

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

8 JUL 29 P2:17

SENATE
S. No. 2491

RECEIVED BY: 

Introduced by Senator Miriam Defensor Santiago

EXPLANATORY NOTE

According to Article II Section 15 of the Constitution:

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

The number of Filipinos and foreigners seeking cosmetic surgery in the country continue to rise. The other side of this good news is reports about permanent disfigurement and untimely death due to botched surgeries performed by incompetent or even unlicensed individuals. The State has the duty to regulate this field of medical practice in order to give life to the abovementioned Constitutional provision.

This bill seeks to better protect those who choose elective surgery by requiring written clearances prior to surgery.


MIRIAM DEFENSOR SANTIAGO

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1 AN ACT TO ENSURE THE SAFETY OF COSMETIC SURGERY PATIENTS

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

4 SECTION 1. *Cosmetic Surgery.* For the purposes of this Act, "Cosmetic Surgery"
5 shall mean an elective surgery that is performed to alter or reshape normal structures of the body
6 in order to improve the patient's appearance, including, but not limited to, liposuction and
7 elective facial cosmetic surgery.

8 SECTION 2. *Requisite Clearance.* Notwithstanding any other provision of law, a
9 cosmetic surgery procedure shall not be performed on a patient unless, prior to such surgery, a
10 licensed physician, surgeon, and psychiatrist have completed their respective examination on
11 such patient and have submitted clearances for such procedure.

12 SECTION 3. *Agency Involved.* The Department of Health shall promulgate rules and
13 regulations to effectuate the purposes of this Act.

14 SECTION 4. *Penalty* – Any violation of section 2 of this Act shall be punishable by a
15 civil penalty of Fifty Thousand Pesos (P50, 000.00) for the first offense, One Hundred Thousand
16 Pesos (P100, 000.00) for the second offense, and closure of the business establishment thereafter.

1 SECTION 5. *Repealing Clause.* – All laws, decrees, orders, rules and regulations or parts
2 thereof inconsistent with the provisions of this Act are hereby repealed, amended or modified
3 accordingly.

4 SECTION 6. *Separability Clause.* – If, for any reason, any provision of this Act is
5 declared to be unconstitutional or invalid, the other sections or provisions hereof which are not
6 affected thereby shall continue to be in full force and effect.

7 SECTION 7. *Effectivity Clause.* – This Act shall take effect after fifteen (15) days
8 following its publication in the *Official Gazette* or in two (2) newspapers of general circulation.

9 Approved,