

REPUBLIC OF THE PHILIPPINES  
**HOUSE OF REPRESENTATIVES**  
Quezon City

**EIGHTEENTH CONGRESS**  
**First Regular Session**

House Bill No. **2247**



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Introduced by **MAGDALO Party-List Representative**  
**HON. MANUEL DG. CABOCHAN III**

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**EXPLANATORY NOTE**

Republic Act No. 8551 or the "Philippine National Police Reform and Reorganization Act of 1998" was enacted to ensure accountability and uprightness in police exercise of discretion as well as to achieve efficiency and effectiveness of its members and units in the performance of their functions. Among the key provisions of RA No. 8551 is the creation of the Internal Affairs Service (IAS) of the PNP.

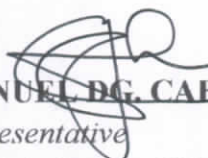
The Internal Affairs Service of the PNP is tasked among others to: pro-actively conduct inspections and audits on PNP personnel and units; investigate complaints and gather evidence in support on an open investigation; and, conduct investigation, *motu proprio*, on incidents where death, serious physical injury, or any violation of human rights occurred in the conduct of a police operation, among others.

The spate of killings, and other reports of human rights abuses in the implementation of the anti-drug war of the current administration, allegedly perpetuated by members of the PNP, puts into fore the capability of IAS to fulfil their mandated function.

As such, in order to ensure that IAS will effectively instill discipline and enhance the performance of the personnel and units of the PNP, there is a need to revisit and amend RA No. 8551 to capacitate and strengthen the IAS to make them more effective and efficient in promoting higher standards of integrity in the police force.

Among the salient points of this measure is the provision of a mandatory period by which an investigation conducted by the IAS must be concluded. Also, under this measure, IAS is given the power to formulate and adopt its own disciplinary rules and mechanism. In addition, the decisions of IAS with respect to cases under its jurisdiction shall be final and executory. Likewise, to improve the independence of IAS, they shall have automatic, direct, full, and regular release of funds based on the approved annual general appropriations.

In view of the foregoing, early passage of this bill is earnestly requested.

  
**MANUEL DG. CABOCHAN III**  
*Representative*  
Magdalo Para sa Pilipino Party-List

REPUBLIC OF THE PHILIPPINES  
HOUSE OF REPRESENTATIVES  
Quezon City

EIGHTEENTH CONGRESS  
First Regular Session

House Bill No. 2247

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Introduced by **MAGDALO Party-List Representative**  
**HON. MANUEL DG. CABOCHAN III**

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AN ACT  
TO STRENGTHEN THE INTERNAL AFFAIRS SERVICE OF THE PHILIPPINE  
NATIONAL POLICE, AMENDING FOR THE PURPOSE CERTAIN PROVISIONS  
OF REPUBLIC ACT NO. 6975 AS AMENDED BY REPUBLIC ACT NO. 8551, AND  
FOR OTHER PURPOSES

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

1        **SECTION 1. *Statement Policy.*** – The Internal Affairs Service (IAS) of the Philippine  
2 National Police shall be the primary instrument to measure, enhance and instill performance  
3 and discipline among all units and individuals in the institution. The IAS shall conduct its  
4 investigation and prosecution in an impartial, independent, expeditious and professional  
5 manner thereby ensuring the citizenry of unbiased results.

6  
7        **SEC. 2. *Organization of the Internal Affairs Service.*** – The IAS shall have a  
8 National, Regional, District, Provincial and City Offices where applicable, which shall be  
9 established by the Inspector General and approved by the PNP Chief.

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11        **SEC. 3. *The Inspector General.*** – The head of the IAS shall be the Inspector General  
12 (IG) with a rank of a Police Deputy Director General. He will be assisted by a Deputy  
13 Inspector General for Administration (DIGA); and a Deputy Inspector General for Operations  
14 (DIGO); both with the rank of Police Director. The Inspector General of the IAS shall  
15 exercise administrative and operational control and supervision over the IAS. The IG, his  
16 deputies, Chief of Staff of the IG Staff, and the Directors of the Regional Internal Affairs  
17 Service shall be appointed by the President. Appointments of other personnel who shall  
18 occupy various positions shall be made by the IG and shall be based on an established career  
19 pattern and criteria to be promulgated by the NAPOLCOM.



1  
2       **SEC. 4. *The Inspector General Staff.*** – The IG Staff shall be headed by the Chief of  
3 the IG Staff (CIGS) with a rank of Police Director. For purposes carrying out its duties and  
4 powers are provided for in this Act, the IAS shall have the following Services, namely:  
5 Human Resource and Management; Intelligence and Investigation; Operations; and Finance  
6 and Logistics.

7       **SEC. 5. *The Directors of Regional Internal Affairs Service Office (RIAS).*** – The  
8 Directors of the RIAS shall have the rank of Police Chief Superintendent. The organizational  
9 structure of the RIAS offices shall follow closely the pattern of the IAS National  
10 Headquarters.

11  
12       **SEC. 6. *The Provincial and City IAS Offices.*** – The Provincial and City Offices of  
13 the IAS shall be headed by a Police Senior Superintendent. The organizational structure of  
14 said offices shall also follow closely the pattern of the IAS National Headquarters.

15  
16       **SEC. 7. *Qualification Standards for IAS Personnel – Uniformed Personnel.*** – In  
17 general, entry into IAS is voluntary and requires high standards of integrity, morality,  
18 education and training. PNP personnel transferring to IAS, except the Inspector General must  
19 have at least five (5) more years in the service before reaching compulsory retirement, must  
20 have satisfactorily completed at least a basic investigation and/ or intelligence training and  
21 have no derogatory service records.

22  
23       **SEC. 8. *Qualifications of the Inspector General.*** – In addition to the general  
24 qualifications for appointment mentioned in RA No. 8551, the Inspector General of the IAS  
25 must be an active duty commissioned officer of the PNP, a member of the Philippine Bar in  
26 good standing and a holder of either a Police Executive Service Eligibility (PESE), Career  
27 Service Executive Eligibility (CSEE), or Career Executive Service Eligibility (CESE).

28  
29       **SEC. 9. *Non-Uniformed Personnel (NUP).*** – The NUP of IAS shall be selected from  
30 among the very best human resource available, preferably with at least a Masters Degree in  
31 their fields of training. Lawyers may enter the IAS laterally under existing PNP policies.

1       **SEC. 10. *Personnel Strength.*** – The strength of the IAS shall be pegged at five  
2 percent (5%) of the total strength of the PNP: *Provided*, That the NUPs shall comprise not  
3 more than ten percent (10%) of the total IAS strength.  
4

5       **SEC. 11. *Prohibitions.*** – Any personnel who joins the IAS may not thereafter join  
6 any other unit of the PNP. Neither shall any personnel of the IAS be allowed to sit in a  
7 committee deliberating on the appointment, promotion, or assignment of any PNP personnel.  
8

9       **SEC. 12. *Applicability of Sec. 39 of RA No. 8551.*** – The IAS shall exercise all the  
10 powers and functions provided under Section 39 of RA No. 8551, insofar as they are  
11 applicable and not in conflict with any provision of this Act: *Provided*, That the IG may  
12 direct *motu proprio* investigations of all acts and omissions of the PNP personnel which tend  
13 to discredit or tarnish the image of the PNP organization.  
14

15       **SEC. 13. *Operational Functions of the IAS.*** – The IAS shall, as part of its integrity  
16 development functions, conduct character building and other activities that would enhance its  
17 capacity for resisting graft and corruption; conduct intelligence operations in aid of lifestyle  
18 checks and investigations; and, strengthen investigations of PNP personnel who are subject to  
19 its jurisdiction. It shall also impose restrictions, file appropriate criminal cases against PNP  
20 members before the regular courts as evidence warrants and actively assist in the prosecution  
21 of such cases.

22       It shall generally conduct summary proceedings and hearings of PNP members facing  
23 administrative charges for violation of rules and regulations governing the PNP, the Civil  
24 Service rules and regulations, and such other existing laws relative to or in connection with,  
25 the official duty of a police officer including misconduct, dereliction of duty, insubordination,  
26 conduct unbecoming of a police officer, abuse of power or authority, conviction by final  
27 judgment for any crime or offense and other similar acts and decide such cases; and establish  
28 partnerships and other synergies with the community and other stakeholders. It shall  
29 coordinate efforts to require personnel who have undergone its adjudication processes to  
30 undergo psychological sessions before they are deployed back to the PNP.  
31

32       The PNP shall cooperate fully with the IAS in order to accelerate the conduct of its  
33 investigation with the view to exonerate innocent officers quickly and prosecute the guilty



1 swiftly. Internal affairs investigation shall be completed as rapidly as is reasonably necessary  
2 which in no case shall exceed thirty (30) days after which the appropriate administrative and/  
3 or criminal charges shall be filed immediately thereafter. The IAS shall have at most thirty  
4 (30) days to resolve the administrative case against any erring member of the Philippine  
5 National Police.

6  
7 **SEC. 14. *Special Functions of the IAS.*** – The IAS shall file cases against any police  
8 personnel who shall break the provisions of restrictive custody including the custodian of the  
9 personnel under restrictive custody and any other act and/ or omission made by a police  
10 personnel detrimental to the image of PNP. The IAS shall issue clearances and other requisite  
11 documents including recommendations for promotion, transfer or appointment to any  
12 position, and for financial transactions of PNP personnel.

13  
14 **SEC. 15. *Deputization.*** – The IG may deputize the Directors of the PNP Directorates  
15 or any of the Regional Directors of the Police Regional Offices as Inspectors and Auditors of  
16 the IAS, subject to the approval of the PNP Chief.

17 **SEC. 16. *IAS Infrastructure and Other Resources.*** – The PNP shall provide the  
18 infrastructure, camp requirements, technology and other resources of the IAS that will enable  
19 it to perform its mandated powers and functions: *Provided*, That additional funding  
20 requirements may be appropriated under the General Appropriations Act.

21  
22 **SEC. 17. *IAS Inspections and Audits.*** – The inspections and audits of all PNP units  
23 and personnel shall be conducted by IAS proactively and shall form part of the performance  
24 evaluation rating of the latter; *Provided*, That the framework of inspections and audit shall be  
25 based on existing NAPOLCOM and PNP Circulars and approved by the Commission.

26  
27 **SEC. 18. *Finality of Decision.*** – The decisions of the IAS in cases falling under its  
28 jurisdiction shall be final and executor without prejudice, however, to the filing of an appeal  
29 with the Secretary of the Department of Interior and Local Government (DILG) where the  
30 penalty imposed upon the erring PNP personnel is dismissal, demotion or suspension for a  
31 period exceeding ninety (90) days; or forfeiture of benefits equivalent to more than ninety  
32 (90) days pay.

1           **SEC. 19. *IAS Character Studies.*** – At the end of every quarter, IAS shall submit a  
2 general observation/ assessment of the general character of the PNP personnel and units to  
3 the Chief of the PNP and NAPOLCOM.  
4

5           **SEC. 20. *Source of Funds.*** – The appropriation for the Office of the Internal Affairs  
6 Service, including funds for the Occupational Specialty Pay (OSP), shall be under a specific  
7 item in the annual General Appropriations Act (GAA). This shall include Personnel Services  
8 (PS), Maintenance and Other Operating Expenses (MOOE) and Capital Outlay (CO).  
9

10           **SEC. 21. *Financial Independence.*** – In order to strengthen its fiscal independence,  
11 the Internal Affairs Service shall have an automatic, direct, full and regular release of funds  
12 based on the approved annual general appropriations subject to the existing rules, practices  
13 and regulations on auditing and accounting of the Commission on Audit (COA). The IAS  
14 shall have a distinct and separate budget from the PNP.  
15

16           **SEC. 23. *Disciplinary Mechanism.*** – The IAS shall formulate and adopt its own  
17 disciplinary rules and mechanisms taking into account pertinent laws, rules and regulations  
18 on the matter: *Provided*, That the applicable provisions of the AFP Military Justice System  
19 may also be applied by analogy or in a suppletory character whenever practical and  
20 convenient, in disciplinary cases against PNP uniformed personnel; *Provided, further*, That  
21 the applicable guidelines promulgated by the Civil Service Commission shall govern the non-  
22 uniformed personnel.  
23

24           **SEC. 23. *Separability Clause.*** – If any provision of this Act shall be declared invalid  
25 or unconstitutional, the remaining part or provisions not otherwise affected shall remain in  
26 force.  
27

28           **SEC. 24. *Repelaing Clause.*** – Any law, decree, ordinance, administrative circulars  
29 not consistent with any provision of this Act is hereby amended, repealed or modified  
30 accordingly.  
31

1           **SEC. 25. *Effectivity Clause.*** – This Act shall take effect fifteen (15) days after its  
2 complete publication in the Official Gazette or in at least two (2) newspapers of general  
3 circulation.

*Approved,*