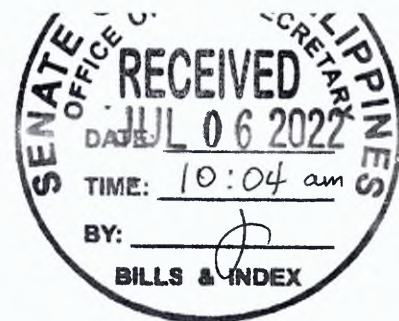


NINETEENTH CONGRESS OF THE)  
REPUBLIC OF THE PHILIPPINES )  
*First Regular Session* )



**SENATE**

S. No. 40

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Introduced by Senator Manuel "Lito" M. Lapid

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**AN ACT  
REDIFINING THE CRIME OF GAME-FIXING AND PRESCRIBING HIGHER  
PENALTIES THEREFOR, AMENDING FOR THIS PURPOSE PRESIDENTIAL  
DECREE NO. 483**

**EXPLANATORY NOTE**

The 1987 Constitution, Art. II, Sec. 17 provides that "[t]he State shall give priority to education, science and technology, arts, culture, and sports to foster patriotism and nationalism, accelerate social progress, and promote total human liberation and development.

Sports serves a multitude of function in our modern society. It promotes discipline, sportsmanship, competitiveness, and professionalism to our youth and athletes. It likewise encourages patriotism and provides entertainment to supporters and spectators all over the world. It gives livelihood not only to athletes but to those providing services to the athletes and the games. As such, sports provide not only spiritual but economic boost to our country.

Unfortunately, many unscrupulous people destroy the sports games for their own benefits. Sports-betting has allowed them opportunity to steal money from bettors by manipulating the results of the games in their favor.

Ang pandaraya po sa ginagawang mga laro ay nakasisira ng tiwala ng ating mga kababayan sa sports at bumabahid sa pagsisikap ng ating mga atleta. Kung magsasawalang kibo po tayo sa tinatawag na "game-fixing" ay sisirain po natin ang kagandahan at kalinisan ng ating mga palarong pampalakan.

In this bill, we seek to define the crime of game-fixing and provide for its penalties. By doing so, we hope to protect the purity of our sports games and preserve its role in nation-building.

In view of this, early passage of this bill is sought.



**MANUEL "LITO" M. LAPID**  
*Senator*



1 be limited deliberately in order to influence the process or to produce a predetermined  
2 result.

3  
4 The payment or receipt of money or valuable consideration shall constitute  
5 *prima facie* evidence of game-fixing.

6  
7 Section 4. *Other Forms of Game-Fixing.* – Game-fixing as defined in Section 3  
8 hereof, shall likewise include the following acts:

9 a) Point-shaving refers to any such arrangement, combination, scheme or  
10 agreement by which the skill or ability of any player or participant in a game,  
11 race or sports competition to make points or scores shall be limited  
12 deliberately in order to influence the result thereof in favor of one or the  
13 other team, player or participant therein.

14  
15 b) Game machination refers to any other fraudulent, deceitful. Unfair or  
16 dishonest means, method, manner or practice employed for the purpose of  
17 influencing the result of any game, race or sports contest.

18 Game- fixing in any of the forms defined in Sections 3 and 4 of this Act is hereby  
19 declared unlawful.

20 Section 5. *Proposal, Attempt, and Conspiracy to Commit Game-Fixing.* – A  
21 proposal, attempt, or conspiracy to commit game-fixing shall be punishable with the  
22 same penalty prescribed under this Act.

23 Section 6. *Covered Sports.* – As used in this Act, game-fixing may only be  
24 committed in the following sports:

25 a) Professional sports shall refer to individual or team sports, games, contest,  
26 bouts, tournament or competitions whereby the participating athlete is paid  
27 sums of money or other forms of compensation as regular salary or prize  
28 for participation, which are licensed, accredited and recognized by the  
29 Games and Amusements Board (GAB).



1 b) Amateur sports shall refer to individual or team sports, games, contests,  
2 bouts, tournaments or competitions, including collegiate leagues conducted  
3 by the public or private schools athletic associations, whereby the  
4 participant is engaged largely or entirely without remuneration: Provided,  
5 however, the local government unit (LGU) sponsored, sanctioned or  
6 organized sports events or competitions shall not be covered in this Act.

7 Section 7. *Penalties.* - The following penalties are hereby imposed on the acts  
8 of game-fixing as herein described:

- 9 a) The penalty of imprisonment from three (3) years to six (6) years or a fine  
10 of not less than One million pesos (Php 1,000,000.00) but not more than  
11 Five million pesos (Php 5,000,000.00), or both at the discretion of the court  
12 shall be imposed upon any person found guilty of any offense defined  
13 herein;  
14
- 15 b) The penalty of imprisonment from six (6) years to twelve (12) years or a  
16 fine of not less than One million pesos (Php 1,000,000.00) but not more  
17 than Five million pesos (Php 5,000,000.00), or both at the discretion of the  
18 court, when the offender is an athlete, promoter, referee, umpire, judge,  
19 coach in the game, race or sports competition, or any other sports official;  
20
- 21 c) The maximum penalty provided shall be imposed upon any person who pays  
22 or receives money or any other valuable consideration in furtherance of the  
23 crime of game-fixing.

24 *Provided,* That if the offender is a public officer, whether elected or appointed,  
25 an additional penalty of perpetual disqualification from holding any public office or  
26 employment shall be imposed: *Provided further,* That if the violation is committed by  
27 a partnership, corporation, association or any juridical entity, the partner, president,  
28 director, manager, trustee, estate administrator, or officer, who consents to or  
29 knowingly tolerates such violation, shall be held criminally liable as a principal;  
30 *Provided finally,* That if the offender is an alien, the same penalties shall be applied  
31 and the offender shall be deported only after service of sentence.

1 Section 8. *Perpetual Disqualification from Participation in Amateur and*  
2 *Professional Sports.* – The following persons shall be perpetually disqualified to  
3 participate in any capacity in any sports in the country:

- 4 a) Those engaged in professional sports if found guilty of game-fixing; and
- 5 b) Those engaged in amateur sports if found guilty of game-fixing for the  
6 second time.

7 The Philippine Sports Commission (PSC), GAB, Department of Education  
8 (DepEd), Commission on Higher Education (CHED), and other concerned agencies  
9 shall be served copies of the decision and order disqualifying a person from  
10 participation in any capacity in any sports in the country.

11 Section 9. *Roles of Concerned Agencies.* – The following agencies and  
12 instrumentalities shall be tasked to do the following in implementing Section 8 of this  
13 Act:

- 14 a) GAB shall revoke the license of professional athletes and other sports  
15 officials.
- 16
- 17 b) PSC shall remove athletes from the national team, including coaches and  
18 other sports officials, and ban athletes from participating in any amateur  
19 sports competitions locally and abroad;
- 20
- 21 c) DepEd shall ban primary and secondary student-athletes including coaches  
22 and officiating staff, from participating in *Palarong Pambansa* and other  
23 DepEd-sponsored, sanctioned or organized sports events or competitions;
- 24
- 25 d) Philippine Olympic Committee (POC)/National Sports Associations (NSAs)  
26 shall remove athletes, coaches and other sports officials from their  
27 respective rosters;
- 28
- 29 e) Athlete associations shall disqualify athletes, coaches and other sports  
30 officials from participating in any inter-school athletic programs and  
31 competitions; and

1 f) Schools shall disqualify athletes, coaches and other sports officials from  
2 representing the school to any sports events.

3 The concerned agencies shall coordinate and monitor the strict implementation  
4 of the accessory penalty provided under Section 8.

5 Section 10. *Immunity from Prosecution and Punishment.* – Any person who  
6 voluntarily discloses, testifies, or assists in the prosecution of any of the offenses  
7 penalized herein shall be exempted from prosecution or punishment prescribed herein:  
8 *Provided,* That any person who has witnessed or has knowledge or information on the  
9 commission of a crime and has testified or is testifying or about to testify before any  
10 judicial or quasi-judicial body, or before any investigating authority, may be admitted  
11 into the “Witness Protection, Security and Benefit Act” as provided under Republic Act  
12 No. 6981.

13 Section 11. *Separability Clause.* – Any portion or provision of this Act that may  
14 be declared unconstitutional or invalid shall not have the effect of nullifying other  
15 portions or provisions hereof as long as such remaining portions or provisions can still  
16 subsist and be given effect in their entirety.

17 Section 12. *Repealing Clause.* – The provisions on game-fixing, point-shaving  
18 and game machinations in sports contests under Sections 1 to 4 of Presidential Decree  
19 No. 483, as amended, pertinent provisions of Section 1 of Presidential Decree No.  
20 1602, and all other laws, executive orders, issuances, decrees, rules and regulations  
21 inconsistent with or contrary to the provisions of this Act are deemed amended,  
22 modified or repealed accordingly.

23 Section 13. *Effectivity.* – This Act shall take effect fifteen (15) day after its  
24 publication in at least two (2) newspaper of general circulation.

25 *Approved,*