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SIXTEENTH CONGRESS
Second Regular Session

RECEIVED BY: 

S. B. No. **2335**

Introduced by SENATOR SONNY ANGARA

AN ACT STRENGTHENING THE WITNESS PROTECTION, SECURITY AND BENEFIT PROGRAM, AMENDING FOR THE PURPOSE REPUBLIC ACT NO. 6981, OTHERWISE KNOWN AS THE "WITNESS PROTECTION, SECURITY AND BENEFIT ACT", AND PROVIDING ADDITIONAL FUNDS THEREFOR

EXPLANATORY NOTE

There is an urgent need to provide protection and security to witnesses and/or resource persons who attend legislative investigations, in aid of legislation, conducted by the Congress of the Philippines. The present law should be amended in order to improve the conditions and procedure for providing protection and assistance to a witness in legislative investigations when reasonable fear exists that testifying for the purpose of giving evidence and/or testimony during the investigation on criminal offenses in connection with which the protection may be provided under the present law, would expose the witness to severe danger to his/her life, health, freedom, corporal inviolability or property, where other measures do not suffice. The object of this bill is to ensure that the due administration of justice in legislative investigations is not prejudiced by witnesses not being given protection relative to his/her testimony in said proceedings.

The object of this bill is to provide for the safety and well-being of witnesses in legislative investigations who, unless protected, may not give evidence for fear of death, violence or serious injury by criminal interests likely to be affected by the proceedings, and for related purposes.

The bill also proposes to amend RA 6981 by entitling witnesses admitted into the program to the following benefits: 1) hospitalization benefits while in the safehouse; 2) free public education to minor or dependent children. Presently, free hospitalization is provided to witnesses only for injuries or illnesses incurred or suffered primarily due to witness duty. Also, minors or dependent children of witnesses cannot avail themselves of free education provision in the law because such can only be availed of in case of death or permanent incapacity of the witness. The bill limits the grant of free education to minors or dependents to the public educational system primarily because of limited funds of the State.

Moreover, the bill seeks to provide clearly and explicitly for the perpetuation of testimonies of witnesses in consonance with Rule 134 of the Revised Rules of Court. Although this can readily be done administratively, this measure would like to provide such in the law.


In view of the foregoing, the approval of this bill is earnestly sought.


SENATOR SONNYANGARA

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SENATE OF THE PHILIPPINES

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AN ACT STRENGTHENING THE WITNESS PROTECTION, SECURITY AND BENEFIT PROGRAM, AMENDING FOR THE PURPOSE REPUBLIC ACT NO. 6981, OTHERWISE KNOWN AS THE "WITNESS PROTECTION, SECURITY AND BENEFIT ACT", AND PROVIDING ADDITIONAL FUNDS THEREFOR

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

1 SECTION 1. – Sections 3, 4, 5, 6, 7 and 8 of Republic Act No. 6981, otherwise
2 known as the "Witness Protection, Security and Benefit Act", are hereby amended to read as follows:

3 "SEC. 3. *Admission into the Program.* – Any person who has witnessed or has
4 knowledge or information on the commission of a crime and has testified or is testifying or
5 about to testify before any judicial or quasi-judicial body, or before any investigating
6 authority, may be admitted into the Program: *Provided, That:*

7 "a) The offense [in] **FOR** which [his] **THE** testimony will be used is a grave felony as
8 defined under the Revised Penal Code, or its equivalent under special laws;

9 "b) [His] **THE** testimony can be substantially corroborated in its material points;

10 "c) [He] **THE WITNESS** or any member of [his] **THE WITNESS'** family within the
11 second [civil] degree of consanguinity or affinity is subjected to threats to [his] life or
12 bodily injury or there is a likelihood that [he] **THE WITNESS** will be killed, forced,
13 intimidated, harassed or corrupted [to prevent him] **SO AS TO BE PREVENTED** from
14 testifying, or to testify falsely or evasively, because or on account of [his] **THE** testimony
15 **GIVEN**; and

16 "d) [He] **THE WITNESS** is not a law enforcement officer, [even if he would be
17 testifying] **UNLESS THE TESTIMONY TO BE GIVEN WILL BE** against other law
18 enforcement officer(s). [In such a case, only the immediate members of his family may
19 avail themselves of the protection provided for under this Act.]

20 "If the Department, after examination of said applicant and other relevant facts, is
21 convinced that the requirements of this Act and its implementing rules and regulations
22 have been complied with, it shall admit said applicant to the Program, require said witness
23 to execute a sworn statement detailing **THE WITNESS'** knowledge or information on the

1 commission of the crime, and thereafter issue the proper certification. For purposes of
2 this Act, any such person admitted to the Program shall be known as the Witness.”

3 “SEC. 4. *Witness in Legislative Investigations.* – In case of legislative
4 investigations in aid of legislation, [a witness,] **THE SENATE OF THE PHILIPPINES OR**
5 **THE HOUSE OF REPRESENTATIVES, AS THE CASE MAY BE, MAY PROVIDE FOR A**
6 **SEPARATE ‘WITNESS PROTECTION, SECURITY AND BENEFIT PROGRAM’ FOR ITS**
7 **RESOURCE PERSONS AND/OR WITNESSES. THE WITNESS AND/OR RESOURCE**
8 **PERSON, [with his express consent,] may be admitted into the Program upon THE**
9 **WRITTEN APPLICATION AND** the recommendation of the legislative committee where
10 [his] **THE** testimony is needed when in its judgment there is a pressing necessity
11 [therefor] **FOR THE WITNESS’ TESTIMONY OR THE PRODUCTION OF DOCUMENTS**
12 **OR EVIDENCE IN POSSESSION OR CUSTODY OF THE WITNESS: *Provided,* That**
13 such recommendation is approved by the President of the Senate or the Speaker of the
14 House of Representatives, as the case may be.

15 “**THE SENATE OF THE PHILIPPINES OR THE HOUSE OF REPRESENTATIVES,**
16 **AS THE CASE MAY BE, SHALL HAVE PRIMARY JURISDICTION IN THE**
17 **ADMINISTRATION AND IMPLEMENTATION OF THE LEGISLATIVE WITNESS**
18 **PROTECTION, SECURITY AND BENEFIT PROGRAM. CONGRESS MAY REQUEST**
19 **THE NECESSARY ASSISTANCE FROM ANY DEPARTMENT, BUREAU, OFFICE OR**
20 **ANY OTHER EXECUTIVE AGENCY TO ASSIST IN THE IMPLEMENTATION OF THE**
21 **PROGRAM: *PROVIDED, HOWEVER,* THAT IN THE EVENT THAT A CRIMINAL CASE**
22 **HAS BEEN INSTITUTED, FOR PRELIMINARY INVESTIGATION OR TRIAL IN THE**
23 **COURT, IN RELATION TO THE SUBJECT OF THE LEGISLATIVE INQUIRY, ANY**
24 **WITNESS TO THE CRIMINAL CASE COVERED BY THE LEGISLATIVE WITNESS**
25 **PROTECTION, SECURITY AND BENEFIT PROGRAM SHALL UPON THE**
26 **RECOMMENDATION OF THE LEGISLATIVE COMMITTEE CONCERNED, BE TURNED**
27 **OVER TO THE WITNESS PROTECTION, SECURITY AND BENEFIT PROGRAM**
28 **ADMINISTERED BY THE DEPARTMENT OF JUSTICE: *PROVIDED, FURTHER,* THAT**
29 **ANY WITNESS TO A CRIMINAL CASE WHO IS COVERED BY THE PROGRAM**
30 **ADMINISTERED BY THE DEPARTMENT OF JUSTICE SHALL CONTINUE TO BE**
31 **COVERED AND SHALL REMAIN UNDER SUCH PROGRAM NOTWITHSTANDING ANY**
32 **LEGISLATIVE INQUIRY THAT MAY BE INITIATED THEREAFTER WHERE SUCH**
33 **WITNESS MAY BE CALLED UPON TO TESTIFY AS A RESOURCE PERSON.**

34 “**ANY WITNESS COVERED BY THE LEGISLATIVE WITNESS PROTECTION,**
35 **SECURITY AND BENEFIT PROGRAM SHALL ENJOY THE SAME RIGHTS AND**
36 **BENEFITS, BEAR THE SAME RESPONSIBILITIES AND SHALL BE SUBJECT TO THE**
37 **SAME CONDITIONS AS PROVIDED FOR IN THIS ACT.**

38 “**TO EFFECTIVELY CARRY OUT THIS PROVISION, CONGRESS SHALL**
39 **PROVIDE FUNDING FOR THE IMPLEMENTATION OF ITS OWN WITNESS**
40 **PROTECTION, SECURITY AND BENEFIT PROGRAM AND PROMULGATE ITS OWN**
41 **RULES AND REGULATIONS.”**

1 "SEC. 5. *Memorandum of Agreement (MOA) with the Person to be Protected.* –
 2 [Before a person is provided] **AS A PREREQUISITE TO THE AVAILMENT OF THE**
 3 protection under this Act, [he shall first execute] **THE WITNESS SHALL ENTER INTO** a
 4 memorandum of agreement **WITH THE DEPARTMENT**, which shall set forth [his]
 5 **CERTAIN** responsibilities including:

6 "a) To testify before and provide information to all appropriate law enforcement
 7 officials concerning all appropriate proceedings in connection with or arising from the
 8 activities involved in the offense charged;

9 "b) To avoid the commission of a crime;

10 "c) To take all necessary precautions to avoid detection by others of the facts
 11 concerning the protection provided [him] under this Act;

12 "d) To comply with legal obligations and civil judgments against [him] **ONE'S**
 13 **PERSON;**

14 "e) To cooperate with respect to all reasonable requests of officers and employees
 15 of the Government who are providing protection under this Act; [and]

16 "f) To regularly inform the appropriate program official of [his] current activities and
 17 address[.];

18 "**G) NOT TO COMMUNICATE WITH ANY ADVERSE PARTY OR NEGOTIATE**
 19 **FOR OR ENTER INTO, AN AMICABLE SETTLEMENT ON THE CIVIL OR CRIMINAL**
 20 **ASPECT OF THE OFFENSE SUBJECT OF THE CASE OR INVESTIGATION; AND**

21 "**H) TO COMPLY WITH SUCH OTHER CONDITIONS AS THE SECRETARY OF**
 22 **JUSTICE MAY DEEM PROPER TO IMPOSE FOR THE SUCCESSFUL INVESTIGATION**
 23 **OR PROSECUTION OF THE CASE OR TO PRESERVE THE INTEGRITY OF THE**
 24 **PROGRAM."**

25 "SEC. 6. *Breach of the Memorandum of Agreement.* – Substantial breach of the
 26 memorandum of agreement shall be a ground for the **IMMEDIATE** termination of the
 27 **BENEFITS AND** protection provided under this Act[: *Provided, however, That before*
 28 *terminating such protection,]. [t]The Secretary of Justice shall send notice to the person*
 29 *involved of the termination of the* **BENEFITS AND** protection provided under this Act,
 30 stating therein the reason for such termination."

31 "SEC. 7. *Confidentiality [of Proceedings].* – All [proceedings] **MATTERS** involving
 32 [application for] admission **AND COVERAGE** [into] **UNDER** the Program [and the action
 33 taken thereon] shall be confidential in nature[.] **AND [N]No** information or documents
 34 [given or submitted in support thereof] **RELATIVE THERETO** shall be released except
 35 upon written order of the Department or the proper court.

36 "Any person who violates the confidentiality of said proceedings shall upon
 37 conviction be punished with imprisonment of not less than [one (1) year] **FOUR (4)**
 38 **YEARS** but not more than six (6) years and deprivation of the right to hold a public office
 39 or employment for a period of five (5) years.

1 “NO INJUNCTION OR TEMPORARY RESTRAINING ORDER SHALL BE ISSUED
2 BY ANY COURT ENJOINING THE ADMISSION OF THE WITNESS IN THE PROGRAM
3 BY THE DEPARTMENT.”

4 “SEC. 8. *Rights and Benefits.* – The Witness shall have the **RIGHT TO SECURITY**
5 **AND PROTECTION AS WELL AS THE** following [rights and] benefits:

6 “a) To have a secure housing facility until THE WITNESS has testified or until the
7 threat, intimidation or harassment disappears or is reduced to a manageable or tolerable
8 level. When the circumstances warrant, the Witness shall be entitled to relocation and/or
9 change of personal identity at the expense of the Program. This right **TO A SECURE**
10 **HOUSING FACILITY AND RELOCATION** may be extended to any member of the family
11 of the Witness within the second [civil] degree of consanguinity or affinity.

12 “**A CHANGE OF PERSONAL IDENTITY MAY INCLUDE A CHANGE IN**
13 **PHYSIOLOGICAL APPEARANCE OR CHANGE OF NAME. THE SECRETARY OF**
14 **JUSTICE, UPON APPLICATION OF THE WITNESS COVERED UNDER THE**
15 **PROGRAM AND IN ACCORDANCE WITH THE RULES WHICH THE DEPARTMENT**
16 **SHALL HEREAFTER PROMULGATE, MAY ORDER A CHANGE OF THE FIRST NAME,**
17 **MIDDLE NAME AND/OR FAMILY NAME OF THE WITNESS COVERED, WITHOUT**
18 **NEED OF A SEPARATE JUDICIAL ORDER OR ADMINISTRATIVE PROCEEDINGS.**
19 **PURSUANT TO SUCH ORDER, THE SECRETARY OF JUSTICE MAY DIRECT ALL**
20 **CONCERNED AGENCIES OF THE GOVERNMENT TO MAKE THE NECESSARY**
21 **ENTRIES IN THEIR RESPECTIVE REGISTRIES IN SUCH A MANNER THAT ENSURES**
22 **THE CONFIDENTIALITY OF THE PROCEEDINGS AND AVOID A DISCLOSURE OF**
23 **THE IDENTITY OF THE WITNESS.**

24 “b) The Department shall, whenever practicable, assist the Witness in obtaining a
25 means of livelihood. The Witness relocated pursuant to this Act shall be entitled to a
26 financial assistance from the Program [for his support and that of his family] in such
27 amount and for such duration as the Department shall determine.

28 “c) In no case shall the Witness be removed from or demoted in work because or on
29 account of [his] **ONE’S** absences due to [his] attendance before any judicial or quasi-
30 judicial body or investigating authority, including legislative investigations in aid of
31 legislation, in going thereto and in coming therefrom: *Provided*, That his employer is
32 notified through a certification issued by the Department, within a period of thirty (30) days
33 from the date when the Witness last reported for work: *Provided, further*, That in the case
34 of prolonged transfer or permanent relocation, the employer shall have the option to
35 remove the Witness from employment after securing clearance from the Department,
36 upon the recommendation of the Department of Labor and Employment.

37 “Any Witness who failed to report for work because of witness duty shall be paid
38 [his] **BY ONE’S EMPLOYER THE** equivalent salaries or wages corresponding to the
39 number of days of absence occasioned by the Program. For purposes of this Act, any
40 fraction of a day shall constitute a full day salary or wage. This provision shall be
41 applicable to both government and private employees.

1 "d) To be provided with reasonable travelling expenses and subsistence allowance
2 by the Program in such amount as the Department may determine for his attendance in
3 the court, body or authority where THE WITNESS' testimony is required, as well as
4 conferences and interviews with prosecutors or investigating officers.

5 "e) To be provided with **NECESSARY** free medical **ATTENTION**, treatment,
6 hospitalization and medicines **PARTICULARLY** for any injury, [or] illness **OR ANY**
7 **OTHER MEDICAL CONDITION** incurred or suffered by [him because of] **THE WITNESS**
8 **OR BY THE SPOUSE AND MINOR OR DEPENDENT CHILDREN WHILE ON** witness
9 duty **OR WHILE IN THE TEMPORARY SHELTER PROVIDED BY THE PROGRAM** in
10 any [private or] public hospital, clinic, or at any such institution at the expense of the
11 Program.

12 "WITNESS DUTY SHALL INCLUDE THE ATTENDANCE OF THE WITNESS IN
13 THE COURT, BODY OR AUTHORITY WHERE THE TESTIMONY IS REQUIRED AS
14 WELL AS CONFERENCES AND INTERVIEWS WITH PROSECUTORS OR
15 INVESTIGATING OFFICERS. A WITNESS WHO IS RELOCATED TO AN ACCREDITED
16 WITNESS PROTECTION, SECURITY AND BENEFIT PROGRAM TEMPORARY
17 SHELTER SHALL BE CONSIDERED TO BE UNDER WITNESS DUTY FOR THE
18 DURATION OF STAY IN SAID TEMPORARY SHELTER."

19 "f) If a Witness is killed, because of [his] participation in the Program, [his] **THE**
20 **WITNESS'** heirs shall be entitled to a burial benefit of not less than Ten thousand pesos
21 (P10,000.00) from the Program exclusive of any other similar benefits [he] **THE WITNESS**
22 may be entitled to under other existing laws.

23 "g) [In case of death or permanent incapacity, his] **THE WITNESS'** minor or
24 dependent children shall be entitled to free education **AND/OR EDUCATIONAL**
25 **ASSISTANCE**, from primary to college level in any state[, or private] school, college or
26 university [as may be determined by the Department,] as long as they shall have qualified
27 thereto. **THE EDUCATIONAL BENEFITS HEREIN PROVIDED CAN BE AVAILED BY**
28 **THE WITNESS' MINOR OR DEPENDENT CHILDREN FOR PRIMARY, SECONDARY**
29 **AND TERTIARY EDUCATION, BUT IN THE LATTER CASE, NOT TO EXCEED FIVE (5)**
30 **YEARS."**

31 SEC. 2. Sections 10 and 12 of the same Act are hereby amended to read as follows:

32 "SEC. 10. [*State Witness*] **ADMISSION OF OFFENDERS.** – Any person who has
33 participated in the commission of a crime and desires to be a witness for the [State]
34 **GOVERNMENT**, can apply and, if qualified as determined in this Act and by the
35 Department, shall be admitted into the Program whenever the following circumstances are
36 present:

37 "a) The offense in which [his] **THE** testimony will be used is a grave felony as
38 defined under the Revised Penal Code or its equivalent under special laws;

39 "b) There is absolute necessity for [his] **THE** testimony;

40 "c) There is no other direct evidence available for the proper prosecution of the
41 offense committed;

1 "d) [His] **THE** testimony can be substantially corroborated on its material points;

2 "e) [He] **THE PERSON** does not appear to be most guilty; and

3 "f) [He] **THE PERSON** has not at any time been convicted of any crime involving
4 moral turpitude.

5 "THE ADMISSION OF A PERSON TO THE PROGRAM IS DISTINCT AND
6 SEPARATE FROM A DISCHARGE OF AN ACCUSED FROM AN INFORMATION OR
7 CRIMINAL COMPLAINT BY THE COURT IN ORDER THAT SAID ACCUSED MAY BE A
8 STATE WITNESS PURSUANT TO SECTION 17 OF RULE 119 OF THE REVISED
9 RULES OF COURT.

10 "An accused discharged from an information or criminal complaint by the court in
11 order that [he] **THE ACCUSED** may be a State Witness pursuant to [Sections 9 and 10]
12 **SECTION 17** of Rule 119 of the Revised Rules of Court may, upon [his] petition, be
13 admitted to the Program [if he complies] **UPON COMPLIANCE** with the other
14 requirements of this Act. Nothing in this Act shall prevent the discharge of an accused[,
15 so that he can be used] **WHO QUALIFIED** as [a] State Witness under **SECTION 17**, Rule
16 119 of the Revised Rules of Court."

17 "SEC. 12. *Effect of Admission of a [State] Witness into the Program.* – The
18 certification of admission into the Program by the Department shall be given full faith and
19 credit by the provincial or city prosecutor who is required not to include the Witness in the
20 criminal complaint or information and if included therein, to petition the court for [his] **THE**
21 discharge **PURSUANT TO THIS ACT** in order that [he] **ONE** can be utilized as a [State]
22 Witness **FOR THE PROSECUTION**. [The court shall order the discharge and exclusion of
23 the said accused from the information.]

24 "Admission into the Program shall **AUTOMATICALLY** entitle such [State]
25 **COVERED** Witness to immunity from criminal prosecution for the offense or offenses in
26 which [his] **THE** testimony will be given or used and [all the rights and benefits provided
27 under Section 8 hereof] **THE COURT SHALL ORDER THE DISCHARGE AND**
28 **EXCLUSION OF THE SAID WITNESS FROM THE INFORMATION.**"

29 SEC. 3. A new section (Section 12-A) shall be inserted between Section 12 and Section 13
30 of the same Act, which shall read as follows:

31 "SEC. 12-A. **PERPETUATION OF TESTIMONY.** – A WITNESS ONCE
32 **ADMITTED INTO THE PROGRAM SHALL PERPETUATE THE TESTIMONY**
33 **PURSUANT TO RULE 134 OF THE REVISED RULES OF COURT.**"

34 SEC. 4. Sections 13, 14, 15 and 17 of the same Act are hereby amended to read as
35 follows:

36 "SEC. 13. *Failure or Refusal of the Witness to COOPERATE OR Testify.* – [Any
37 Witness registered in the Program who fails or refuses to testify or to continue to testify
38 without just cause when lawfully obliged to do so, shall be prosecuted for contempt. If he
39 testifies falsely or evasively, he shall be liable to prosecution for perjury. If a State
40 Witness fails or refuses to testify, or testifies falsely or evasively, or violates any condition
41 accompanying such immunity without just cause as determined in a hearing by the proper

1 court, his immunity shall be removed and he shall be subject to contempt or criminal
2 prosecution. Moreover, the enjoyment of all rights and benefits under this Act shall be
3 deemed terminated.]

4 "[The Witness may, however, purge himself of the contumacious acts by testifying at
5 any appropriate stage of the proceedings.]

6 "A WITNESS COVERED UNDER THE PROGRAM WHO UNJUSTLY FAILS OR
7 REFUSES TO COOPERATE OR TESTIFY IN THE INVESTIGATION OR
8 PROSECUTION OF A CASE OR WHO GIVES FALSE OR MISLEADING TESTIMONY
9 SHALL BE CRIMINALLY PROSECUTED AND SHALL, UPON CONVICTION, SUFFER
10 THE PENALTY OF IMPRISONMENT OF NOT LESS THAN FOUR (4) YEARS BUT NOT
11 EXCEEDING SIX (6) YEARS. THE WITNESS SHALL ALSO BE REQUIRED TO
12 RESTITUTE ALL THE PROGRAM'S EXPENSES RELATIVE TO HIS COVERAGE
13 WITHOUT PREJUDICE TO PROSECUTION FOR CONTEMPT UNDER OTHER
14 EXISTING LAWS."

15 "SEC. 14. *Compelled Testimony.* – Any Witness admitted into the Program pursuant
16 to Sections 3 and 10 of this Act cannot refuse to testify or give evidence or produce
17 books, documents, records or writings necessary for the prosecution of the offense or
18 offenses for which [he] **ONE** has been admitted into the Program on the ground of the
19 constitutional right against self-incrimination. [but he] **THE WITNESS** shall enjoy
20 immunity from criminal prosecution and [cannot] **SHALL NOT** be subjected to any penalty
21 or forfeiture for any transaction, matter or thing concerning his compelled testimony or
22 books, documents, records or writings produced.

23 "In case of refusal of THE Witness to testify or give evidence or produce books,
24 documents, records, or writings, on the ground of the right against self-incrimination, and
25 the PUBLIC prosecutor or investigator believes that such evidence is absolutely
26 necessary for a successful prosecution of the offense or offenses charged or under
27 investigation, he, with the prior approval of the Department, shall file a petition with the
28 appropriate court for the issuance of an order requiring said Witness to testify, give
29 evidence or produce the books, documents, records, and writings described, and the court
30 shall issue the proper order.

31 "The court, upon motion of the PUBLIC prosecutor or investigator, shall order the
32 arrest and detention of the Witness in any jail contiguous to the place of trial or
33 investigation until such time that the Witness is willing to give such testimony or produce
34 such documentary evidence."

35 "SEC. 15. [*Perjury or*] *Contempt.* – No Witness shall be exempt from prosecution
36 for [perjury or] contempt committed while giving testimony or producing evidence under
37 compulsion pursuant to this Act. [The penalty next higher in degree shall be imposed in
38 case of conviction for perjury.] The procedure prescribed under Rule 71 of the Rules of
39 Court shall be followed in contempt proceedings but the penalty to be imposed shall not
40 be less than one (1) month but not more than one (1) year imprisonment."

41 "SEC. 17. *Penalty for Harassment of Witness.* – Any person who harasses a
42 Witness [and thereby hinders, delays, prevents or dissuades a Witness] **BY REASON OF**

1 THE SWORN STATEMENT OR TESTIMONY GIVEN BY THE LATTER, OR WHO
2 ATTEMPTS TO HINDER, DELAY, PREVENT OR DISSUADE THE WITNESS from:

3 "a) Attending or testifying before any judicial or quasi-judicial body or investigating
4 authority;

5 "b) Reporting to a law enforcement officer or judge the commission or possible
6 commission of an offense, or a violation of conditions or probation, parole, or release
7 pending judicial proceedings;

8 "c) Seeking the arrest of another person in connection with the offense;

9 "d) Causing a criminal prosecution, or a proceeding for the revocation of a parole or
10 probation; or

11 "e) Performing and enjoying the rights and benefits under this Act [or attempts to do
12 so,] shall be fined not more than [Three thousand pesos (P3,000.00)] **TWENTY**
13 **THOUSAND PESOS (P20,000.00)** or suffer imprisonment of not less than [six (6)
14 months] **TWO (2) YEARS** but not more than [one (1) year,] **FOUR (4) YEARS, OR BOTH.**
15 [or both. He shall also suffer the penalty of perpetual disqualification from holding public
16 office in case of a public officer.]

17 "IN ADDITION, THE PENALTY OF PERPETUAL DISQUALIFICATION FROM
18 HOLDING PUBLIC OFFICE SHALL BE IMPOSED UPON THE OFFENDER WHO IS A
19 PUBLIC OFFICER."

20 SEC. 5. A new section (Section 17-A) is hereby inserted in Republic Act No. 6981 which
21 shall read as follows:

22 "SEC. 17-A. **CONSTRUCTION OF PROVISIONS.** – IN CASE OF DOUBT,
23 ANY PROVISION OF THIS ACT SHALL BE CONSTRUED IN FAVOR OF THE
24 ADMISSION OF THE WITNESS."

25 SEC. 6. *Appropriations.* – The amount necessary to carry out the provisions of this Act shall
26 be included in the annual General Appropriations Act.

27 SEC. 7. *Rules and Regulations.* – The Department of Justice shall promulgate the
28 necessary rules and regulations to implement this Act.

29 SEC. 8. *Separability Clause.* – If any section or provision of this Act shall be declared
30 unconstitutional or invalid, such shall not invalidate any other section of this Act.

31 SEC. 9. *Repealing Clause.* – All laws, decrees, orders, rules, regulations, ordinances or
32 parts thereof which are inconsistent with this Act are hereby repealed or modified accordingly.

33 SEC. 10. *Effectivity Clause.* – This Act shall take effect fifteen (15) days after its complete
34 publication in at least two (2) general newspapers of national circulation.

Approved,