

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

04 JUN 30 11:00

SENATE
S. B. No. 1037

RECEIVED BY: *Edna*

Introduced by Senator Jinggoy Ejercito Estrada

EXPLANATORY NOTE

Nuclear technological risks in the Philippines are so high yet safeguards against them are so little. Although science and technology can cushion its impact, yet, it can also ruin lives, property and environment and ecology. *Nuclear technological disaster is something the country cannot afford.*

In order to develop programs that can help not only the Government but also the private industry in making decisions on nuclear technological choice, the National Technological Radiation Safety Board (NNRSB) is necessary for the effective nuclear radiation management.

The thrust of this bill is in consonance with the Constitutional mandate of the State to protect and advance the right of the people to balanced and healthful ecology in accord with the rhythm and harmony of nature. The NNSRB shall regulate undertakings of nuclear radiation protection of the general public and thereby prevent or decrease the risks which such activities pose to life, property and ecology.

Immediate approval of this measure is earnestly sought.


JINGGOY EJERCITO ESTRADA
Senator

THIRTEENTH CONGRESS OF THE
REPUBLIC OF THE PHILIPPINES
First Regular Session

SENATE
OFFICE OF THE SECRETARY

794 JUN 20 7 11 AM

SENATE
S. B. No. 1037

RECEIVED BY: Altu

Introduced by Senator JINGGOY EJERCITO ESTRADA

AN ACT
CREATING THE NATIONAL NUCLEAR RADIATION SAFETY BOARD
AND DEFINING ITS SCOPE, FUNCTIONS AND POWERS

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

SECTION 1. *Creation.* - There is hereby created a National Nuclear Radiation Safety Board, hereinafter referred to as the NNSRB, under the Office of the President.

SECTION 2. *Purpose.* - In consonance with the Constitutional mandate that the State shall protect and advance the right of the people to a balanced and healthful ecology in accord with the rhythm and harmony of nature, the NNSRB shall regulate all undertakings of nuclear radiation researches, developmental application for the safety and protection of the general public and thereby prevent or decrease the risks which such activities pose to life property and ecology.

SECTION 3. *Composition.* - The NNSRB shall be composed of seven (7) members, which shall include the Director of the Philippine Nuclear Research Institute (PNRI), who shall act as the Chairman of the Board, the

Dean of the University of the Philippines' College of Science, who shall act the vice-Chairman of the Board, the Director of the University of the Philippines, Institute of Physics, and the Executive Director of the Philippine Council for Health Research and Development (PCHRD, as ex-officio members and three (3) representatives to be appointed by the President for a term of one (1) year from any of the State Colleges and Universities and any non-governmental organizations and institutions: Provided, That in the absence of any ex-officio member, said member may designate his deputy to act in his instead.

SEC. 4. Meetings. - The NNSRB shall meet regularly once a month and may hold special meetings to consider urgent matters upon call of the Chairman or any three (3) member thereof.

SEC. 5. Quorum. - The presence of a majority shall constitute a quorum for the transaction of business: Provided, That affirmative vote of at least four (4) members shall be necessary for the adoption of a resolution or a guideline.

SEC. 6. Powers and Functions. The NNSRB shall have the following powers and functions:

- a. Formulate national guidelines and regulate nuclear radiation research, development and application in public or private institutions with local and/or foreign funding;
- b. Review, monitor, approve or reject all nuclear radiation research, developmental and application project proposals;
- c. Regulate the importation and exportation, use storage and distribution of any radioactive substance, in close coordination with PNRI;

- d. Conduct periodic investigations, inspections and evaluations of the standards and facilities of nuclear radiation researches, development and application;
- e. Abate, enjoin or prohibit the undertaking of any nuclear radiation research, development and application which may be dangerous or risky to public safety.
- f. Exercise such other powers and functions as may be necessary for the effective accomplishment of the purposes herein provided.

SEC. 7. Compensation. - The ex-officio members of the NNRSB, or their designated deputy, as the case may be, shall be entitled to per diems for meetings attended, not exceeding Five hundred pesos (P500.00) per meeting and not exceeding Two thousand pesos (P 2,000.00) per month. The other members of the NNRSB shall receive a monthly allowance of Two thousand pesos (P2,000.00).

SEC. 8. Prior Approval. - No nuclear radiation research, development and application shall be undertaken without the prior approval of the NNRSB.

SEC. 9. Penalties. - Violations of the preceding Section or of any guidelines or resolutions adopted by the NNRSB shall be punished by imprisonment from six (6) months to four (4) years and/or a fine of not less than Ten thousand pesos (P10,000.00) or both.

If the violation is committed by a corporation, partnership or association, its President, Manager, Agent or any other official in charge of the management thereof who committed or who knowingly participated in the commission of said violation shall suffer the penalties herein provided: Provided, That if the offender is an alien, in addition to the penalty herein provided, he shall be deported without further proceedings on the part of the Commissioner of Immigration and Deportation.

SEC. 10. *Appropriation.* - To carry out the provisions of this Act, there is hereby appropriated the sum of Three hundred thousand pesos (P300,000.00) out of the funds in the National Treasury not otherwise appropriated. Thereafter, the succeeding appropriations of the NNRSB shall be included in the annual General Appropriations Act.

SEC. 11. *Repealing Clause.* - All laws, decrees, orders, rules and regulations, policies, programs or parts thereof, which are inconsistent with any provision of this Act are hereby repealed or modified accordingly.

SEC. 12. *Separability Clause.* - If for any reason, any section or provision of this Act is declared to be unconstitutional or void, the other sections or provisions hereof which are not affected thereby shall continue in full force and effect.

SEC. 13. *Effectivity.* - This Act shall take effect fifteen (15) days upon completion of its publication in at least two (2) newspapers of general circulation.

Approved,