

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

7 JUL -4 P4:19

SENATE  
S.B. No. 1105

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Introduced by Senator Miriam Defensor Santiago



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EXPLANATORY NOTE

The purpose of the present Animal Welfare Act is to protect and promote the welfare of all animals in the Philippines by supervising and regulating the establishment and operations of all facilities utilized for breeding, maintaining, keeping, treating or training of all animals either as objects of trade or as household pets.

However, under the said law, animals are allowed to suffer and even die for a mere sales demonstration. If the Animal Welfare Act is amended, the use and/or killing of live animals for the sake of sales will not be allowed.

This bill seeks to amend the Animal Welfare Act of 1998 to prohibit the use of live animals in sales and marketing demonstrations of medical devices and products.<sup>1</sup>

  
MIRIAM DEFENSOR SANTIAGO  



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<sup>1</sup> This bill was originally filed in the Thirteenth Congress, Third Regular Session.

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1 AN ACT  
2 AMENDING REPUBLIC ACT NO. 8485,  
3 ALSO KNOWN AS ANIMAL WELFARE ACT OF 1998, TO PROHIBIT THE USE OF  
4 ANIMALS FOR MARKETING MEDICAL DEVICES .

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

7 SECTION 1. Republic Act No. 8485, also known as the Animal Welfare Act of 1998 is  
8 hereby amended by inserting after Section 7 the following provisions:

9 SECTION. 8. NO PERSON MAY USE A LIVE ANIMAL TO:

10 (1) DEMONSTRATE A MEDICAL DEVICE OR PRODUCT TO A SALES  
11 REPRESENTATIVE FOR THE PURPOSE OF MARKETING SUCH MEDICAL DEVICE OR  
12 PRODUCT;

13 (2) TRAIN A SALES REPRESENTATIVE TO USE A MEDICAL DEVICE OR  
14 PRODUCT;

15 (3) DEMONSTRATE A MEDICAL DEVICE OR PRODUCT IN A WORKSHOP OR  
16 TRAINING SESSION FOR THE PURPOSE OF MARKETING A MEDICAL DEVICE OR  
17 PRODUCT; OR

18 (4) CREATE A MULTIMEDIA RECORDING (INCLUDING A VIDEO RECORDING)  
19 FOR THE PURPOSE OF MARKETING A MEDICAL DEVICE OR PRODUCT.

20 THIS SECTION SHALL NOT APPLY TO THE TRAINING OF MEDICAL  
21 PERSONNEL FOR A PURPOSE OTHER THAN MARKETING A MEDICAL DEVICE OR  
22 PRODUCT.

23 THE TERM "DEVICE" REFERS TO ANY INSTRUMENT, APPARATUS,  
24 IMPLEMENT, MACHINE, CONTRIVANCE, IMPLANT, IN VITRO REAGENT, OR OTHER

1 SIMILAR OR RELATED ARTICLE, INCLUDING ANY COMPONENT, PART, OR  
2 ACCESSORY, WHICH IS INTENDED FOR USE IN THE DIAGNOSIS OF DISEASE OR  
3 OTHER CONDITIONS, OR IN THE CURE, MITIGATION, TREATMENT, OR  
4 PREVENTION OF DISEASE, IN MAN OR OTHER ANIMALS, OR INTENDED TO  
5 AFFECT THE STRUCTURE OR ANY FUNCTION OF THE BODY OF MAN OR OTHER  
6 ANIMALS.

7  
8 SECTION 2. *Separability Clause.* – If any provision of this Act is held invalid or  
9 unconstitutional, the remainder of the Act or the provision not otherwise affected shall remain  
10 valid and subsisting.

11 SECTION 3. *Repealing Clause.* – Any law, presidential decree or issuance, executive  
12 order, letter of instruction, administrative rule or regulation contrary to or inconsistent with the  
13 provisions of this Act is hereby repealed, modified or amended accordingly.

14 SECTION 4. *Effectivity Clause.* – This Act shall take effect fifteen (15) days after its  
15 publication in at least two (2) newspapers of general circulation.

Approved,