowledge of or witnessed a crime, concealing and not making known such crime to the proper authorities; and
- Failing to give needed testimony in court on a crime.

To obstruct justice is to deny justice and commit a crime against the law. For this and the foregoing reasons, the passage of this bill is earnestly sought.


JINGGOY EJERCITO ESTRADA
Senator

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AN ACT
AMENDING PRESIDENTIAL DECREE NO. 1829, PENALIZING
OBSTRUCTION OF APPREHENSION AND PROSECUTION OF CRIMINAL
OFFENDERS

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

SECTION 1. Section 1 of Presidential Decree No. 1829, Penalizing
Obstruction of Apprehension and Prosecution of Criminal Offenders, is hereby
amended to read as follows:

"Section 1. The penalty of *prision correccional*, in its
maximum period UNDER THE REVISED PENAL CODE, or a fine
ranging from 1,000 to 6,000 pesos, or both, shall be imposed upon
any person who knowingly or willfully obstructs, impedes, frustrates
or delays the apprehension of suspects and the investigation and
prosecution of criminal cases by committing any of the following
acts:

X X X

- (i) Giving of false or fabricated information to mislead or prevent the law enforcement agencies from apprehending the offender or from protecting the life or property of the victim; or fabricating information from the data gathered in confidence by investigating authorities for purposes of background information and not for publication and publishing or disseminating the same to mislead the investigator or the court[.];
- (J) FAILING TO REPORT STOLEN OR LOST FIREARMS TO THE PROPER AUTHORITIES;
- (K) FAILING TO REPORT CARNAPPED MOTOR VEHICLES OR LOST NUMBER PLATES OF MOTOR VEHICLES TO THE PROPER AUTHORITIES;
- (L) HAVING KNOWLEDGE OF OR WITNESSED A CRIME, CONCEALING AND NOT MAKING KNOWN

SUCH CRIME TO THE PROPER AUTHORITIES;
AND,

- (M) FAILING TO GIVE NEEDED TESTIMONY IN COURT
ON A CRIME."

SEC. 2. Repealing Clause. - All laws, decrees, orders, rules and regulations or other issuances or parts thereof inconsistent with Sec. 1 of this Act are hereby repealed or modified accordingly.

SEC. 3. Separability Clause. - If any portion of Sec. 1 of this Act is declared unconstitutional, the remainder not affected thereby shall remain in force and effect.

SEC. 4. Effectivity. - This Act shall take effect after fifteen (15) days following the completion of its publication either in the Official Gazette or in a newspaper of general circulation in the Philippines.

Approved,