

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

7 JUL -4 1972

SENATE
S.B. No. 1123

RECEIVED BY. _____



Introduced by Senator Miriam Defensor Santiago

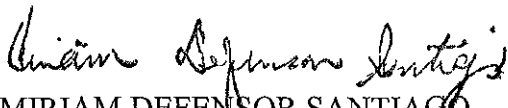
EXPLANATORY NOTE

The Constitution, Article 2, Section 15 provides:

The State shall protect and promote the right to health of the people, and instill health consciousness among them.

It is absolutely imperative that consumers be made aware of the effects of pharmaceutical products, prescribed or bought over the counter. With greater importance are pharmaceutical products that cause impairment of certain cognitive functions of those who take them and affect their abilities to perform certain activities.

This bill seeks to require pharmaceutical companies to properly label drugs that cause impairment of certain cognitive functions.¹


MIRIAM DEFENSOR SANTIAGO
def

¹ This bill was originally filed in the Thirteenth Congress, Third Regular Session.

1 SECTION 3. *Pharmaceuticals with psychoactive side effects.* – The Secretary of Health
2 shall make a determination of which psychoactive pharmaceuticals can lead to impairment of the
3 consumer’s ability to drive a motor vehicle or operate machinery such that the consumer is a
4 danger to himself or others. The Secretary of Health shall promulgate this order within 12
5 months from the effectivity of this Act.

6 SECTION 4. *Regulations.* – Not later than 12 months from the effectivity of this Act, the
7 Secretary of Health shall promulgate final regulations to carry out the provisions of this Act.

8 SECTION 5. *Warning label.* – Drugs containing specified psychoactive pharmaceuticals,
9 as determined by the Secretary of Health, shall include on their packaging a warning stating the
10 following:

11 “Warning: This drug may cause cognitive function impairment”

12 SECTION 6. *Penalty Clause.* – Any person who shall violate the provisions of this Act
13 shall, upon conviction, be subject to a fine of not less than Ten Thousand Pesos (Php 10,000.00)
14 but not more than One Hundred Thousand Pesos (Php 100,000.00), or imprisonment of not less
15 than two months but not more than one year, or both upon the discretion of the Court. If the
16 offender is an alien, he shall be deported after service of sentence and payment of fine without
17 need for further deportation proceedings.

18 SECTION 7. *Separability Clause.* – If any portion or provision of this Act is declared
19 unconstitutional, the same shall not affect the validity and effectivity of the other provisions not
20 affected thereby.

21 SECTION 8. *Repealing Clause.* – All laws, decrees, executive orders, rules and
22 regulations, and other issuances or parts thereof which are inconsistent with this Act are hereby
23 repealed, amended, or modified accordingly.

24 SECTION 9. *Effectivity. Clause*– This Act shall take effect fifteen (15) days following its
25 publication in two (2) national newspapers of general circulation.

Approved,

CMH 28 MAY 2007