

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City, Metro Manila

Eighteenth Congress
First Regular Session

House Bill No. 1197



Introduced by HON. HENRY S. OAMINAL

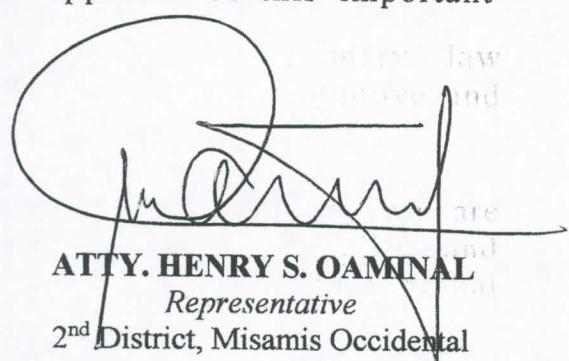
EXPLANATORY NOTE

The Philippine National Police (PNP) as the primary law enforcement agency of the government has to continuously improve and upgrade itself to effectively perform its mandate.

This is significant as it is a current occurrence that we are confronted with heightened and increasing acts of criminality and terrorism not only in our country but it has even expanded to a global scope.

To keep up with the emerging challenges of time, our PNP has to evolve to be a more effective and competent police force to successfully deliver timely and responsive services and carry out an effective approach to counter serious threats to our nation security. Important attention to modernize the PNP's equipment and intensify its operational tactics and law enforcement approach is at all cost imperative at this crucial challenging era.

In view of the foregoing reasons, the approval of this important piece of legislation is earnestly sought.



Atty. Henry S. Oaminal
Representative
2nd District, Misamis Occidental



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1 **AN ACT**

2 **PROVIDING FOR THE REVITALIZATION AND CAPABILITY**
3 **ENHANCEMENT OF THE PHILIPPINE NATIONAL POLICE,**
4 **APPROPRIATING FUNDS THEREFOR, AND FOR OTHER**
5 **PURPOSES”**

6

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

9

10 SECTION 1. ***Short Title.*** – This Act shall be known as the “PNP
11 Revitalization and Capability Enhancement Act.”

12 SEC. 2. ***Declaration of Policy.*** – It is hereby declared the policy of the
13 State to transform the Philippine National Police (PNP) into a highly efficient,
14 capable, and competent police force in order to fully perform its mandate as the
15 primary law enforcement agency of the government.

16 Towards this end, the State shall sustain a revitalized PNP that will
17 continuously carry out effective policing functions and law enforcement

1 operations, deliver timely and responsive frontline public safety services, and
2 pursue a comprehensive and integrated approach against transnational crime and
3 emerging forms of criminality, insurgency, terrorism and other serious threats
4 to national security.

5 For this purpose, the State shall pursue the implementation of a
6 Revitalization and Capability Enhancement Program focused on infrastructure
7 and facilities development as well as equipment acquisition and upgrading.

8 SEC. 3. ***PNP Revitalization Thrusts.*** – As used in this Act, the term
9 “revitalization” shall be understood to mean the state of being enlivened or the
10 condition of achieving a dynamic level of performing police functions and law
11 enforcement operations, frontline public safety services, and modern approaches
12 against criminality with the end view of establishing and maintaining for all
13 people a safe, secure, orderly, peaceful, and prosperous nation. Towards this
14 aspiration, the PNP shall pursue the following revitalization thrusts:

- 15 a) Fill-up of basic equipage and construction of standard police
16 stations nationwide;
- 17 b) Acquisition of modern equipage;
- 18 c) Adoption of Information and Communications Technology
19 (ICT) to modernize and integrate police administration and operations;

1 d) Strengthening police coordination and cooperation with the
2 citizenry, local governments, public safety agencies, other law enforcement
3 agencies and pillars of the criminal justice system, and the regional and
4 international police communities; and

5 e) Enhancing law enforcement approach and intensified operations
6 against transnational crime and emerging forms of criminality, insurgency,
7 terrorism and other serious threats to national security.

8 **SEC. 4. *Components of the Revitalization and Capability Enhancement***

9 **Program.** – The PNP revitalization thrusts shall be realized through the
10 implementation of a Revitalization and Capability Enhancement Program.

11 As used in this Act, the term police “capability enhancement” shall be
12 understood to mean a measurable improvement in the performance of PNP
13 mandates that translates into an enduring ability to enforce the law, prevent and
14 control crimes, maintain peace and order, ensure public safety and internal
15 security, and protect the country against threats to national security including,
16 terrorism.

17 The Revitalization and Capability Enhancement Program shall consist of
18 the following components:

1 a) Infrastructure and Facilities Development – The objectives of
2 this component are:

- 3 1) construction and upgrading of basic infrastructure like buildings,
4 police stations and police community precincts and support facilities for
5 administrative, investigative, and operational services which include
6 crime laboratory, communications systems, research and development
7 centers, training institutions, hospitals and dispensaries for delivery of
8 medical and dental services, in accordance with camp development plans;
9 2) upgrading of facilities to support regulatory functions;
10 3) development, procurement, and management of ICT systems and
11 automated systems to ensure integration and effective coordination; and
12 4) real estate acquisition, titling, and management.

13 b) Equipment Acquisition and Upgrading. – The objectives of this
14 component are judicious procurement and acquisition of modern equipage for
15 enhanced PNP capabilities which includes munitions and ordnance, firepower
16 and weapons, transportation and mobility assets, communication, intelligence,
17 investigative and forensic equipment.

18
19 SEC. 5. *Standard of Modernization*. – In preparing and implementing the
20 Police Capability Enhancement Program, the standard test to indicate modernity
21 is the possession of latest attribute or innovative quality of infrastructure,

1 facilities, and equipment, over and above the basic and standard features. This
2 would enable the PNP to better adapt to the needs of the present time, add value
3 to services delivered, and achieve increased citizens satisfaction with the police.

4 In endeavoring to modernize police infrastructure and facilities, the
5 primary consideration shall be developing capabilities for command and
6 direction, tactical and strategic control, effective communication, robust ICT and
7 automated systems network, upholding the human rights and rule of law, and
8 sustained police-community-relations.

9 The acquisition of modern equipment shall be based on the results of
10 operational needs assessment.

11 SEC. 6. *Revitalization and Capability Enhancement Program.* – Within
12 ninety (90) days from the effectivity of this Act, the Chief of the PNP, in
13 consultation with the Secretaries of the Department of the Interior and Local
14 Government (DILG) and Department of Budget and Management (DBM), shall
15 prepare a Revitalization and Capability Enhancement Program.

16 After consultation, the Chief of the PNP shall submit the Revitalization
17 and Capability Enhancement Program to the National Police Commission
18 (NAPOLCOM), which shall endorse the same to Congress, through the
19 Congressional Oversight Committee created under this Act, for consideration
20 and approval in a joint resolution of the House of Representatives and the Senate.

1 The Program shall indicate the following:

2 a) The police organizational structure, personnel strength, and logistics

3 and facilities inventory during the various implementation stages;

4 b) The capability enhancement programs, activities, and projects to be

5 undertaken vis-à-vis the particular component and corresponding objectives and

6 revitalization thrusts they relate to;

7 c) The priorities, schedules, and phases of implementation of the

8 capability enhancement projects and activities; and

9 d) The estimated average cost of each project or activity to be

10 undertaken.

11 The Program shall be based on an amount of at least Forty billion pesos

12 (P40,000,000.00) for the first three (3) years and on a ceiling of One hundred

13 thirty billion pesos (P130,000,000.00) for the full period of implementation.

14 SEC. 7. *Period of Implementation.* – The Revitalization and Capability

15 Enhancement Program under this Act shall be implemented over a period of ten

16 (10) years.

17 SEC. 8. *Appropriations for the Revitalization and Capability*

18 *Enhancement Program.* – The amount necessary to support the rehabilitation

19 and capability enhancement projects and activities under the Program approved

20 through joint resolution shall be appropriated by Congress.

1 Appropriations to support the Revitalization and Capability Enhancement
2 Program shall be treated as distinct and separate budget items from the regular
3 appropriations for the PNP.

4 The joint Congressional resolution shall be the basis for subsequent
5 executive and legislative actions to implement the Revitalization and Capability
6 Enhancement Program, from year to year, until its complete and full realization.

7 **SEC. 9. *Revitalization and Capability Enhancement Trust Fund.***—There
8 is hereby created a trust fund to be known as the Revitalization and Capability
9 Enhancement (RCE) Trust Fund. Said Trust Fund, which shall be used
10 exclusively for the projects and activities approved in the joint resolution, but not
11 to include payment of salaries and allowances, shall be funded out of the
12 following:

- 13 a) Congressional allocation under the General Appropriations Act;
- 14 b) Appropriations allocated under the PNP Capability Enhancement
15 Program approved by Congress;
- 16 c) Portion of amounts collected from the PNP Trust Receipts (TR)
17 Funds;
- 18 d) Portion of the PNP Provident Fund established and operated
19 under Administrative Order No. 279, series of 1992, and surplus declared at the
20 end of every fiscal year;

- 1 e) Donations from local or foreign sources specifically earmarked
2 for the implementation of the Revitalization and Capability Enhancement
3 Program; and
4 f) All other funds that may be made available through subsequent
5 legislative enactment or executive action.

6 The Chief of the Philippine National Police shall conduct periodic studies
7 on maximizing the fund utilization and generating additional revenues to
8 augment the RCE Trust Fund.

9 SEC. 10. ***Exemption from Taxes and Customs Duties.*** – The sale of
10 munitions and ordnance, firepower and weapons, transportation and mobility
11 assets, communication, intelligence, investigative and forensic equipment and
12 other equipment to the PNP, under the Revitalization and Capability
13 Enhancement Program, where such acquisition directly or exclusively relates to
14 the performance of its police and law enforcement functions; or may be needed
15 in public transactions; or in the pursuit of any government undertaking, to include
16 importation, shall be exempt from the value-added tax and customs duties.
17 Donations from local or foreign sources granted to the PNP shall likewise be
18 exempt from payment of donor's tax.

19 SEC. 11. ***Fund Augmentation from Provincial, City, and Municipal***
20 ***Governments for Local Police Stations.*** – Provincial, city, and municipal

1 governments shall allocate five (5%) percent of its annual appropriations
2 earmarked for local development projects, sourced from its internal revenue
3 allocation (IRA), as its annual fund augmentation to support priority projects and
4 activities of local police stations, embodied in their respective provincial public
5 safety plans or integrated area or community public safety plan, as the case may
6 be, which should be aligned with the components of the Revitalization and
7 Capability Enhancement Program, its corresponding objectives, and the
8 revitalization thrusts identified under this Act.

9 **SEC. 12. *Congressional Oversight Committee.*** – There is hereby created
10 a Congressional Oversight Committee to receive the Revitalization and
11 Capability Enhancement Program of the Chief of the Philippine National Police,
12 as endorsed by NAPOLCOM, for further endorsement to the Speaker of the
13 House of Representatives and the Senate President, for consideration and
14 approval in a joint resolution.

15 It shall be composed of four (4) members from the House of
16 Representatives and four (4) members from the Senate with the Chairpersons of
17 the Committee on Public Order and Safety and the Committee on Public Order
18 and Illegal Drugs of both Chambers, respectively, as Joint Chairpersons. The
19 three (3) other members from each Chamber shall be designated by the Speaker
20 of the House of Representatives and the Senate President, respectively. The
21 Minority shall have at least (1) representative from both Chamber.

1 The Committee shall regularly monitor and oversee the implementation of
2 the provisions of this Act.

3 SEC. 13. ***Program Modification.*** – In the exigency of service or whenever
4 necessary to address unforeseen emergencies to curb transnational crime,
5 emerging forms of criminality, insurgency, terrorism and other serious threats to
6 national security, the Chief of the PNP may modify, through substitution or
7 revision, a component project in the Revitalization and Capability Enhancement
8 Program, subject to the favorable endorsement of the Secretary of the Interior
9 and Local Government, for the President’s approval. Within thirty (30) days from
10 such approval, the Chief of the PNP shall report such program modification to
11 Congress, through the Congressional Oversight Committee.

12 SEC. 14. ***Annual Reports.*** – Within the first quarter of the succeeding
13 year of implementation, the Chief of PNP shall submit to the President and
14 Congress, through the Secretary of the Interior and Local Government or as
15 Chairman of the NAPOLCOM, an annual report on the status of the RCE Trust
16 Fund, as provided for in Section 9 of this Act, and on the progress of the
17 implementation of the Revitalization and Capability Enhancement Program.

18 SEC. 15. ***Sunset Review.*** – After five (5) years following its effectivity,
19 or as the need arises, the Congressional Oversight Committee shall conduct a
20 sunset review of this Act, to systematically evaluate the accomplishments under

1 the Revitalization and Capability Enhancement Program and its impact on the
2 PNP organizational structure, institutional mechanisms, and performance of
3 functions, for purposes of determining and effecting remedial legislation.

4 SEC. 16. *Separability Clause.* – If any provision of this Act shall be held
5 unconstitutional or invalid, the other provisions not otherwise affected shall
6 remain in full force and effect.

7 SEC. 17. *Repealing Clause.* – All laws, executive orders, rules and
8 regulations inconsistent with or contrary to this Act, are hereby deemed
9 accordingly repealed or modified.

10 SEC. 18. *Effectivity Clause.* – This Act shall take effect after fifteen (15) ,
11 days following its publication in the Official Gazette or in at least two (2)
12 newspapers of national circulation.

13 Approved,