



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

'17 MAY 16 P5:56

SENATE
S.B. No. 1457

RECEIVED BY: _____

JNV

Introduced by SENATOR JOSEPH VICTOR G. EJERCITO

AN ACT
PROVIDING FOR THE MANDATORY INSTALLATION OF
DASHBOARD CAMERA OR DASHCAM SYSTEM IN PUBLIC UTILITY
VEHICLES, GOVERNMENT-OWNED PATROL CARS AND CERTAIN
TYPES OF VEHICLES PROVIDING FUNDS THEREFOR AND FOR
OTHER PURPOSES

EXPLANATORY NOTE

This measure proposes the mandatory installation of dashboard camera in public utility vehicles, government-owned patrol cars and certain types of vehicles.

It shall play a major role in solving minor and major road accidents and crimes where in 2016 alone, the Metro Manila Accident Recording and Analysis System (MMARAS) recorded 109,322 counts of road accidents in the National Capital Region.

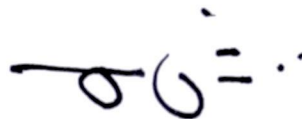
Today, most private vehicles are already equipped with dashboard cameras and other useful accessories like GPS device which have varying uses to vehicle owners and drivers. More often than not, the installed camera captures some of the most unusual road incidents which would otherwise go unnoticed and impossible to solve because of lack of record to prove its occurrence.

The installation of dashcam to public utility and selected government vehicles is seen to help curb incidents on roads and deter violation of traffic laws and regulations. It is also seen to improve and serve the interest of passengers who are subjected to the abuse and improper treatment of drivers. The latter shall be likewise protected from unscrupulous law enforcers who abuse their power and resort to extortion.

The measure will maximize the use of this technology and complement law

enforcement to fully protect the interests of the public. The use of recorded data shall also comply with laws on data protection to ensure that illegal surveillance and abuse will be prevented.

In view of the foregoing, the immediate passage of this measure is sought.

A handwritten signature in black ink, appearing to read 'J. V. Ejercito', with a horizontal line extending to the left of the first letter.

JOSEPH VICTOR G. EJERCITO



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OTHER PURPOSES

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

1 SECTION 1. *Short Title.* - This Act shall be known as the "Dash Cam Law".

2

3 SEC. 2. *Declaration of Policy.* - It is hereby declared the policy of the State to
4 ensure the safety and protection of all its citizens. It shall ensure strict
5 implementation of law and uphold proper administration of justice. To this
6 end, the State shall pursue an avid and precautionary approach to secure the
7 safety of the citizens.

8

9 SEC. 3. *Definition of Terms.* - For purposes of this Act, the following terms shall
10 be defined as follows:

11

12 (a) *Dashboard camera or dash cam system* refers to a camera that is
13 mounted in or around the dashboard. The camera is attached by
14 either use of suction cup mount or strapping on stock rear view
15 mirror, powered either by batteries or hardwired into the
16 vehicle's 12-volt system or through a cigarette lighter. The dash
17 cam faithfully records all it sees as the car moves about its daily
18 business. The dash cam automatically starts when the car does
19 and records video into removable storage. More complex
20 versions include global positioning systems that can pinpoint the
21 location of what has been recorded, monitor speed, time and date
22 or the recordings. Shock sensors can even lag recordings upon

1 impact to ensure that data is not overwritten in the event of a
2 collision.

3
4 (b) *Law Enforcement Agency* refers to any agencies task to enforce the
5 law. This includes the Philippine National Police, the National
6 Bureau of Investigation and other similar government agencies.
7

8 SEC. 4. *Coverage*. This law shall cover the following vehicles:
9

- 10 (a) Public utility vehicles, including application based transportation
11 service;
12 (b) Government-owned patrol vehicles and similar vehicles used by
13 any law enforcement agency;
14 (c) Transport service vehicles such as school and office service
15 vehicles and the like; and
16 (d) Other similar vehicles offering transport service to public
17 regardless if offered for a particular class or not.
18

19 SEC. 5. *Mandatory Installation of Dashboard Camera or Dashcam System*. The
20 installation and use of dashboard camera or dashcam system shall be required
21 for all covered vehicles as enumerated under section 4 above.
22

23 The proper placement of a dashboard or dashcam system shall be
24 ensured that it does not impair the driver's view of the road and outside the
25 range of airbag deployment and other safety facilities of the vehicles.
26

27 To ensure reliable visibility, the dashboard camera or dashcam system
28 may be no larger than a 5-inch square area on the driver's side of the
29 windshield, or a 7-inch square area on the passenger's side windshield.
30

31 SEC. 6. *On Privacy and Electronic Surveillance*. The usage of the dashboard
32 camera or dashcam system as a recording device shall be in compliance with
33 the provisions of Republic Act 10173 or otherwise known as the Data Privacy
34 act of 2012, assuring that the data subject/s need to give consent before the
35 release of information unless there is a legal obligation that required for it to
36 be kept or processed.
37

38 SEC. 7. *Allowed Use and Disclosure*. The use, viewing, copying, or disclosure of
39 video feeds and recordings obtained pursuant to the surveillance performed
40 in accordance with this Act shall only be allowed in the following instances:
41

- 42 (a) Use, viewing, copying, or disclosure to a member or officer of a
law enforcement agency in connection with and limited to the

1 investigation or prosecution of an offense punishable by law or
2 regulation;

3 (b) Use, viewing, copying, or disclosure in connection with any
4 pending criminal or civil proceeding; or

5 (c) Use, viewing, copying, or disclosure that may be necessary for
6 persons to determine whether or not an offense was committed
7 against their person or property, to ascertain the identity of a
8 criminal perpetrator, and to determine the manner by which the
9 offense was perpetrated.

10
11 SEC. 8. *Penalties.* Any act or omission causing the violation of duties mandated
12 under this Act shall be punishable by a fine not exceeding fifty thousand
13 pesos (P50,000.00) and/or suspension of franchise, if applicable, without
14 prejudice to other civil or criminal liabilities that may arise therefrom.

15
16 SEC. 9. *Implementing Agency.* - The Department of Transportation and the
17 Department of Interior and Local Government in consultation with local
18 government units shall ensure the implementation and enforcement of this
19 Act. After the lapse of three (3) months from the effectivity of the
20 Implementing Rules and Regulations of this Act, the concerned agencies shall
21 conduct a regular ocular inspection to ensure that all covered vehicles have
22 complied with the requirements of this Act.

23
24 SEC. 10. *Implementing Rules and Regulations.* - Within thirty (30) days from the
25 effectivity of this Act, the Secretary of Interior and Local Government, in
26 consultation with appropriate government agencies and other stakeholders,
27 shall promulgate the necessary rules and regulations to implement this Act.

28
29 SEC. 11. *Separability Clause.* If, for any reason or reasons, any part of the
30 provision of this Act shall be held to be unconstitutional or invalid, other parts
31 or provisions hereof which are not affected thereby shall continue to be in full
32 force and effect.

33
34 SEC. 12. *Repealing Clause.* All laws, decrees, orders, rules, and regulations, or
35 parts thereof, inconsistent with the provisions of this Act are hereby repealed,
36 amended, or modified accordingly.

37
38 SEC. 13. *Effectivity Clause.* This Act shall take effect after fifteen (15) days
39 following its publication in at least two (2) newspapers of general circulation.

40
41 Approved,