

*A*

Introduced by Senator Miriam Defensor Santiago

1 AN ACT  
2 TO PROHIBIT PROFITEERING AND FRAUD RELATING TO MILITARY ACTION,  
3 RELIEF, AND RECONSTRUCTION EFFORTS, AND FOR OTHER PURPOSES.  
4

5 *Be it enacted by the Senate and the House of Representatives of the Philippines in*  
6 *Congress assembled:*  
7

8 SECTION 1. *Short Title.* This Act may be known as the "*War Profiteering*  
9 *Prevention Bill*".

10 SECTION 2. *Prohibition.* Whoever, in any matter involving a contract or the  
11 provision of goods or services, directly or indirectly, in connection with a war, military  
12 action, or relief or reconstruction activities within the jurisdiction of the Philippine  
13 Government, knowingly and willfully--

14 (a) Executes or attempts to execute a scheme or artifice to defraud the  
15 Philippine Government;

16 (b) Materially overvalues any good or service with the specific intent to  
17 defraud and excessively profit from the war, military action, or relief or  
18 reconstruction activities;

19 (c) Falsifies, conceals, or covers up by any trick, scheme, or device a material  
20 fact;

21 (d) Makes any materially false, fictitious, or fraudulent statements or  
22 representations; or

23 (e) Makes or uses any materially false writing or document knowing the same  
24 to contain any materially false, fictitious or fraudulent statement or entry.  
25

SENATE  
S. B. No. **2936**

REC'D: FEB 11 1918

---

Introduced by Senator Miriam Defensor Santiago

---

1 AN ACT  
2 TO PROHIBIT PROFITEERING AND FRAUD RELATING TO MILITARY ACTION,  
3 RELIEF, AND RECONSTRUCTION EFFORTS, AND FOR OTHER PURPOSES.  
4

5 *Be it enacted by the Senate and the House of Representatives of the Philippines in*  
6 *Congress assembled:*  
7

8 SECTION 1. *Short Title.* This Act may be known as the "*War Profiteering*  
9 *Prevention Bill*".

10 SECTION 2. *Prohibition.* Whoever, in any matter involving a contract or the  
11 provision of goods or services, directly or indirectly, in connection with a war, military  
12 action, or relief or reconstruction activities within the jurisdiction of the Philippine  
13 Government, knowingly and willfully--

14 (a) Executes or attempts to execute a scheme or artifice to defraud the  
15 Philippine Government;

16 (b) Materially overvalues any good or service with the specific intent to  
17 defraud and excessively profit from the war, military action, or relief or  
18 reconstruction activities;

19 (c) Falsifies, conceals, or covers up by any trick, scheme, or device a material  
20 fact;

21 (d) Makes any materially false, fictitious, or fraudulent statements or  
22 representations; or

23 (e) Makes or uses any materially false writing or document knowing the same  
24 to contain any materially false, fictitious or fraudulent statement or entry.  
25

26 SECTION 3. *Penalties*

27 (a) Any person who shall violate any provision of this Act shall upon conviction,  
28 be subject to a fine of not less than One hundred thousand pesos (P100,000.00) or  
29 imprisonment of not less than six (6) years, or both upon the discretion of the court.

30 If the offender is an alien, he shall be deported after service of sentence and  
31 payment of fine without further deportation proceedings.

32 (b) In case the offender is a naturalized citizen, he shall, in addition to the penalty  
33 prescribed herein, suffer the penalty of cancellation of his naturalization certificate and its  
34 registration in the civil register and immediate deportation after service of sentence and  
35 payment of fine.

36 (c) Any director, officer or agent of a corporation who shall authorize, order or  
37 perform any of the acts or practices constituting in whole or in part a violation of Section  
38 2, shall be subject to penalties to which that corporation may be subject.

39 In case the violation is committed by, or in the interest of a foreign juridical  
40 person duly licensed to engage in business in the Philippines, such license to engage in  
41 business in the Philippines shall immediately be revoked.

42 SECTION 4. *Separability Clause.* – If any provision or part thereof, is held  
43 invalid or unconstitutional, the remainder of the law or the provision not otherwise  
44 affected shall remain valid and subsisting.

45 SECTION 5. *Repealing Clause.* – Any law, presidential decree or issuance,  
46 executive order, letter of instruction, administrative order, rule or regulation contrary to,  
47 or inconsistent with the provisions of this Act is hereby repealed, modified or amended  
48 accordingly.

49 SECTION 6. *Effectivity Clause.* – This Act shall take effect fifteen (15) days  
50 after its publication in at least two (2) newspapers of general circulation.

51 Approved.