



Republic of the Philippines
QUEZON CITY COUNCIL
Quezon City
19th City Council

PR19CC-142

26th Regular Session

RESOLUTION NO. SP- 5967, S-2014

A RESOLUTION EXPRESSING STRONG SUPPORT FOR THE IMMEDIATE ENACTMENT INTO LAW OF SENATE BILL NO. 1355, ENTITLED, "AN ACT AUTHORIZING THE COURT TO REQUIRE COMMUNITY SERVICE IN LIEU OF DETENTION FOR THE PENALTY OF ARRESTO MENOR, AMENDING FOR THE PURPOSE CHAPTER FIVE, TITLE THREE, BOOK ONE OF ACT NO. 3815, AS AMENDED, OTHERWISE KNOWN AS THE REVISED PENAL CODE".

*Introduced by Councilor JULIENNE ALYSON RAE V. MEDALLA
Co-Introduced by Councilors Anthony Peter D. Crisologo,
Ricardo T. Belmonte, Jr., Dorothy A. Delarmente, Victor V.
Ferrer, Jr., Alexis R. Herrera, Precious Hipolito Castelo,
Voltaire Godofredo L. Liban III, Roderick M. Paulate,
Ramilfo Z. Ludovica, Ramon P. Medalla, Estrella C.
Valmocina, Gian Carlo G. Sotto, Franz S. Pumaran, Jose
Mario Don S. De Leon, Jaime F. Borres, Jesus Manuel C.
Suntay, Marvin C. Rillo, Raquel S. Malafigen, Jessica
Castelo Daza, Bayani V. Hipol, Jose A. Visaya,
Godofredo T. Liban II, Andres Jose G. Yllana, Jr., Allan
Butch T. Francisco, Karl Edgar C. Castelo, Diorella
Maria G. Sotto, Rogelio "Roger" P. Juan, Melencio
"Bobby" T. Castelo, Jr., Donato C. Matias and Ricardo B.
Corpuz.*

WHEREAS, Article 8 of the Universal Declaration of Human Rights, wherein the Philippines is a signatory, provides that everyone has the right to an effective remedy by the competent national tribunals for acts violating the fundamental rights granted him by the constitution or by law;

WHEREAS, Article 88 of the Revised Penal Code provides for the penalty of arresto menor which shall be served in the municipal jail or in the house of the defendant himself under the surveillance of an officer of the law;

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WHEREAS, arresto menor is imposed as a penalty for crimes under the Revised Penal Code, such as alarms and scandals (Art. 155), illegal cockfighting (Art. 199), slight physical injuries and maltreatment (Art. 266), altering boundaries or landmarks (Art. 313), reckless imprudence constituting a light felony (Art. 365), and other mischiefs where the amount involved does not exceed P200.00 (Art. 329(3));

WHEREAS, Senate Bill No. 1355, entitled, "An Act Authorizing the Court to Require Community Service in Lieu of Detention for the Penalty of Arresto Menor, Amending for the Purpose Chapter Five, Title Three, Book One of Act No. 3815, as Amended, otherwise known as the Revised Penal Code, authored by Senator Sonny Angara, seeks to promote the value of public service by amending the Revised Penal Code and providing for the penalty of community service for crimes imposed with the penalty of arresto menor;

WHEREAS, according to a February 2012 report from the Bureau of Jail Management and Penology (BJMP), our jails have a 314% congestion rate;

WHEREAS, confinement of light crime offenders in overcrowded jails may influence them to become hardened criminals;

WHEREAS, crimes cause harm to the victim/s and to the community and justice should focus on repairing that harm;

WHEREAS, offenders of crime should be instilled with the value of accountability to repair the harm they have caused to the victim/s and to the community;

WHEREAS, the proposed amendment can provide the benefits of decongesting our jails, and becoming an effective remedy to light criminal offenders by instilling them with the value of accountability and influencing them to be good citizens of the country.

NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF QUEZON CITY IN REGULAR SESSION ASSEMBLED, to express, as it does hereby express strong support for the immediate enactment into law of Senate Bill No. 1355, entitled, "An Act Authorizing the Court to Require Community Service in Lieu of Detention for the Penalty of Arresto Menor, Amending for the Purpose Chapter Five, Title Three, Book One of Act No. 3815, as Amended, Otherwise Known as the Revised Penal Code". ✓


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Senate President, Honorable Franklin Drilon and the Senate Committee Chairman on Justice and Human Rights, Honorable Aquilino "Koko" Pimentel III.

ADOPTED: June 9, 2014.



MA. JOSEFINA G. BELMONTE
Vice Mayor
Presiding Officer

ATTESTED:


Atty. JOHN THOMAS S. ALFEROS III
City Gov't. Asst. Dept. Head III

CERTIFICATION

This is to certify that this Resolution was APPROVED by the City Council on Second Reading on June 9, 2014 and was CONFIRMED on June 16, 2014.


Atty. JOHN THOMAS S. ALFEROS III
City Gov't. Asst. Dept. Head III 