

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

**SEVENTEENTH CONGRESS**  
First Regular Session

House Bill No. 1635

HOUSE OF REPRESENTATIVES

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**INTRODUCED BY: HON. GWENDOLYN F. GARCIA**

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### **EXPLANATORY NOTE**

This bill seeks to amend Article 152 of Act No. 3815, otherwise known as the Revised Penal Code, by designating security guards of duly accredited agencies as agents of persons in authority while engaged in the performance of official duties.

Security guards are tasked with the duty of protecting and securing the life and property not only of their employers, but also, of all persons who may happen to be in their area of responsibility. In a real sense, their duty is similar to that of a policeman or a close-in body guard of high-ranking public officials. The role of a security guard is so important that one can almost be certain of his presence in all vital installations or property, be it public or private. In fact, during the spate of bank and van robberies, security guards were invariably the primary targets.

And since under Article 152 of the Revised Penal Code, an agent of person in authority is defined as "one who is charged with the maintenance of public order, and protection and security of life and property", it is therefore proper, if not imperative, to designate security guards of duly accredited agencies as agents of persons in authority while engaged in the performance of official duties.

In view of the foregoing considerations approval of this bill is earnestly urged.

  
**HON. GWENDOLYN F. GARCIA**

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**AN ACT**

**DESIGNATING SECURITY GUARDS OF DULY ACCREDITED AGENCIES AS  
AGENTS OF PERSONS IN AUTHORITY WHILE ENGAGED IN THE  
PERFORMANCE OF OFFICIAL DUTIES, AMENDING ARTICLE 152 OF ACT NO.  
3815 OTHERWISE KNOWN AS "THE REVISED PENAL CODE"**

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

**SECTION 1.** Article 152 of Act No. 3815, otherwise known as "The Revised  
Penal Code", is hereby amended to read as follows:

"ART. 152. Persons in authority and agents of persons in authority; Who shall  
be deemed as such. – In applying the provision of the preceding and other  
articles of this Code, any person directly vested with jurisdiction, whether as  
an individual or as a member of some court or governmental corporation,  
board, or commission, shall be deemed a person in authority. A barrio captain  
and barangay chairman shall also be deemed a person in authority.

"A person who, by direct provision of law or by election or by appointment by  
competent authority, is charged with the maintenance of public order and the  
protection and security of life and property, such as a barrio councilman,  
barrio policemen, barangay leader, **SECURITY GUARD OF DULY  
ACCREDITED SECURITY AGENCY WHILE ENGAGED IN THE  
PERFORMANCE OF OFFICIAL DUTIES**, and any person who comes to the  
aid of persons in authority, shall be deemed an agent of a person in authority.

"In applying the provisions of Articles 148 and 151 of this Code, teachers,  
professors, and persons charged with the supervision of public or duly  
recognized private schools, colleges and universities, shall be deemed  
persons in authority."

**SECTION 2.** This Act shall take effect fifteen (15) days after its publication in  
the Official Gazette in a newspaper of general circulation.

**Approved,**