

REPUBLIC OF THE PHILIPPINES
HOUSE OF REPRESENTATIVES
Quezon City

Seventeenth Congress
Second Regular Session

7141
HOUSE BILL NO.



Introduced by **REPRESENTATIVE AMADO T. ESPINO, JR.**

EXPLANATORY NOTE

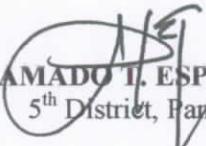
This measure seeks to amend Republic Act 9372 otherwise known as the "Human Security of 2007." The salient features of the bill are as follows:

1. Change of Short Title from "Human Security Act of 2007" to "Prevention of Terrorism Act of 2018" precisely to maintain uniformity with other foreign jurisdictions which uses the same title and to avoid confusion simply because the law deals mainly with terrorism.
2. Addition of a new section to define terms used in the proposed statute.
3. Addition of three predicate crimes to the existing twelve (12) on the definition of terrorism, namely:
 - a. Republic Act No. 9208 (Anti-Trafficking In Persons Act of 2003, as amended);
 - b. Republic Act No. 9165 (Comprehensive Dangerous Drugs Act of 2002); and
 - c. Republic Act No. 10175 (Cybercrime Prevention Act of 2012). It also includes other analogous acts which intend to cause death or serious bodily injury, or intend to cause risk to the health, safety or security of the public, or intend to seriously interferes with, disrupts or destroys critical infrastructure, or use of weapons of mass destruction, proscribed under any of the relevant treaties and conventions which the Philippines is a State Party.
4. Inclusion of additional punishable acts, together with the Conspiracy to Commit Terrorism, i.e. Proposal to Commit Terrorism, Inciting to Terrorism, Recruitment to Terrorist Organization, Providing Material Support to Terrorists or Terrorists Organization, Foreign Terrorist Fighter, and Glorification of Terrorism.
5. The fixed penalty of "forty years of imprisonment" has been changed to "life imprisonment to death" to give leeway to the judge to impose appropriate penalty after considering the circumstances present.

6. Addition of five (5) relevant cabinet secretaries to the existing composition of seven (7) members of Anti-Terrorism Council (ATC) to expand governmental involvement in the fight against terrorism. They are the Secretaries of Information and Communication Technology, Transportation, Labor and Employment, and Education. All the departments that each council member heads to include agencies under them and other agencies as necessary shall serve as support agencies for the Council.
7. The swift issuance by the court of Preliminary Asset Preservation Order which is twenty four (24) hours and its effectivity of six (6) months. The longer period will give the law enforcement agencies ample time to gather more pieces of evidence to support final order of forfeiture and proscription.
8. In order to address exigencies, the proposed amendment gives the Secretary of Justice the power to compel telecom and internet providers to preserve and produce all customer information and identification records as well as call and text data record and other cellular or internet metadata in cases of actual or imminent terrorist attacks.
9. The Regional Trial Court is also given concurrent jurisdiction with the Court of Appeals for Formal Application for Judicial Authorization giving more access to the courts by law enforcers which will facilitate securing of documents.
10. A provision on the arrest of unwilling witnesses that causes delay in building the case against the terrorists is included. The extension of detention without judicial warrant is likewise extended to thirty (30) days.
11. Increase in the period for change of custody of intercepted and recorded material from forty eight (48) hours to ten (10) days to allow more time for law enforcers to gather evidence.
12. Inclusion of the provisions regarding Order of Proscription, Asset Preservation Orders and Request to Proscribe a Terrorist with Foreign Jurisdiction and Supra-National Jurisdiction.
13. Institutionalization of the Anti-Terrorism Council-Program Management Center as Administrative arm of ATC maintaining its current functions.

This amendment is brief compared to the Human Security Act of 2007. The provisions are greatly shortened from sixty two (62) to just thirty four (34). The reason being all provisions redundant with existing laws and procedures are deleted. More importantly, unconscionable provisions that are anti-law enforcement are also deleted.

In view of the foregoing, immediate passing of this bill is earnestly sought.


AMADO T. ESPINO, JR.
5th District, Pangasinan

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2 **HOUSE OF REPRESENTATIVES**
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5 Seventeenth Congress
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8 HOUSE BILL NO. **7141**
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10 **Introduced by REPRESENTATIVE AMADO T. ESPINO, JR.**
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13
14 **AN ACT AMENDING REPUBLIC ACT NO. 9372 ENTITLED “AN ACT TO SECURE**
15 **THE STATE AND PROTECT OUR PEOPLE FROM TERRORISM”, OTHERWISE**
16 **KNOWN AS THE “HUMAN SECURITY ACT OF 2007”**
17

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

20 SECTION 1. Section 1 of Republic Act No. 9372, otherwise known as the “Human
21 Security Act of 2007” is hereby amended to read as follows:

22 “Section 1. *Short Title.* - This Act shall henceforth be known as the **["Human**
23 **Security Act of 2007."]****“PREVENTION OF TERRORISM ACT OF 2018.”**

24 SECTION 2. Section 2 of the same Act is hereby amended to read as follows:

25 “Section 2. *Declaration of Policy.* - It is declared a policy of the State to protect **THE**
26 **RIGHT TO** life, liberty, and property, **INCLUDING** from acts of terrorism, to condemn
27 terrorism as inimical and dangerous to the national security of the country and to the welfare
28 of the people, and to make terrorism a crime against the Filipino people, against humanity,
29 and against the law of nations.”

30 [In the implementation of the policy stated above, the State shall uphold the basic rights and
31 fundamental liberties of the people as enshrined in the Constitution.

32 The State recognizes that the fight against terrorism requires a comprehensive approach,
33 comprising political, economic, diplomatic, military, and legal means duly taking into
34 account the root causes of terrorism without acknowledging these as justifications for terrorist
35 and/or criminal activities. Such measures shall include conflict management and post-conflict

1 peace-building, addressing the roots of conflict by building state capacity and promoting
2 equitable economic development.

3 Nothing in this Act shall be interpreted as a curtailment, restriction or diminution of
4 constitutionally recognized powers of the executive branch of the government. It is to be
5 understood, however, that the exercise of the constitutionally recognized powers of the
6 executive department of the government shall not prejudice respect for human rights which
7 shall be absolute and protected at all times.]”

8 SECTION 3. A new Section 3 is hereby added to read as follows:

9 “Section 3. DEFINITION OF TERMS. - AS USED IN THIS ACT:

10 (A) “CRITICAL INFRASTRUCTURE” SHALL MEAN AN ASSET OR
11 SYSTEM WHICH IS ESSENTIAL FOR THE MAINTENANCE OF VITAL
12 SOCIETAL FUNCTIONS. “CRITICAL INFRASTRUCTURE” MAY
13 INCLUDE, BUT IS NOT LIMITED TO, COMMUNICATIONS,
14 EMERGENCY SERVICES, GAS, ENERGY, DAMS, FINANCE, FOOD,
15 PUBLIC SERVICES, INDUSTRY, HEALTH, TRANSPORT, RADIO AND
16 TELEVISION, INFORMATION TECHNOLOGY, COMMERCIAL
17 FACILITIES, CHEMICAL AND NUCLEAR SECTORS, AND WATER.

18 (B) “WEAPONS OF MASS DESTRUCTION” OR WMD SHALL MEAN
19 “CHEMICAL, BIOLOGICAL, RADIOLOGICAL, OR NUCLEAR
20 WEAPONS CAPABLE OF A HIGH ORDER OF DESTRUCTION OR
21 CAUSING MASS CASUALTIES, AND EXCLUDING THE MEANS OF
22 TRANSPORTING OR PROPELLING THE WEAPON WHERE SUCH
23 MEANS IS A SEPARABLE AND DIVISIBLE PART FROM THE WEAPON.

24 (C) “CONSPIRACY” SHALL MEAN WHEN TWO OR MORE PERSONS
25 COME TO AN AGREEMENT CONCERNING THE COMMISSION OF
26 THE CRIME OF TERRORISM, AS DEFINED IN SECTION 4 HEREOF,
27 AND DECIDE TO COMMIT THE SAME.

28 (D) “PROPOSAL” SHALL MEAN WHEN THE PERSON WHO HAS
29 DECIDED TO COMMIT THE CRIME OF TERRORISM PROPOSES ITS
30 EXECUTION TO SOME OTHER PERSON OR PERSONS.

- 1 **(E) "INDIVIDUAL TERRORIST" REFERS TO ANY NATURAL PERSON**
2 **WHO COMMITS ANY ACTS DEFINED AND PENALIZED IN SECTIONS**
3 **4, 5, 5(A), 5(B), 5(C), 5(D), AND 5(E) HEREOF, AS A PRINCIPAL,**
4 **ACCOMPlice OR ACCESSORY, OR THOSE PROSCRIBED UNDER**
5 **SECTION 17 HEREOF.**
- 6 **(F) "TERRORIST ORGANIZATION, ASSOCIATION OR GROUP OF**
7 **PERSONS" REFERS TO ANY ENTITY OWNED OR CONTROLLED BY**
8 **ANY TERRORIST OR GROUP OF TERRORISTS THAT COMMITS ANY**
9 **ACTS DEFINED AND PENALIZED IN SECTIONS 4, 5, 5(A), 5(B), 5(C),**
10 **5(D), AND 5(E) OR THOSE PROSCRIBED UNDER SECTION 17**
11 **HEREOF, OR DESIGNATED PERSONS UNDER SECTION 3 (E) OF R.A.**
12 **10168, OTHERWISE KNOWN AS THE "TERRORISM FINANCING**
13 **PREVENTION AND SUPPRESSION ACT OF 2012.**
- 14 **(G) "MATERIAL SUPPORT" MEANS PROVIDING PROPERTY OR FUNDS,**
15 **OR ANY FORM OF SERVICE, LODGING, SAFEHOUSES, TRAINING,**
16 **EDUCATION, INDOCTRINATION, EXPERT ADVICE OR ASSISTANCE,**
17 **FALSE DOCUMENTATION OR IDENTIFICATION, COMMUNICATION**
18 **AND TRANSPORTATION EQUIPMENT, FACILITIES, WEAPONS,**
19 **LETHAL SUBSTANCES, EXPLOSIVES AND PERSONNEL, TO**
20 **INDIVIDUAL TERRORIST AND/OR TERRORIST ORGANIZATION,**
21 **ASSOCIATION OR GROUP OF PERSONS ORGANIZED FOR THE**
22 **PURPOSE OF ENGAGING IN TERRORISM.**
- 23 **(H) "PROPERTY OR FUNDS" REFER TO FINANCIAL ASSETS, PROPERTY**
24 **OF EVERY KIND, WHETHER TANGIBLE OR INTANGIBLE,**
25 **MOVABLE OR IMMOVABLE, PERSONAL OR REAL, HOWEVER**
26 **ACQUIRED, AND LEGAL DOCUMENTS OR INSTRUMENTS IN ANY**
27 **FORM, INCLUDING ELECTRONIC OR DIGITAL, EVIDENCING TITLE**
28 **TO, OR INTEREST IN, SUCH FUNDS OR OTHER ASSETS,**
29 **INCLUDING, BUT NOT LIMITED TO, BANK CREDITS, TRAVELERS**
30 **CHEQUES, BANK CHEQUES, MONEY ORDERS, SHARES,**
31 **SECURITIES, BONDS, DRAFTS, OR LETTERS OF CREDIT, AND ANY**
32 **INTEREST, DIVIDENDS OR OTHER INCOME ON OR VALUE**
33 **ACCRUING FROM OR GENERATED BY SUCH FUNDS OR OTHER**
34 **ASSETS.**

1 **(I) "TRAINING" MEANS INSTRUCTION OR TEACHING DESIGNED TO**
2 **IMPART A SPECIFIC SKILL, AS OPPOSED TO GENERAL**
3 **KNOWLEDGE.**

4 **(J) "EXPERT ADVICE OR ASSISTANCE" MEANS ADVICE OR**
5 **ASSISTANCE DERIVED FROM SCIENTIFIC, TECHNICAL OR OTHER**
6 **SPECIALIZED KNOWLEDGE.**

7 **(K) "PROBABLE CAUSE" REFERS TO A REASONABLE GROUND OF**
8 **SUSPICION, SUPPORTED BY CIRCUMSTANCES SUFFICIENTLY**
9 **STRONG IN THEMSELVES AS TO WARRANT A REASONABLE MAN**
10 **IN BELIEVING THAT THE INDIVIDUAL, ORGANIZATION,**
11 **ASSOCIATION OR GROUP OF PERSONS WERE OR CONTINUOUSLY**
12 **ENGAGED IN TERRORISM OR HAVE PERFORMED ACTS**
13 **COMMITTED BY A TERRORIST OR TERRORIST ORGANIZATION AS**
14 **DEFINED IN THIS ACT.**

15 SECTION 4. Section 3 of this Act is hereby re-numbered and amended to read as
16 follows:

17 "Section[3]4.Terrorism. - Any person who commits an act punishable under any of
18 the following provisions of the Revised Penal Code **REGARDLESS OF ITS STAGE OF**
19 **EXECUTION:**

- 20 a. Article 122 (Piracy in General and Mutiny in the High Seas or in the
21 Philippine Waters);
- 22 b. Article 134 (Rebellion or Insurrection);
- 23 c. Article 134-A (Coup d' Etat), including acts committed by private persons;
- 24 d. Article 248 (Murder);
- 25 e. Article 267 (Kidnapping and Serious Illegal Detention);
- 26 f. Article 324 (Crimes Involving Destruction), [or under]

1 **OR UNDER ANY OF THE FOLLOWING SPECIAL LAWS:**

- 2 1. Presidential Decree No. 1613 (The Law on Arson);
- 3 2. Republic Act No. 6969 (Toxic Substances and Hazardous and Nuclear
4 Waste Control Act of 1990);
- 5 3. Republic Act No. 5207, (Atomic Energy Regulatory and Liability Act of
6 1968);
- 7 4. Republic Act No. 6235 (Anti-Hijacking Law);
- 8 5. Presidential Decree No. 532 (Anti-Piracy and Anti-Highway Robbery Law
9 of 1974); [and]
- 10 6. Presidential Decree No. 1866 (Decree Codifying the Laws on Illegal and
11 Unlawful Possession, Manufacture, Dealing in, Acquisition or Disposition, of
12 Firearms, Ammunitions or Explosives), **AS AMENDED BY REUBLIC
13 ACT NO. 8294, REPUBLIC ACT NO. 9516 AND REPUBLIC ACT NO.
14 10591;**
- 15 **7. REPUBLIC ACT NO. 9208 (ANTI-TRAFFICKING IN PERSONS
16 ACT OF 2003)**
- 17 **8. REPUBLIC ACTNO. 9165 (COMPREHENSIVE DANGEROUS
18 DRUGS ACT OF 2002), AND**
- 19 **9. REPUBLIC ACT NO. 10175 (CYBERCRIME PREVENTION ACT
20 OF 2012)**

21 **OR ANY OTHER ACT (I) INTENDED TO CAUSE DEATH OR SERIOUS
22 BODILY INJURY TO ANY PERSON, OR (II) INTENDED TO CAUSE RISK
23 TO THE HEALTH, SAFETY OR SECURITY OF THE PUBLIC, OR (III)
24 INTENDED TO SERIOUSLY INTERFERES WITH, DISRUPTS OR
25 DESTROYS CRITICAL INFRASTRUCTURE, OR (IV) USING WEAPONS
26 OF MASS DESTRUCTION, OR (V) PROSCRIBED UNDER ANY OF THE
27 RELEVANTTREATIES AND CONVENTIONS WHICH THE PHILIPPINES
28 IS A STATE PARTY**

1 **WHEN THE PURPOSE AND/OR EFFECT OF ANY OF THE ABOVE**
2 **FELONIES, CRIMES OR ACTS, BY THEIR NATURE OR CONTEXT, IS TO**
3 **INTIMIDATE A POPULATION, OR TO COMPEL A GOVERNMENT, AN**
4 **INTERNATIONAL ORGANIZATION, OR ANY PERSON OR ENTITY, TO**
5 **DO OR TO ABSTAIN FROM DOING ANY ACT,**

6 [thereby sowing and creating a condition of widespread and extraordinary fear and
7 panic among the populace, in order to coerce the government to give in to an unlawful
8 demand] shall be guilty of the crime of terrorism and shall suffer the penalty of [forty
9 (40) years of imprisonment]**LIFE IMPRISONMENT TO DEATH**, without the
10 benefit of parole as provided for under Act No. 4103, otherwise known as the
11 Indeterminate Sentence Law, as amended.”

12 SECTION 5. Section 4 of the same Act is hereby re-numbered, amended and new
13 subsections designated as subsections 5(a), 5(b), 5(c), 5(d), 5(e), 5(f), and 5(g) are hereby
14 added to read as follows:

15 “Section~~4~~**5. Conspiracy to Commit Terrorism.** - Persons who conspire to commit the
16 crime of terrorism shall suffer the penalty of~~forty (40) years of imprisonment~~**LIFE**
17 **IMPRISONMENT TO DEATH**, without the benefit of parole as provided for under Act
18 No. 4103, otherwise known as the Indeterminate Sentence Law, as amended.

19 [There is conspiracy when two or more persons come to an agreement concerning the
20 commission of the crime of terrorism, as defined in Sec. 3 hereof, and decide to commit the
21 same.]

22 **SECTION 5(A). PROPOSAL TO COMMIT TERRORISM. – ANY PERSON**
23 **WHO PROPOSES TO COMMIT THE CRIME OF TERRORISM SHALL SUFFER**
24 **THE PENALTY OF LIFE IMPRISONMENT TO DEATH, WITHOUT THE**
25 **BENEFIT OF PAROLE AS PROVIDED FOR UNDER ACT NO. 4103, OTHERWISE**
26 **KNOWN AS THE INDETERMINATE SENTENCE LAW, AS AMENDED.**

27 **SECTION 5(B). INCITING TO TERRORISM. - ANY PERSON WHO INCITES**
28 **ANOTHER PERSON BY ANY MEANS TO COMMIT TERRORISM, WHETHER**
29 **OR NOT DIRECTLY ADVOCATING THE COMMISSION OF ANY OF SUCH ACT,**
30 **THEREBY CAUSING DANGER THAT ONE OR MORE SUCH ACTS MAY BE**

1 COMMITTED, SHALL BE PUNISHED WITH THE PENALTY OF LIFE
2 IMPRISONMENT TO DEATH, WITHOUT THE BENEFIT OF PAROLE AS
3 PROVIDED FOR UNDER ACT NO. 4103, OTHERWISE KNOWN AS THE
4 INDETERMINATE SENTENCE LAW, AS AMENDED.

5 SECTION 5(C). *RECRUITMENT TO TERRORIST ORGANIZATION.* - ANY
6 PERSON WHO SHALL RECRUIT ANOTHER TO JOIN ANY ORGANIZATION,
7 ASSOCIATION OR GROUP OF PERSONS ORGANIZED FOR THE PURPOSE OF
8 ENGAGING IN TERRORISM, OR WHICH, ALTHOUGH NOT ORGANIZED FOR
9 THAT PURPOSE, ACTUALLY USES THE ACTS ENUMERATED IN SECTION 3
10 HEREOF TO TERRORIZE, SHALL BE PUNISHED WITH THE PENALTY OF
11 LIFE IMPRISONMENT TO DEATH, WITHOUT THE BENEFIT OF PAROLE AS
12 PROVIDED FOR UNDER ACT NO. 4103, OTHERWISE KNOWN AS THE
13 INDETERMINATE SENTENCE LAW, AS AMENDED.

14 SECTION 5(D). *PROVIDING MATERIAL SUPPORT TO TERRORISTS OR*
15 *TERRORIST ORGANIZATIONS.* - ANY PERSON WHO PROVIDES MATERIAL
16 SUPPORT TO ANY INDIVIDUAL TERRORIST OR TERRORIST
17 ORGANIZATION, ASSOCIATION OR GROUP OF PERSONS ORGANIZED FOR
18 THE PURPOSE OF ENGAGING IN TERRORISM, SHALL BE PUNISHED WITH
19 THE PENALTY OF LIFE IMPRISONMENT TO DEATH, WITHOUT THE
20 BENEFIT OF PAROLE AS PROVIDED FOR UNDER ACT NO. 4103, OTHERWISE
21 KNOWN AS THE INDETERMINATE SENTENCE LAW, AS AMENDED.

22 SECTION 5(E). *FOREIGN TERRORIST FIGHTERS.* - ANY PERSON WHO
23 SHALL TRAVEL OR ATTEMPTS TO TRAVEL, OR RECRUITS OR ASSISTS
24 ANOTHER PERSON TO TRAVEL, OR FACILITATES THE TRAVEL OF
25 ANOTHER PERSON, TO ANOTHER STATE OR COUNTRY FOR THE PURPOSE
26 OF PLANNING OR PREPARATION OF, OR PARTICIPATION IN, TERRORIST
27 ACTS, OR PROVIDING OR RECEIVING TERRORIST TRAINING, INCLUDING
28 IN CONNECTION WITH ARMED CONFLICT, SHALL BE PUNISHED WITH THE
29 PENALTY OF LIFE IMPRISONMENT TO DEATH, WITHOUT THE BENEFIT OF
30 PAROLE AS PROVIDED FOR UNDER ACT NO. 4103, OTHERWISE KNOWN AS
31 THE INDETERMINATE SENTENCE LAW, AS AMENDED.

1 **ANY ALIEN WHO IS A FUGITIVE FROM JUSTICE FOR ANY ACTS OF**
2 **TERRORISM COMMITTED ABROAD, BASED ON VERIFIABLE INFORMATION**
3 **FROM ANY LAWFUL AUTHORITIES ABROAD, SHALL BE CONSIDERED AS**
4 **AN UNDESIRABLE ALIEN. HE SHALL BE ARRESTED BY VIRTUE OF A**
5 **MISSION ORDER ISSUED BY THE COMMISSIONER OF IMMIGRATION FOR**
6 **THE PURPOSE OF INSTITUTING DEPORTATION PROCEEDINGS.**

7 **SEC. 5 (F). GLORIFICATION OF TERRORISM – ANY PERSON WHO, NOT**
8 **BEING A CONSPIRATOR, ACCOMPLICE OR ACCESSORY UNDER SECTIONS 5,**
9 **6 AND 7 OF THIS ACT, SHALL BY ANY MEANS ADVERTISE THROUGH ANY**
10 **MEDIUM TO GLORIFY OR PROMOTE TERRORIST ACTS COMMITTED BY**
11 **PROSCRIBED OR DESIGNATED INDIVIDUALS OR ORGANIZATIONS SHALL**
12 **SUFFER THE PENALTY OF TEN (10) YEARS OF IMPRISONMENT.”**

13 SECTION 6. SEC. 5 of the same Act is hereby re-numbered and amended to read as
14 follows:

15 “**Section[5]6. Accomplice.** - Any person who, not being a principal under Article 17
16 of the Revised Penal Code or a conspirator as defined in Sec. [4]5 hereof, cooperates in the
17 execution of either the crime of terrorism or conspiracy to commit terrorism by previous or
18 simultaneous acts shall suffer the penalty of from seventeen (17) years, four months one day
19 to twenty (20) years of imprisonment.”

20 SECTION 7. Section 6 of the same Act is hereby re-numbered and amended to read
21 as follows:

22 “**Section[6]7. Accessory.** - Any person who, having knowledge of the commission of the
23 **ANY OF THE** crime [of terrorism or conspiracy to commit terrorism] **IN SECTION 4,**
24 **5(A), 5(B), 5(C), 5(D), AND 5(E) HEREOF** and without having participated therein, either
25 as principal or accomplice under Articles 17 and 18 of the Revised Penal Code, takes part
26 subsequent to its commission in any of the following manner: (a) by profiting himself or
27 assisting the offender to profit by the effects of the crime; (b) by concealing or destroying the
28 body of the crime, or the effects, or instruments thereof, in order to prevent its discovery; (c)
29 by harboring, concealing, or assisting in the escape of the principal or conspirator of the
30 crime, shall suffer the penalty of ten (10) years and one day to twelve (12) years of
31 imprisonment.

1 [Notwithstanding the above paragraph, the penalties prescribed for accessories shall not be
2 imposed upon those who are such with respect to their spouses, ascendants, descendants,
3 legitimate, natural, and adopted brothers and sisters, or relatives by affinity within the same
4 degrees, with the single exception of accessories falling within the provisions of
5 subparagraph (a).]"

6 SECTION 8. Section 7 of the same Act is hereby re-numbered and amended to read
7 as follows:

8 "Section [7]8. *Surveillance of Suspects and Interception and Recording of*
9 *Communications.* - The provisions of Republic Act No. 4200 (Anti-Wire Tapping Law) AND
10 **R.A. 10175 (CYBERCRIME PREVENTION ACT)** to the contrary notwithstanding, [a
11 police or law enforcement official and members of his team]**LAW ENFORCEMENT OR**
12 **MILITARY PERSONNEL** may, upon a written order of the Court of Appeals
13 **AND/ORREGIONAL TRIAL COURT**, listen to, intercept and record, with the use of any
14 mode, form, kind or type of electronic or other surveillance equipment or intercepting and
15 tracking devices, or with the use of any other suitable ways and means for that purpose, any
16 communication, message, conversation, discussion, or spoken or written words **(A)**between
17 members of a [judicially declared and outlawed terrorist organization, association, or group
18 of persons or of any person charged with or suspected of the crime of terrorism or conspiracy
19 to commit terrorism]**DESIGNATED PERSON AS DEFINED IN SECTION 3(E) OF R.A.**
20 **10168, OTHERWISE KNOWN AS THE "TERRORISM FINANCING PREVENTION**
21 **AND SUPPRESSION ACT OF 2012", OR (B) ANY PERSON CHARGED OR**
22 **SUSPECTED OF ANY CRIME IN SECTION 4, 5, 5(A), 5(B), 5(C), 5(D), 5(E), AND**
23 **5(F) HEREOF.**

24 **IN CASE OF IMMINENT DANGER OR ACTUAL TERRORIST ATTACK,**
25 **THE SECRETARY OF THE DEPARTMENT OF JUSTICE, UPON THE**
26 **CERTIFICATION OF THE ANTI-TERRORISM COUNCIL BASED ON**
27 **REASONABLE GROUND OF SUSPICION, SHALL HAVE THE POWER TO**
28 **COMPEL TELECOM AND INTERNET SERVICE PROVIDERS TO PRODUCE**
29 **ALL CUSTOMER INFORMATION AND IDENTIFICATION RECORDS AS WELL**
30 **AS CALL AND TEXT DATA RECORDS AND OTHER CELLULAR OR INTERNET**
31 **METADATA OF ANY PERSON SUSPECTED OF ANY CRIME IN SECTION 4, 5,**
32 **5(A), 5(B), 5(C), 5(D), 5(E), AND 5(F) HEREOF.**

33 SECTION 9. Section 8 of the same Act is hereby re-numbered and amended to read
34 as follows:

1 “Section[8] 9.*Formal Application for Judicial Authorization.* - The written order of
2 the authorizing division of the Court of Appeals **AND/OR REGIONAL TRIAL COURT** to
3 track down, tap, listen to, intercept, and record communications, messages, conversations,
4 discussions, or spoken or written words of [any person suspected of the crime of terrorism or
5 the crime of conspiracy to commit terrorism]**JIN SECTION 8 HEREOF** shall only be
6 granted by the authorizing division of the Court of Appeals **AND/OR THE REGIONAL**
7 **TRIAL COURT** upon an *ex parte* written application of a [police or of a law enforcement
8 official]**LAW ENFORCEMENT OR MILITARY PERSONNEL**[who has been duly
9 authorized in writing by the Anti-Terrorism Council created in Sec. 53 of this Act to file such
10 *ex parte* application], and upon examination under oath or affirmation of the applicant and
11 [thc] **HIS/HER** witnesscs [hc may producc to cstablish]: (a) that thrc is probable cause to
12 believe based on personal knowledge of facts or circumstances that **ANY OF** the [said]
13 crimes [of terrorism or conspiracy to commit terrorism]**SECTION 4, 5, 5(A), 5(B), 5(C),**
14 **5(D), AND 5(E) HEREOF** has been committed, or is being committed, or is about to be
15 committed; (b) that there is probable cause to believe based on personal knowledge of facts
16 or circumstances that evidence, which is essential to the conviction of any charged or
17 suspected person for, or to the solution or prevention of, any such crimes, will be obtained;
18 and, (c) that there is no other effective means readily available for acquiring such evidence.

19 SECTION 10. Section 9 of the same Act is hereby re-numbered and amended to read
20 as follows:

21 “Section[9] 10.*Classification and Contents of the Order of the Court.* - The written
22 order granted by the authorizing division of the Court of Appeals **AND/OR REGIONAL**
23 **TRIAL COURT** as well as its order, if any, to extend or renew the same, **AND** the original
24 application of the applicant, including his application to extend [or renew], if any, [and the
25 written authorizations of the Anti-Terrorism Council] shall be deemed and are hereby
26 declared as classified information: [*Provided*, That the person being surveilled or whose
27 communications, letters, papers, messages, conversations, discussions, spoken or written
28 words and effects have been monitored, listened to, bugged or recorded by law enforcement
29 authorities has the right to be informed of the acts done by the law enforcement authorities in
30 the premises or to challenge, if he or she intends to do so, the legality of the interference
31 before the Court of Appcals which issued the written order.] The written order of the
32 authorizing division of the Court of Appeals **AND/OR REGIONAL TRIAL COURT** shall

1 specify the following: (a) the identity, such as name and address, if known, of the [charged or
2 suspected] person whose communications, messages, conversations, discussions, or spoken
3 or written words are to be tracked down, tapped, listened to, intercepted, and recorded and, in
4 the case of radio, electronic, or telephonic (whether wireless or otherwise) communications,
5 messages, conversations, discussions, or spoken or written words, the electronic transmission
6 systems or the telephone numbers to be tracked down, tapped, listened to, intercepted, and
7 recorded and their locations **OR IF THE PERSON SUSPECTED OF THE CRIME OF**
TERRORISM OR CONSPIRACY TO COMMIT TERRORISM IS NOT FULLY
KNOWN, SUCH PERSON SHALL BE SUBJECT TO CONTINUOUS
SURVEILLANCE PROVIDED THERE IS A REASONABLE GROUND TO DO SO;
11 (b) the identity [(name, address, and the police or law enforcement organization) of the police
12 or of the law enforcement official, including the individual identity (names, addresses, and
13 the police or law enforcement organization) of the members of his team]**OF THE LAW**
ENFORCEMENT OR MILITARY PERSONNEL, judicially authorized to track down,
15 tap, listen to, intercept, and record the communications, messages, conversations, discussions,
16 or spoken or written words; (c) the offense or offenses committed, or being committed, or
17 sought to be prevented; and, (d) the length of time within which the authorization shall be
18 used or carried out.

19 SECTION 11. Section 10 of the same Act is hereby re-numbered and amended to read
20 as follows:

21 “**Section[10] 11. Effective Period of Judicial Authorization.** - Any authorization
22 granted by the authorizing division of the Court of Appeals **AND/OR REGIONAL TRIAL**
COURT, pursuant to Sec. [9]10(d) of this Act, shall only be effective for the length of time
24 specified in the written order [of the authorizing division of the Court of Appeals], which
25 shall not exceed a period of [thirty (30)] **NINETY (90)** days from the date of receipt of the
26 written order [of the authorizing division of the Court of Appeals] by the applicant [police or
27 law enforcement official] **LAW ENFORCEMENT OR MILITARY PERSONNEL**”.

28 [The authorizing division of the Court of Appeals may extend or renew the said authorization
29 for another non-extendible period, which shall not exceed thirty (30) days from the expiration
30 of the original period: *Provided*, That the authorizing division of the Court of Appeals is
31 satisfied that such extension or renewal is in the public interest: and *Provided, further*, That

1 the *ex parte* application for extension or renewal, which must be filed by the original
2 applicant, has been duly authorized in writing by the Anti-Terrorism Council.

3 In case of death of the original applicant or in case he is physically disabled to file the
4 application for extension or renewal, the one next in rank to the original applicant among the
5 members of the team named in the original written order of the authorizing division of the
6 Court of Appeals shall file the application for extension or renewal: *Provided*, That, without
7 prejudic to the liability of the police or law enforcement personnel under Sec. 20 hereof, the
8 applicant police or law enforcement official shall have thirty (30) days after the termination
9 of the period granted by the Court of Appeals as provided in the preceding paragraphs within
10 which to file the appropriate case before the Public Prosecutor's Office for any violation of
11 this Act.

12 If no case is filed within the thirty (30)-day period, the applicant police or law
13 enforcement official shall immediately notify the person subject of the surveillance,
14 interception and recording of the termination of the said surveillance, interception and
15 recording. The penalty of ten (10) years and one day to twelve (12) years of imprisonment
16 shall be imposed upon the applicant police or law enforcement official who fails to notify the
17 person subject of the surveillance, monitoring, interception and recording as specified above.]

18 SECTION 12. Section 11 of the same Act is hereby re-numbered and amended to read
19 as follows:

20 **Sec. [11]12. Custody of Intercepted and Recorded Communications.**- All tapes, discs,
21 and recordings made pursuant to the authorization of the authorizing division of the Court of
22 Appeals **AND/OR REGIONAL TRIAL COURT**, [including all excerpts and summaries
23 thereto as well as all written notes or memoranda made in connection therewith, shall,] within
24 [forty-eight (48) hours] **TEN (10) DAYS** after the expiration of the period fixed in the
25 written order [of the authorizing division of the Court of Appeals or within forty-eight (48)
26 hours after the expiration] of any extension or renewal granted [by the authorizing division of
27 the Court of Appeals], be deposited with the authorizing Division of the Court of Appeals
28 **AND/OR THE REGIONAL TRIAL COURT** in a sealed envelope or sealed package, as
29 the case may be, and shall be accompanied by[a]**THE** affidavit of the applicant [police or law
30 enforcement official and the members of his team] **LAW ENFORCEMENT OR**
31 **MILITARY PERSONNEL**.

1 [In case of death of the applicant or in case he is physically disabled to execute the required
2 affidavit, the one next in rank to the applicant among the members of the team named in the
3 written order of the authorizing division of the Court of Appeals shall execute with the
4 members of the team that required affidavit.]

5 It shall be unlawful for any person, police officer or any custodian of the tapes, discs and
6 recording, [and their excerpts and summaries, written notes or memoranda to copy in
7 whatever form,] to **INTENTIONALLY ALTER**, remove, delete, expunge, incinerate, shred
8 or destroy in any manner the items enumerated above in whole or in part under any pretext
9 whatsoever.

10 Any person who **INTENTIONALLY ALTERS**, removes, deletes, expunges,
11 incinerates, shreds or destroys the items enumerated above shall suffer a penalty of [not less
12 than] six years and one day to twelve (12) years of imprisonment.

13 SECTION 13. Section 12 of the same Act is hereby re-numbered and amended to read
14 as follows:

15 “**Section [12]13***Contents of [Joint] THE Affidavit.* - The [joint] affidavit of the
16 [police or of the law enforcement official and the individual members of his team] **LAW**
17 **ENFORCEMENT OR MILITARY PERSONNEL** shall state: (a) the number of tapes,
18 discs, and recordings that have been made, [as well as the number of excerpts and summaries
19 thereto and the number of written notes and memoranda, if any, made in connection
20 therewith];**AND** (b) the dates and times covered by each of such tapes, discs, and recordings.
21 [; (c) the number of tapes, discs, and recordings, as well as the number of excerpts and
22 summaries thereof and the number of written notes and memoranda made in connection
23 therewith that have been included in the deposit; and (d) the date of the original written
24 authorization granted by the Anti-Terrorism Council to the applicant to file the *ex parte*
25 application to conduct the tracking down, tapping, intercepting, and recording, as well as the
26 date of any extension or renewal of the original written authority granted by the authorizing
27 division of the Court of Appeals.]

28 [The joint affidavit shall also certify under oath that no duplicates or copies of the whole or
29 any part of any of such tapes, discs, and recordings, and that no duplicates or copies of the
30 whole or any part of any of such excerpts, summaries, written notes, and memoranda, have
31 been made, or, if made, that all such duplicates and copies are included in the sealed envelope

1 or sealed package, as the case may be, deposited with the authorizing division of the Court of
2 Appeals.]

3 [It shall be unlawful for any person, police or law enforcement official to omit or exclude
4 from the joint affidavit any item or portion thereof mentioned in this Section.]

5 [Any person, police or law enforcement officer who violates any of the acts
6 prescribed in the preceding paragraph shall suffer the penalty of not less than ten (10) years
7 and one day to twelve (12) years of imprisonment.]

8 SECTION 14. Section 13 of the same Act is hereby re-numbered and amended to read
9 as follows:

10 **Section. [13]14. Disposition of Deposited Material.** -The sealed envelope or sealed
11 package and the contents thereof, which are deposited [with the authorizing division of the
12 Court of Appeals]IN ACCORDANCE WITH SECTION 12 HEREOF, shall be deemed
13 and are hereby declared classified information, and the sealed envelope or sealed package
14 shall not be opened and its contents [(including the tapes, discs, and recordings and all the
15 excerpts and summaries thereof and the notes and memoranda made in connection
16 therewith)] shall not be divulged, revealed, read, replayed, or used as evidence unless
17 authorized by [written order of] THE AUTHORIZING DIVISION OF THE COURT OF
18 APPEALS OR THE REGIONAL TRIAL COURT, which [written order] shall be granted
19 only upon a written application of the Department of Justice [filed before the authorizing
20 division of the Court of Appeals and only upon a showing that the Department of Justice has
21 been duly authorized in writing by the Anti-Terrorism Council to file the application with
22 proper written notice the person whose conversation, communication, message discussion or
23 spoken or written words have been the subject of surveillance, monitoring, recording and
24 interception to open, reveal, divulge, and use the contents of the sealed envelope or sealed
25 package as evidence.]

26 [Any person, law enforcement official or judicial authority who violates his duty to
27 notify in writing the persons subject of the surveillance as defined above shall suffer the
28 penalty of six years and one day to eight years of imprisonment.]

29 SECTION 15. Section 14 of the same Act is hereby re-numbered and amended to read
30 as follows:

1 “**Section[14] 15.***Application to Open Deposited Sealed Envelope or Sealed Package.*

2 - The written application [with notice to the party concerned] to open the deposited sealed
3 envelope or sealed package shall [clearly] state the purpose or reason: (a) for **ITS** opening
4 [the sealed envelope or sealed package; (b) for revealing or disclosing its classified contents;
5 (c)]**(B)**for replaying, divulging, and or reading any of the listened to, intercepted, and
6 recorded communications, messages, conversations, discussions, or spoken or written words
7 [(including any of the excerpts and summaries thereof and any of the notes or memoranda
8 made in connection therewith)]; and, [(d)]**(C)**for using any of said listened to, intercepted,
9 and recorded communications, messages, conversations, discussions, or spoken or written
10 words [(including any of the excerpts and summaries thereof and any of the notes or
11 memoranda made in connection therewith)] as evidencce.

12 [Any person, law enforcement official or judicial authority who violates his duty to notify as
13 defined above shall suffer the penalty of six years and one day to eight years of
14 imprisonment.]

15 SECTION 16. Section 15 of the same Act is hereby re-numbered and amended to read
16 as follows:

17 “**Section[15]16.***Evidentiary Value of Deposited Materials.* - Any listened to,
18 intercepted, and recorded communications, messages, conversations, discussions, or spoken
19 or written words, or any part or parts thereof, or any information or fact contained therein,
20 including their existence, content, substance, purport, effect, or meaning, which have been
21 secured in violation of the [pertinent] provisions of this Act, shall [absolutely] not be
22 admissible [and usable] as evidence against anybody in any judicial, quasi-judicial,
23 legislative, or administrative investigation, inquiry, proceeding, or hearing.

24 SECTION 17. Section16 of the same Act is hereby **REPEALED**.

25 SECTION 18. Section 17 of the same Act is hereby amended and new subsections
26 designated as subsections 17-A and 17-B are hereby added to read as follows:

27 “**Section 17.***Proscription of INDIVIDUAL TERRORIST, Terrorist Organizations,
28 Association, or Group of Persons.* - Any **INDIVIDUAL**, organization, association, or group
29 of persons **WHO VIOLATE SECTION 4, 5(A), 5(B), 5(C), 5(D) or 5(E), AND ANY**
30 **INDIVIDUAL, ORGANIZATION, OR GROUP OF PERSONS** organized for the purpose

1 of engaging in terrorism, [or which, although not organized for that purpose, actually uses the
2 acts to terrorize mentioned in this Act or to sow and create a condition of widespread and
3 extraordinary fear and panic among the populace in order to coerce the government to give in
4 to an unlawful demand] shall upon application of the Department of Justice before a
5 competent Regional Trial Court, [with due notice and opportunity to be heard given to the
6 organization, association, or group of persons concerned,] be declared as a terrorist and/OR
7 outlawed organization, association, or group of persons by the said [Regional Trial] Court.

8 **THE EX PARTE APPLICATION SHALL BE FILED WITH AN URGENT**
9 **PRAYER FOR THE ISSUANCE OF A PRELIMINARY ASSET PRESERVATION**
10 **ORDER AND/OR A PRELIMINARY ORDER OF PROSCRIPTION.**

11 **NO APPLICATION FOR PROSCRIPTION WILL BE FILED WITHOUT THE**
12 **AUTHORITY OF THE ANTI-TERRORISM COUNCIL UPON THE**
13 **RECOMMENDATION OF THE NATIONAL INTELLIGENCE COORDINATING**
14 **AGENCY (NICA).**

15 **SECTION 17-A. ORDER OF PROSCRIPTION. – ASSET PRESERVATION**
16 **ORDER. WHERE THE REGIONAL TRIAL COURT JUDGE HAS DETERMINED**
17 **THAT PROBABLE CAUSE EXISTS ON THE BASIS OF THE VERIFIED EX PARTE**
18 **PETITION SUFFICIENT IN FORM AND SUBSTANCE, THE COURT WITHIN**
19 **TWENTY FOUR (24) HOURS FROM THE FILING OF THE APPLICATION MAY**
20 **ISSUE A PRELIMINARY ORDER OF PROSCRIPTION DECLARING THAT THE**
21 **RESPONDENT THEREIN IS A TERRORIST OR TERRORIST ORGANIZATION**
22 **WITHIN THE MEANING OF THIS ACT.**

23 **THE PRELIMINARY ASSET PRESERVATION ORDER SHALL,**
24 **EFFECTIVE IMMEDIATELY, FORBID THE TRANSACTION, WITHDRAWAL,**
25 **DEPOSIT, TRANSFER, REMOVAL, CONVERSION, CONCEALMENT OR OTHER**
26 **DISPOSITION OF ANY PROPERTY OR FUNDS OWNED OR CONTROLLED BY**
27 **THE PROSCRIBED TERRORIST, ORGANIZATION, ASSOCIATION OR GROUP**
28 **OF PERSONS. SUCH ORDER SHALL BE EFFECTIVE FOR A PERIOD SIX (6)**
29 **MONTHS FROM THE RESPECTIVE DATES OF SERVICE TO RESPONDENT OR**
30 **ANY PERSON ACTING IN HIS BEHALF, AND UPON EACH INSTITUTION OR**
31 **GOVERNMENT AGENCY IN POSSESSION OF THE SUBJECT PROPERTY OR**
32 **FUNDS.**

33 **THE COURT WILL SCHEDULE A SUMMARY HEARING AT A DATE AND**
34 **TIME WITHIN THE SIX-MONTH PERIOD AT WHICH THE RESPONDENT MAY**
35 **FOR GOOD CAUSE SHOW WHY THE ORDER OF PROSCRIPTION BE SET**
36 **ASIDE, AND THE ASSET PRESERVATION ORDER SHOULD BE LIFTED. THE**
37 **COURT SHALL DETERMINE WITHIN THE SAME PERIOD WHETHER THE**

1 **QUESTIONED ORDERS SHOULD BE MADE PERMANENT, SET ASIDE,**
2 **MODIFIED OR BE LIFTED AS THE CASE MAY BE.**

3 **SECTION 17-B. REQUEST TO PROSCRIBE FROM FOREIGN**
4 **JURISDICTIONS AND SUPRA-NATIONAL JURISDICTIONS. -CONSISTENT WITH**
5 **THE NATIONAL INTEREST, ALL REQUESTS FOR PROSCRIPTION MADE BY**
6 **ANOTHER JURISDICTION OR SUPRA-NATIONAL JURISDICTION SHALL BE**
7 **REFERRED BY THE DEPARTMENT OF FOREIGN AFFAIRS TO THE ANTI-**
8 **TERRORISM COUNCIL (ATC) TO DETERMINE, WITH THE ASSISTANCE OF**
9 **THE NICA, IF PROSCRIPTION UNDER SEC.17 OF THIS ACT IS WARRANTED**
10 **AND, IF SO, THE ATC SHALL CORRESPONDINGLY COMMENCE**
11 **PROSCRIPTION PROCEEDINGS THROUGH THE DEPARTMENT OF JUSTICE."**

12 SECTION 19. Section 18 of the same Act is hereby amended to read as follows:

13 **"Section 18. Period of Detention Without Judicial Warrant of Arrest.** - The provisions
14 of Article 125 of the Revised Penal Code to the contrary notwithstanding, any [police or] law
15 enforcement **OR MILITARY** personnel], who, having been duly authorized in writing by
16 the Anti-Terrorism Council] has taken custody of a person [charged with or] suspected [of the
17 crime of terrorism or the crime of conspiracy to commit terrorism]**OF COMMITTING**
18 **ANY CRIME IN SECTION 4, 5(A), 5(B), 5(C), 5(D), 5(E), AND 5(F) HEREOF** shall,
19 without incurring any criminal liability for delay in the delivery of detained persons to the
20 proper judicial authorities, deliver said [charged or suspected]**ARRESTED** person to the
21 proper judicial authority within a period of [three]**THIRTY (30)** days counted from the
22 moment the said [charged or suspected] person has been [apprehended or] arrested
23 **EXCLUDING SATURDAY, SUNDAY AND HOLIDAYS.**[, detained, and taken into
24 custody by the said police, or law enforcement personnel: *Provided*, That the arrest of those
25 suspected of the crime of terrorism or conspiracy to commit terrorism must result from the
26 surveillance under Sec. 7 and examination of bank deposits under Sec. 27 of this Act.]

27 [The police or law enforcement personnel concerned shall, before detaining the person
28 suspected of the crime of terrorism, present him or her before any judge at the latter's
29 residence or office nearest the place where the arrest took place at any time of the day or
30 night. It shall be the duty of the judge, among other things, to ascertain the identity of the
31 police or law enforcement personnel and the person or persons they have arrested and
32 presented before him or her, to inquire of them the reasons why they have arrested the person

1 and determine by questioning and personal observation whether or not the suspect has been
2 subjected to any physical, moral or psychological torture by whom and why. The judge shall
3 then submit a written report of what he/she had observed when the subject was brought
4 before him to the proper court that has jurisdiction over the case of the person thus arrested.
5 The judge shall forthwith submit his/her report within three calendar days from the time the
6 suspect was brought to his/her residence or office.]

7 [Immediately after taking custody of a person charged with or suspected of the crime of
8 terrorism or conspiracy to commit terrorism, the police or law enforcement personnel shall
9 notify in writing the judge of the court nearest the place of apprehension or arrest: *Provided,*
10 That where the arrest is made during Saturdays, Sundays, holidays or after office hours, the
11 written notice shall be served at the residence of the judge nearest the place where the
12 accused was arrested.]

13 [The penalty of ten (10) years and one day to twelve (12) years of imprisonment shall
14 be imposed upon the police or law enforcement personnel who fails to notify and judge as
15 provided in the preceding paragraph.]

16 SECTION 20. Section 19 of the same Act is hereby amended and new subsections
17 designated as subsections 19-A, 19-B and 19-C are hereby added to read as follows:

18 “**Section 19. Period of Detention in the Event of an Actual or Imminent Terrorist**
19 **Attack.** - In the event of an actual or imminent terrorist attack, suspects may [not] be detained
20 for more than [three] **THIRTY (30)** days without [the written approval of a municipal, city,
21 provincial or regional official of a Human Rights Commission or judge of the municipal,
22 regional trial court, the Sandiganbayan or a justice of the Court of Appeals nearest the place
23 of the arrest]**THE LAW ENFORCEMENT OR MILITARY PERSONNEL**
INCURRING ANY CRIMINAL LIABILITY FOR DELAY OF DELIVERY OF
DETAINED PERSONS TO THE PROPER JUDICIAL AUTHORITIES UNDER
ARTICLE 125 OF THE REVISED PENAL CODE.[If the arrest is made during Saturdays,
27 Sundays, holidays or after office hours, the arresting police or law enforcement personnel
28 shall bring the person thus arrested to the residence of any of the officials mentioned above
29 that is nearest the place where the accused was arrested. The approval in writing of any of the
30 said officials shall be secured by the police or law enforcement personnel concerned within
31 five days after the date of the detention of the persons concerned:]*Provided, however,* That

1 within [three] **THIRTY (30)** days after the detention the suspects, whose connection with the
2 terror attack or threat is not established, shall be released immediately, **OTHERWISE, SAID**
3 **SUSPECTS SHALL, WITHIN THIRTY (30) DAYS AFTER THE ACTUAL OR**
4 **IMMINENT TERRORIST ATTACK CEASES, EXCLUDING SATURDAYS,**
5 **SUNDAYS AND HOLIDAYS, BE DELIVERED TO THE PROPER JUDICIAL**
6 **AUTHORITY.**

7 **SECTION 19-A. ARREST OF UNWILLING MATERIAL WITNESS.– WHEN**
8 **THERE IS NO OTHER MATERIAL WITNESS, UPON APPLICATION OF THE**
9 **DEPARTMENT OF JUSTICE, THE COURT MAY ISSUE AN ARREST WARRANT**
10 **OF A MATERIAL WITNESS IN ORDER TO SECURE HIS OR HER TESTIMONY**
11 **IN CONNECTION WITH THE INVESTIGATION OR PROSECUTION OF ANY**
12 **OFFENSE UNDER THIS ACT.**

13 **TO OBTAIN THE ARREST WARRANT, THE DOJ SHALL ESTABLISH TO**
14 **THE COURT'S SATISFACTION THAT THE PERSON IN QUESTION HAS**
15 **MATERIAL INFORMATION NECESSARY TO THE INVESTIGATION OR**
16 **PROSECUTION UNDER THIS ACT.**

17 **SECTION 19-B. SUSPENSION/CANCELATION OF PASSPORT – THE**
18 **DEPARTMENT OF FOREIGN AFFAIRS, BASED ON REASONABLE GROUND OF**
19 **SUSPICION, MAY SUSPEND OR CANCEL THE PASSPORT OF A CITIZEN**
20 **SUSPECTED OF ANY CRIME IN SECTION 4, 5(A), 5(B), 5(C), 5(D), 5(E), AND 5(G)**
21 **HEREOF.**

22 **SECTION 19-C. ISSUANCE OF HOLD DEPARTURE ORDER - UPON**
23 **FILING OF THE INFORMATION FOR ANY CRIME IN SECTION4, 5(A), 5(B),**
24 **5(C), 5(D), 5(E), 5(F), AND (G) HEREOF, THE COURT SHALL IMMEDIATELY**
25 **ISSUE A HOLD DEPARTURE ORDER AGAINST ANY PERSON SO CHARGED.**

26 SECTION 21. Sections 20, 21, 22, 23, 24, and 25 of the same Act are hereby
27 **REPEALED:**

28 SECTION 22. Section 26 of the same Act is hereby re-numbered and amended to read
29 as follows:

1 “Sec. [26]20.[*Restriction*]**CONDITIONS** on Travel **WHILE ON BAIL.** - In cases
2 where evidence of guilt is not strong, and the person charged with [the crime of terrorism or
3 conspiracy to commit terrorism is entitled to bail and is granted the same] **ANY CRIME IN**
4 **SECTION 4, 5(A), 5(B), 5(C), 5(D), 5(E), AND 5(F)**, the court, upon application by the
5 prosecutor, shall limit the [right of] travel of the accused to within the municipality or city
6 [where he resides or] where the case is pending.[, in the interest of national security and
7 public safety, consistent with Article III, Sec. 6 of the Constitution.]**THE COURT SHALL**
8 **IMMEDIATELY FURNISH THE DEPARTMENT OF JUSTICE AND THE BUREAU**
9 **OF IMMIGRATION WITH THE COPY OF SAID ORDER.** Travel outside of said
10 municipality or city, without the authorization of the court, shall be deemed a violation of the
11 terms and conditions of his bail.[, which shall then be forfeited as provided under the Rules of
12 Court.]

13 [He/she may also be placed under house arrest by order of the court at his or her usual place
14 of residence.]

15 [While under house arrest, he or she may not use telephones, cellphones, e-mails, computers,
16 the internet or other means of communications with people outside the residence until
17 otherwise ordered by the court.]

18 The restrictions abovementioned shall be terminated upon the acquittal of the accused or of
19 the dismissal of the case filed against him.[or earlier upon the discretion of the court on
20 motion of the prosecutor or of the accused.]”

21 SECTION 23. A new Section 21 is hereby added to read as follows:

22 **“SECTION 21.BANK INQUIRY AND EXAMINATION. – BANK INQUIRY**
23 **AND EXAMINATION INTO BANK ACCOUNTS AND INVESTMENTS SHALL BE**
24 **IN ACCORDANCE WITH REPUBLIC ACT NO. 9160, OTHERWISE KNOWN AS**
25 **THE “ANTI-MONEY LAUNDERING ACT OF 2001, AS AMENDED” IN RELATION**
26 **TO REPUBLIC ACT 10168, OTHERWISE KNOWN AS “TERRORISM**
27 **FINANCING PREVENTION AND SUPPRESSION ACT OF 2012”**

28 SECTION 24. Sections 27, 28, 28, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42,
29 43, 44, and 45 of the same Act are hereby **REPEALED**.

30 SECTION 25. A new Section 22 is hereby added to read as follows:

1 **"SECTION 22.FREEZING AND FORFEITURE. – EXCEPT THOSE**
2 **COVERED BY SECTION 17-A, THE FREEZE AND FORFEITURE OF**
3 **PROPERTIES OR FUNDS AS HEREIN DEFINED THAT ARE IN ANY WAY**
4 **RELATED TO TERRORISM SHALL BE IN ACCORDANCE WITH REPUBLIC**
5 **ACT NO. 9160, OTHERWISE KNOWN AS THE "ANTI-MONEY LAUNDERING**
6 **ACT OF 2001, AS AMENDED" AND THE RULES OF PROCEDURE IN CASES OF**
7 **CIVIL FORFEITURE, ASSET PRESERVATION AND FREEZE."**

8 SECTION 26. Section 46 of the same Act is hereby re-numbered and amended to read
9 as follows:

10 "Section [46] **23.Penalty for Unauthorized Revelation of Classified Materials.** - The
11 penalty of [ten (10) years and one day to twelve (12) years] **SIX (6) MONTHS AND ONE**
12 **(1) DAY TO SIX (6) YEARS** of imprisonment shall be imposed upon any person, [police
13 or] law enforcement **OR MILITARY PERSONNEL**[agent], judicial officer or civil servant
14 who, not being authorized by the Court of Appeals **AND/OR REGIONAL TRIAL COURT**
15 to do so, reveals in any manner or form any classified information under this Act.

16 SECTION 27. Sections 47 of the same Act is hereby re-numbered to read as follows:

17 "Section [47]**24.Penalty for Furnishing False Evidence, Forged Document, or**
18 **Spurious Evidence.** - The penalty of twelve (12) years and one (1) day to twenty (20) years of
19 imprisonment shall be imposed upon any person who knowingly furnishes false testimony,
20 forged document or spurious evidence in any investigation or hearing under this Act."

21 SECTION 28. Sections 48, 49, 50, and 51 of the same Act are hereby REPEALED.

22 SECTION 29. A new Section 25 is hereby added to read as follows:

23 **"SECTION 25.SPECIAL FACILITY. – ANY PERSON ARRESTED,**
24 **CHARGED, TRIED, OR CONVICTED UNDER THIS ACT SHALL BE HELD,**
25 **DETAINED OR IMPRISONED IN A SPECIAL FACILITY ESTABLISHED BY THE**
26 **STATE."**

27 SECTION 30. A new Section 26 is hereby added to read as follows:

28 **"SECTION 26.COUNTERING VIOLENT EXTREMISM IN SCHOOLS. – THE**
29 **DEPARTMENT OF EDUCATION (DEPED), COMMISSION ON HIGHER**
30 **EDUCATION (CHED), AND TECHNICAL EDUCATION AND SKILLS**
31 **DEVELOPMENT AUTHORITY (TESDA) SHALL PROMULGATE RULES AND**

1 **REGULATIONS ON THE OPERATION OF SCHOOLS OR LEARNING CENTERS**
2 **THAT WILL ENSURE THE LATTER ARE NOT BEING USED TO PROPAGATE**
3 **VIOLENT EXTREMISM IDEOLOGY. ANY SCHOOL FOUND VIOLATING THE**
4 **SAME SHALL BE SUBJECT TO ADMINISTRATIVE PENALTY.”**

5 **SECTION 31.**A new Section 27 is hereby added to read as follows:

6 **“SECTION 27.COUNTERING VIOLENT EXTREMISM IN SOCIAL MEDIA.**
7 **– ALL DEPARTMENTS OF THE COUNCIL MEMBERS SHALL ESTABLISH A**
8 **SOCIAL MEDIA SECTION TO COUNTER VIOLENT EXTREMISM IN SOCIAL**
9 **MEDIA.”**

10 SECTION 32. Section 52 of the same Act is hereby re-numbered and amended to read
11 as follows:

12 “Section [52] **28.***Applicability of the Revised Penal Code.*- The provisions [of Book I]

13 of the Revised Penal Code shall [be applicable] **APPLY SUPPLETORILY** to this Act.”

14 SECTION 33. Section 53 of the same Act is hereby re-numbered and amended to read
15 as follows:

16 “Section [53] **29.***Anti-Terrorism Council.* - An Anti-Terrorism Council, hereinafter
17 referred to, for brevity, as the "Council," is hereby created. The members of the Council are:
18 (1) the Executive Secretary, who shall be its Chairperson; (2) the Secretary of Justice, who
19 shall be its Vice Chairperson; and (3) the Secretary of Foreign Affairs; (4) the Secretary of
20 National Defense; (5) the Secretary of the Interior and Local Government; (6) the Secretary
21 of Finance; [and] (7) the National Security Advisor; **(8) THE SECRETARY OF**
INFORMATION AND COMMUNICATIONS TECHNOLOGY; **(9) THE**
SECRETARY OF SCIENCE AND TECHNOLOGY; **(10) THE SECRETARY OF**
TRANSPORTATION; **(11) SECRETARY OF LABOR AND EMPLOYMENT;** AND
(12) SECRETARY OF EDUCATION as its other members.

26 The Council shall implement this Act and assume the responsibility for the proper and
27 effective implementation of the anti-terrorism policy of the country. The Council shall keep
28 records of its proceedings and decisions. All records of the Council shall be subject to such

1 security classifications as the Council may, in its judgment and discretion, decide to adopt to
2 safeguard the safety of the people, the security of the Republic, and the welfare of the nation.

3 The National Intelligence Coordinating Agency shall be the Secretariat of the Council. The
4 Council shall define the powers, duties, and functions of the National Intelligence
5 Coordinating Agency as Secretariat of the Council.

6 **THERE IS HEREBY CREATED AN ANTI-TERRORISM COUNCIL – PROGRAM**
7 **MANAGEMENT CENTER (ATC-PMC) WHICH SHALL:** (A) **DIRECTLY**
8 **ADMINISTER, CONTROL AND SUPERVISE THE PERFORMANCE OF THE**
9 **OPERATIONAL FUNCTIONS AND DUTIES OF THE COUNCIL; (B) DIRECTLY**
10 **ASSIST THE COUNCIL IN THE IMPLEMENTATION OF THE COUNCIL AS**
11 **HEREIN STATED; (C) ACT AS THE COORDINATOR OF THE COUNCIL IN THE**
12 **PROPER EXECUTION OF ALL DIRECTIVES OF THE COUNCIL; AND (D)**
13 **PERFORM SUCH OTHER FUNCTIONS AND DUTIES AS DIRECTED BY THE**
14 **COUNCIL.**[The National Bureau of Investigation, the Bureau of Immigration, the Office of
15 Civil Defense, the Intelligence Service of the Armed Forces of the Philippines, the Anti-
16 Money Laundering Council, the Philippine Center on Transnational Crime, and the
17 Philippine National Police intelligence and investigative elements shall serve as support
18 agencies for the Council.]

19 **ALL THE DEPARTMENTS THAT EACH COUNCIL MEMBER HEADS TO**
20 **INCLUDE AGENCIES UNDER THEM, OTHER DEPARTMENT, AGENCIES**
21 **SHALL SERVE AS SUPPORT AGENCIES FOR THE COUNCIL, AS FOLLOWS:**

22 **DEPARTMENT OF JUSTICE**

23 **DEPARTMENT OF FOREIGN AFFAIRS**

24 **DEPARTMENT OF NATIONAL DEFENSE**

25 **DEPARTMENT OF THE INTERIOR AND LOCAL GOVERNMENT**

26 **DEPARTMENT OF FINANCE**

27 **DEPARTMENT OF INFORMATION AND COMMUNICATIONS**

28 **TECHNOLOGY**

29 **DEPARTMENT OF SCIENCE AND TECHNOLOGY**

30 **DEPARTMENT OF EDUCATION**

31 **DEPARTMENT OF TRANSPORTATION**

32 **DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES**

1 **DEPARTMENT OF TRADE AND INDUSTRY**
2 **DEPARTMENT OF SOCIAL WELFARE AND DEVELOPMENT**
3 **ANTI-MONEY LAUNDERING COUNCIL**
4 **PHILIPPINE CENTER ON TRANSNATIONAL CRIME**
5 **SUCH OTHER OFFICES, AGENCIES, OR UNITS AS NECESSARY.**

6 The Council shall formulate and adopt comprehensive, adequate, efficient, and effective anti-
7 terrorism plans, programs, [and counter-]OR measures to COUNTER, suppress [and]OR
8 eradicate terrorism in the country and to protect the people from acts of terrorism. Nothing
9 herein shall be interpreted to empower the Anti-Terrorism Council to exercise any judicial or
10 quasi-judicial power or authority.

11 SECTION 34. Section 54 of the same Act is hereby re-numbered and amended to read
12 as follows:

13 “Section [54] **30. Functions of the Council.** - In pursuit of its mandate in the previous
14 Section, the Council shall have the following functions [with due regard for the rights of the
15 people as mandated by the Constitution and pertinent laws]:

16 1. Formulate and adopt plans, programs and counter-measures against terrorists and
17 acts of terrorism in the country;

18 2. Coordinate all national efforts to suppress and eradicate acts of terrorism in the
19 country and mobilize the entire nation against terrorism prescribed in this Act;

20 3. [Direct the speedy]MONITOR THE PROGRESS OF THE investigation and
21 prosecution of all persons accused AND/or detained for the crimeS [of terrorism or
22 conspiracy to commit terrorism and other offenses punishable under this Act, and monitor the
23 progrcss of their cascs] **DEFINED AND PENALIZED UNDER SECTION 4, 5, 5(A),**
24 **5(B), 5(C), 5(D), 5(E), AND 5(F) HEREOF;**

25 4. Establish and maintain comprehensive data-base information systems on terrorism,
26 terrorist activities, and counter-terrorism operations;

27 **5. ENLIST THE ASSISTANCE OF ANTI-MONEY LAUNDERING COUNCIL**
28 **TO freeze AND FORFEIT** the funds, bank deposits, placements, trust accounts, assets and
29 **PROPERTY OF WHATEVER KIND AND NATURE** belonging (I) to a person suspected
30 of or charged with **ANY** crime **DEFINED AND PENALIZED UNDER SECTION 4, 5,**

1 **5(A), 5(B), 5(C), 5(D), 5(E), HEREOF, (II) TO DESIGNATED PERSONS DEFINED**
2 **UNDER SECTION 3(E) OF REPUBLIC ACT NO. 10168, OTHERWISE KNOWN AS**
3 **THE “TERRORISM FINANCING PREVENTION AND SUPPRESSION ACT OF**
4 **2012”;** **(III) TO AN INDIVIDUAL MEMBER OF SUCH DESIGNATED PERSONS,**
5 **OR (IV) ANY PERSON PROSCRIBED UNDER SECTION 17, 17-A AND 17-B,**
6 pursuant to republic Act No. 9160, otherwise known as the Anti-Money Laundering Act of
7 2001, as amended;

8 6. Grant monetary rewards and other incentives to informers who give vital information
9 leading to the [apprehension,] arrest, detention, prosecution, and conviction of person or
10 persons who are liable for the crimeS [of terrorism or conspiracy to commit terrorism]
11 **DEFINED AND PENALIZED UNDER SECTION 4, 5, 5(A), 5(B), 5(C), 5(D), 5(E),**
12 **AND 5(F) HEREOF, PROVIDED THAT NO MONETARY REWARD SHALL BE**
13 **GRANTED TO INFORMERS UNLESS THE ACCUSED'S DEMURRER TO**
14 **EVIDENCE HAS BEEN DENIED OR PROSECUTION HAS RESTED ITS CASE**
15 **WITHOUT SUCH DEMURRES HAVING BEEN FILED;**

16 7. Establish and maintain coordination with and the cooperation and assistance of other
17 nations in the struggle against international terrorism; [and]

18 **7-A. TAKE ACTION ON RELEVANT RESOLUTIONS ISSUED BY THE**
19 **UNITED NATIONS SECURITY COUNCIL ACTING UNDER CHAPTER VII OF**
20 **THE UN CHARTER; AND CONSISTENT WITH THE NATIONAL INTEREST,**
21 **TAKE ACTION ON FOREIGN REQUESTS TO DESIGNATE TERRORIST,**
22 **INDIVIDUALS, ASSOCIATIONS, ORGANIZATIONS OR GROUP OF PERSONS;**

23 **7-B. TAKE MEASURES TO PREVENT TERRORISTS FROM ACQUIRING**
24 **WEAPONS OF MASS DESTRUCTION SUCH AS, BUT NOT LIMITED TO THE**
25 **IMPOSITION OF ECONOMIC AND FINANCIAL SANCTIONS AND IMPORT**
26 **RESTRICTIONS.**

27 [8. Request the Supreme Court to designate specific divisions of the Court of Appeals
28 and Regional Trial Courts in Manila, Cebu City and Cagayan de Oro City, as the case may
29 be, to handle all cases involving the crime of terrorism or conspiracy to commit terrorism and
30 all matters incident to said crimes. The Secretary of Justice shall assign a team of prosecutors
31 from: (a) Luzon to handle terrorism cases filed in the Regional Trial Court in Manila; (b)

1 from the Visayas to handle cases filed in Cebu City; and (c) from Mindanao to handle cases
2 filed in Cagayan de Oro City.]

3 **8. CALL UPON OTHER GOVERNMENT AGENCIES, NON-GOVERNMENT**
4 **ORGANIZATIONS AND PRIVATE ENTITIES FOR ASSISTANCE IN THE**
5 **PERFORMANCE OF ITS MANDATE.”**

6 SECTION 35. Sections 55 and 56 of the same Act are hereby **REPEALED**.

7 SECTION 36. Section 57 of the same Act is hereby re-numbered and amended to read
8 as follows:

9 “Section [57] **31.Ban on Extraordinary Rendition.** - No person suspected,
10 **CHARGED** or convicted of the crime of terrorism shall be subjected to extraordinary
11 rendition to any country unless his or her testimony is needed for terrorist related police
12 investigations or judicial trials in the said country and unless his or her [human] rights [,
13 including the right against torture, and right to counsel]**UNDERR ARTICLE III OF THE**
14 **CONSTITUTION** are officially assured by the requesting country and transmitted
15 accordingly and approved by the Department of Justice.

16 SECTION 37. Section 58 of the same Act is hereby re-numbered and amended to read
17 as follows:

18 “Section [58] **32.Extra-Territorial Application of this Act.** - Subject to the provision of
19 an existing treaty of which the Philippines is a [signatory]**STATE PARTY** and to any
20 contrary provision of any law of preferential application, the provisions of this Act shall
21 apply: (1) to individual persons who commit any of the crimes defined and punished in [this]
22 **SECTION 4, 5, 5(A), 5(B), 5(C), 5(D), 5(E), AND 5(F) OF THIS** Act within the terrestrial
23 domain, interior waters, maritime zone, and airspace of the Philippines; **OR** (2) to individual
24 persons who, although physically outside the territorial limits of the Philippines, commit,
25 conspire or plot to commit any of the crimes defined and punished in [this]**SECTION 4, 5,**
26 **5(A), 5(B), 5(C), 5(D), AND 5(E) OF THIS** Act (I) inside the territorial limits of the
27 Philippines; [(3) to individual persons who, although physically outside the territorial limits
28 of the Philippines, commit any of the said crimes](II) on board Philippine ship or Philippine
29 airship; [(4) to individual persons who commit any of said crimes](III)within any embassy,
30 consulate, or diplomatic premises belonging to or occupied by the Philippine government in

1 an official capacity; [(5) to individual persons who, although physically outside the territorial
2 limits of the Philippines, commit said crimes](IV) against Philippine citizens or persons of
3 Philippines descent, where their citizenship or ethnicity was a factor in the commission of the
4 crime; and [(6) to individual persons who, although physically outside the territorial limits of
5 the Philippines, commit said crimes](V)directly against the Philippine government,**AND (3)**
6 **TO INDIVIDUAL PERSONS WHO, ALTHOUGH PHYSICALLY OUTSIDE THE**
7 **TERRITORIAL LIMITS OF THE PHILIPPINES, COMMIT ANY OF THE CRIME**
8 **DEFINED AND PUNISHED IN SECTION 5(E) HEREOF AND SHALL**
9 **THEREAFTER RETURN OR ENTER PHILIPPINE TERRITORY.**

10 **IN CASE OF AN ALIEN WHOSE EXTRADITION IS WITHIN THE SCOPE**
11 **OF ANY OF THE TREATIES OF WHICH THE REPUBLIC OF THE PHILIPPINES**
12 **IS A STATE PARTY, AND THAT ALIEN IS NOT EXTRADITED TO THE**
13 **REQUESTING STATE, THE REPUBLIC OF THE PHILIPPINES, WITHOUT**
14 **EXCEPTION WHATSOEVER AND WHETHER OR NOT THE OFFENSE WAS**
15 **COMMITTED IN THE PHILIPPINES, SHALL SUBMIT THE CASE WITHOUT**
16 **UNDUE DELAY TO THE DEPARTMENT OF JUSTICE FOR THE PURPOSE OF**
17 **PROSECUTION IN THE SAME MANNER AS IF THE ACT CONSTITUTING THE**
18 **OFFENSE HAD BEEN COMMITTED IN THE PHILIPPINES, IN WHICH CASE,**
19 **THE COURTS IN THE CITY OF MANILA, PHILIPPINES SHALL HAVE**
20 **JURISDICTION OVER THE OFFENSE.**

21 SECTION 38. Section 59 of the same Act is hereby re-numbered and new subsection
22 designated as 33-A is hereby added to read as follows:

23 “Section[59] **33.Joint Oversight Committee.** - There is hereby created a Joint
24 Oversight Committee to oversee the implementation of this Act.

25 The Oversight Committee shall be composed of five members each from the Senate
26 and the House in addition to the Chairs of the Committees of Public Order of both Houses
27 who shall also Chair the Oversight Committee in the order specified herein. The membership
28 of the Committee for every House shall at least have two opposition or minority members.
29 The Joint Oversight Committee shall have its own independent counsel.

1 The Chair of the Committee shall rotate every six months with the Senate chairing it
2 for the first six months and the House for the next six months. In every case, the ranking
3 opposition or minority member of the Committee shall be the Vice Chair.

4 Upon the expiration of one year after this Act is approved by the President, the
5 Committee shall review the Act particularly the provision that authorize the surveillance of
6 suspects of or persons charged with the crime of terrorism. To that end, the Committee shall
7 summon the police and law enforcement officers and the members of the Anti-Terrorism
8 Council and require them to answer questions from the members of Congress and to submit a
9 written report of the acts they have done in the implementation of the law including the
10 manner in which the persons suspected of or charged with the crime of terrorism have been
11 dealt with in their custody and from the date when the movements of the latter were subjected
12 to surveillance and his or her correspondences, messages, conversations and the like were
13 listened to or subjected to monitoring, recording and tapping.

14 Without prejudice to its submitting other reports, the Committee shall render a semi-
15 annual report to both Houses of Congress. The report may include where necessary a
16 recommendation to reassess the effects of globalization on terrorist activities on the people,
17 provide a sunset clause to or amend any portion of the Act or to repeal the Act in its entirety.

18 The Courts dealing with anti-terrorism cases shall submit to Congress and the
19 President a report every six months of the status of anti-terrorism cases that have been filed
20 with them starting from the date this Act is implemented.

21 **SECTION 33-A.IMPLEMENTING RULES AND REGULATIONS. - WITHIN**
22 **SIX (6) MONTHS FROM THE EFFECTIVITY OF THIS ACT, THE ANTI-**
23 **TERRORISM COUNCIL SHALL PROMULGATE RULES AND REGULATIONS**
24 **TO IMPLEMENT EFFECTIVELY THE PROVISIONS OF THIS ACT.”**

25 SECTION 39. Section 60 of the same Act is hereby re-numbered to read as follows:

26 “Section [60] **34. Separability Clause.** - If for any reason any part or provision of this
27 Act is declared unconstitutional or invalid, the other parts or provisions hereof which are not
28 affected thereby shall remain and continue to be in full force and effect.

29 SECTION 40. Section 61 of the same Act is hereby re-numbered to read as follows:

1 “Section[61] **35.***Repealing Clause.* – All laws, decrees, executive orders, rules or regulations
2 or parts thereof, inconsistent with the provisions of this Act, are hereby **EXPRESSLY**
3 repealed, amended, or modified accordingly.

4 SECTION 41. Section 62 of the same Act is hereby re-numbered and amended to read
5 as follows:

6 “Section [62] **36.***[Special]Effectivity Clause.* – **THIS ACT SHALL TAKE EFFECT**
7 **FIFTEEN (15) DAYS AFTER ITS COMPLETE PUBLICATION IN THE OFFICIAL**
8 **GAZETTE OR IN AT LEAST TWO (2) NEWSPAPERS OF GENERAL**
9 **CIRCULATION.**

10 [After the bill shall have been signed into law by the President, the Act shall be
11 published in three newspapers of national circulation; three newspapers of local circulation,
12 one each in Ilocos Norte, Baguio City and Pampanga; three newspapers of local circulation,
13 one each in Cebu, Iloilo and Tacloban; and three newspapers of local circulation, one each in
14 Cagayan de Oro, Davao and General Santos City.]

15 [The title of the Act and its provisions defining the acts of terrorism that are punished shall be
16 aired everyday at primetime for seven days, morning, noon and night over three national
17 television and radio networks; three radio and television networks, one each in Cebu,
18 Tacloban and Iloilo; and in five radio and television networks, one each in Lanao del Sur,
19 Cagayan de Oro, Davao City, Cotabato City and Zamboanga City. The publication in the
20 newspapers of local circulation and the announcements over local radio and television
21 networks shall be done in the dominant language of the community.]

22 [After the publication required above shall have been done, the Act shall take effect two
23 months after the elections are held in May 2007.]

24 [Thereafter, the provisions of this Act shall be automatically suspended one month before and
25 two months after the holding of any election.]

26 Approved,