



'18 JUN 21 P1 :24

SENATE
P.S. Res. No. 771

RECEIVED

Introduced by Senator Grace Poe

RESOLUTION

URGING THE SENATE COMMITTEES ON PUBLIC ORDER AND ILLEGAL DRUGS AND LOCAL GOVERNMENT TO CONDUCT AN INQUIRY, IN AID OF LEGISLATION, INTO THE APPROPRIATENESS OF THE LOCAL GOVERNMENT CODE'S PROVISION ALLOWING *PUNONG BARANGAYS* TO POSSESS AND CARRY FIREARMS IN THE PERFORMANCE OF THEIR PEACE AND ORDER FUNCTIONS WITH THE ADDITIONAL GOAL OF FORMULATING THE NECESSARY MEASURES AND GUIDELINES FOR ITS PROPER IMPLEMENTATION

WHEREAS, it is the State's declared principles and duties to "serve and protect the people"¹, "maintain peace and order" and to protect life, liberty and property as well as to promote general welfare²;

WHEREAS, just recently, President Rodrigo Duterte had made pronouncements that he is considering the proposed arming of *Punong Barangays* or Barangay Captains in lieu of the spate of killings of community leaders;

WHEREAS, R.A. No. 7160, otherwise known as the "Local Government Code of 1991" ("LGC"), provides that the *Punong Barangay* shall, among others:

- a. Enforce all laws and ordinances which are applicable within the barangay; and
- b. Promote the general welfare of the barangay.³

WHEREAS, the LGC further provides that "in the performance of his peace and order functions, the *punong barangay* shall be entitled to possess and carry the necessary firearm within his territorial jurisdiction, subject to appropriate rules and regulations"⁴;

¹ Section 4, Article 2, Constitution.

² Section 5, Article 2, Constitution.

³ Section 389 (b), Local Government Code of 1991.

⁴ Section 389, Local Government Code of 1991.

WHEREAS, in view of the above, *punong barangays* are indeed allowed to possess and carry firearms but there is a need to carefully look into the appropriateness of said proposal and the limitations that should accompany the same;

NOW, THEREFORE, BE IT RESOLVED, as it is hereby resolved by the Senate of the Philippines, to urge the Senate Committees on Public Order and Illegal Drugs and Local Government to conduct an inquiry, in aid of legislation, into the appropriateness of the Local Government Code's provision allowing *punong barangays* to possess and carry firearms in the performance of their peace and order functions with the additional goal of formulating the necessary measures and guidelines for its proper implementation;

Adopted.

A handwritten signature in black ink that reads "Grace Poe". The signature is written in a cursive, flowing style.

GRACE POE 