


FOURTEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
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RECEIVED BY: 

SENATE

P.S.R. **123**

Introduced by Senator Ramon Bong Revilla, Jr.

RESOLUTION DIRECTING THE APPROPRIATE SENATE COMMITTEES TO INVESTIGATE, IN AID OF LEGISLATION, THE ALLEGED PROLIFERATION OF SMUGGLED DRUGS AND OTHER HEALTH PRODUCTS IN THE COUNTRY IN ORDER TO COME UP WITH CORRECTIVE LEGISLATION TO ADDRESS THE SAID PROBLEM

WHEREAS, Section 15, Article II of the 1987 Constitution provides that "The State shall protect and promote the right to health of the people and instill health consciousness among them."

WHEREAS, the alleged proliferation of smuggled drugs and other health products, including but not limited to whitening, slimming and diet pills, in the country poses a serious threat to the health of the public;

WHEREAS, notwithstanding the great risk, poor Filipinos are most likely enticed to buy these products because of their cheap prices;

WHEREAS, Republic Act No. 3720, "Food, Drug and Cosmetics Act", mandates the Bureau of Food and Drugs (BFAD) as the government's regulatory body to ensure the safety, efficacy and quality of food, drugs and cosmetics;

WHEREAS, the Bureau of Customs (BOC) is the government agency tasked to apprehend smuggled goods entering the Philippine ports;

WHEREAS, Section 7 of Executive Order No. 175, Series of 1987, amends the definition of prohibited acts under Section 11 of R.A. 3720, to include importation, exportation and distribution of adulterated or misbranded food, drug, device or cosmetic;

WHEREAS, Section 8 of the same Act further expands the list of prohibited acts to include the manufacture, importation, exportation, sale, offering for sale, distribution or transfer of any drug or device which is not registered or has no license from the BFAD, and the sale of any drug beyond its expiry date;

WHEREAS, Section 15 of the same Act furthermore provides that no person shall manufacture, sell, offer for sale, import, export, distribute or transfer any drug or device without first securing a license to operate from BFAD;

WHEREAS, the BFAD and the BOC, as well as other concerned government agencies, must work closely to combat smuggling of drugs and other health products. The

BFAD is to provide the BOC personnel with the necessary training on the proper procedure for the detection and confiscation of counterfeit products;

WHEREAS, there is a need to strengthen the powers and functions of the BFAD and increase the penalties against individuals, groups, and drug establishments and manufacturers engaged in the production, sale, importation, exportation and distribution of smuggled drugs and other health products in the country.

WHEREFORE, BE IT RESOLVED AS IT IS HEREBY RESOLVED, by the Senate to direct the appropriate Senate Committees to investigate, in aid of legislation, the alleged proliferation of smuggled drugs and other health products in the country in order to come up with corrective legislation to address the said problem.

Adopted,


RAMON BONG REVILLA, JR.