

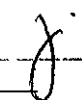
SIXTEENTH CONGRESS OF THE REPUBLIC)
OF THE PHILIPPINES)
Second Regular Session)



Senate
Office of the Secretary

'15 JUN -1 P3:24

SENATE
S. No. 2792

RECEIVED BY: 

Introduced by Senator Miriam Defensor Santiago

AN ACT
IMPOSING PENALTIES ON PERSON OR PERSONS GUILTY OF FENCING
PUBLIC PROPERTY

EXPLANATORY NOTE

On 29 April 2015, the coaches of a train of the Philippine National Railways (PNR) fell on their side after getting derailed. More than a hundred passengers were injured due to the incident. There were two possible reasons for the incident. One was pilferage of the rail's fastening system.¹

Railings, manhole covers, sign posts, public transportation fixtures and equipment are properties of the government that are used to provide the public with services meant to protect their safety and interest. Stealing and selling them may cause not only loss of property but more importantly, of lives.

This bill seeks to penalize buying and reselling stolen government properties. It aims to discourage persons from procuring items obtained through crimes of robbery and theft, and profiting from such acts. Fewer clients for robbers and thieves leads to less incidence of pilferage of government properties.


MIRIAM DEFENSOR SANTIAGO



¹ De Leon, Patricia, "PNR probes cause of train derailment", CNN Philippines <<http://cnnphilippines.com/metro/2015/04/30/PNR-probes-cause-of-train-derailment.html>>.

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1 AN ACT
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3 PUBLIC PROPERTY

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

4 SECTION 1. Presidential Decree No. 1612, otherwise known as the Anti-Fencing
5 Law, Section 3, is hereby amended to read as follows:

6 Section 3. *Penalties.* -- Any person guilty of fencing shall be
7 punished as hereunder indicated:....

8 (f)....

9 IF THE OBJECT OF FENCING IS PUBLIC
10 PROPERTY, THE OFFENDER SHALL SUFFER THE
11 PENALTY NEXT HIGHER IN DEGREE THAN THAT
12 PRESCRIBED IN (A) TO (F).

13 SECTION 2. *Repealing Clause.* - Any law, presidential decree or issuance,
14 executive order, letter of instruction, administrative order, rule or regulation contrary to,
15 or inconsistent with, the provision of this Act is hereby repealed, modified, or amended
16 accordingly.

1 SECTION 3. *Effectivity Clause.* - This Act shall take effect 15 days after its
2 publication in at least two newspapers of general circulation.

Approved,