

11<sup>TH</sup> CONGRESS OF THE REPUBLIC )  
OF THE PHILIPPINES )  
Second Regular Session )

'99 SEP 28 P 4:44

SENATE

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COMMITTEE REPORT NO. \_\_\_\_\_

Submitted jointly by the Committees on Constitutional Amendments, Revision of Codes and Laws; and Public Information and Mass Media on \_\_\_\_\_

Re : Senate Bill No. 1742 (Prepared by the Committees)

Recommending its approval in substitution of Senate Bill Nos. 148, 353, 380, 818 and 886.

Sponsors : Senators Roco, Revilla, Osmeña III, Santiago, Tatad, and Cayetano.

MR. PRESIDENT :

The Committees on Constitutional Amendments, Revision of Codes and Laws; and Public Information and Mass Media to which were referred Senate Bill No. 148, introduced by Senator Osmeña III, entitled:

"AN ACT  
TOTALLY LIFTING THE BAN ON POLITICAL PROPAGANDA  
THROUGH MASS MEDIA"

Senate Bill No. 353, introduced by Senator Santiago, entitled:

"AN ACT  
ALLOCATING TO POLITICAL PARTIES FREE BROADCAST TIME  
FOR POLITICAL ADVERTISING"

Senate Bill No. 380, introduced by Senator Tatad, entitled:

"AN ACT  
AMENDING SECTION 79 AND 85 OF BATAS PAMBANSA BILANG 881  
OTHERWISE KNOWN AS THE 'OMNIBUS ELECTION CODE OF THE  
PHILIPPINES', PROHIBITING THE PUBLICATION AND  
DISSEMINATION OF SURVEYS HAVING A DIRECT OR INDIRECT  
RELATION TO ANY ELECTION DURING THE ELECTION PERIOD "

Senate Bill No. 818, introduced by Senator Cayetano, entitled:

"AN ACT  
ABOLISHING THE ADVERTISING ~~AND~~ DURING ELECTION TIME  
AND REPEALING FOR THE PURPOSE SECTION 11 (B) OF REPUBLIC  
ACT 6646"

and Senate Bill No. 886, introduced by Senator Roco, entitled:

**"AN ACT  
LIFTING THE BAN ON ELECTION PROPAGANDA FOR PARTIES AND  
CANDIDATES SEEKING NATIONAL ELECTIVE OFFICES,  
AMENDING FOR THE PURPOSE CERTAIN SECTIONS OF BATAS  
PAMBANSA BLG. 881 AND REPUBLIC ACT NO. 6646"**

have considered the same and have the honor to report them back to the Senate with the recommendation that the attached S. No. 1742, prepared by the Committees, entitled :

**"AN ACT  
LIFTING THE BAN ON ELECTION PROPAGANDA FOR PARTIES AND  
CANDIDATES SEEKING NATIONAL ELECTIVE OFFICES "**

be approved in substitution of S. Nos. 148, 353, 380, 818 and 886 with Senators Osmeña III, Santiago, Tatad, Cayetano, Roco and Revilla as authors thereof.

Respectfully submitted:

  
**RAMON B. REVILLA**  
*Chairman*

*Committee on Public Information  
and Mass Media;  
and Member, Committee on Constitutional  
Amendments, Revision of Codes and Laws*

  
**RAUL S. ROCO**  
*Chairman*

*Committee on Constitutional Amendments,  
Revision of Codes and Laws;  
and Member, Committee on Public  
Information and Mass Media*

Vice - Chairpersons :

  
**ROBERT S. JAWORSKI**  
*Committee on Public Information  
and Mass Media*

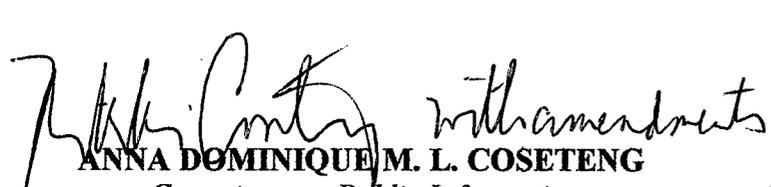
  
**GREGORIO B. HONASAN**  
*Committee on Constitutional Amendments,  
Revision of Codes and Laws*

  
**LOREN B. LEGARDA-LEVISTE**  
*Committee on Public Information  
and Mass Media  
and Member, Committee on Constitutional Amendments,  
Revision of Codes and Laws*

Members :

  
**JUAN PONCE ENRILE**  
*Committee on Constitutional Amendments,  
Revision of Codes and Laws*

 *with amendments*  
**RODOLFO G. BIAZON**  
*Committee on Constitutional Amendments,  
Revision of Codes and Laws*

 *with amendments*  
**ANNA DOMINIQUE M. L. COSETENG**  
*Committee on Public Information  
and Mass Media*

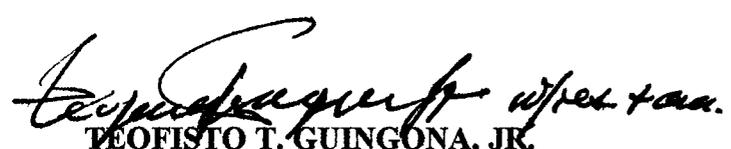
 *well amended*  
**AQUILINO Q. PIMENTEL JR.**  
*Committee on Constitutional Amendments,  
Revision of Codes and Laws; and  
Committee on Public Information  
and Mass Media*

  
**RENATO L. "COMPAÑERO" CAYETANO**  
*Committee on Constitutional Amendments,  
Revision of Codes and Laws*

  
**ROBERT Z. BARBERS**  
*Committee on Public Information  
and Mass Media*

  
**JUAN M. FLAVIER**  
*Committee on Constitutional Amendments, Revision of Codes and Laws  
and Committee on Public Information and Mass Media*

Ex - Officio Members :

 *after + aa.*  
**TEOFISTO T. GUINGONA, JR.**  
*Minority Leader*

 *with amendments*  
**FRANKLIN M. DRILON**  
*Majority Leader*

  
**JOHN H. OSMEÑA**  
*President Pro Tempore*

**HONORABLE BLAS F. OPLE**  
*President  
Senate of the Philippines  
Pasay City*

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11<sup>TH</sup> CONGRESS OF THE REPUBLIC )  
OF THE PHILIPPINES )  
Second Regular Session )

'99 SEP 28 P4:14

SENATE  
S. No. 1742

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(In substitution of S. Nos. 148, 353, 380, 818, and 886)

Prepared by the Committees on Constitutional Amendments, Revision of Codes and Laws;  
and Public Information and Mass Media with Senators Osmeña III, Santiago, Tatad,  
Cayetano, Roco, and Revilla as authors

AN ACT  
LIFTING THE BAN ON ELECTION PROPAGANDA FOR PARTIES AND  
CANDIDATES SEEKING NATIONAL ELECTIVE OFFICES

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

1           **SECTION 1. *Lawful Election Propaganda.***—Subject only to the observance of truth in  
2 advertising, all political advertisements, whether on television, community antennae or cable  
3 television, radio, newspapers, surveys, or whatever medium shall henceforth be allowed for all  
4 political parties and for all candidates seeking national elective positions. Candidates for local  
5 elective positions may also avail of the political advertisements provided herein except for the  
6 purchase and sale of air time and print space which shall continue to be governed under the  
7 provisions of Sections 90 and 92 of the Omnibus Election Code.

8           **SEC. 2. *Authority of the Commission to Promulgate Rules; Election Offenses.***—The  
9 Commission shall promulgate the rules and regulations for the implementation of this Act.  
10 Violation of the rules and regulations of the Commission issued to implement this Act shall be an  
11 election offense punishable under Section 264 of the Omnibus Election Code.

12           **SEC. 3. *Repealing Clause.***—Section 85 of the Omnibus Election Code and Sections 10  
13 and 11 of Republic Act No. 6646 are hereby repealed. All laws, presidential decrees, executive  
14 orders, rules and regulations, or any part thereof inconsistent with the provisions of this Act are  
15 hereby repealed or modified or amended accordingly.

1           **SECTION 4. *Separability Clause.***—If any provision, or part hereof, is held invalid or  
2 unconstitutional, the remainder of this Act not otherwise affected shall be valid and subsisting.

3           **SECTION 5. *Effectivity.***—This Act shall take effect fifteen (15) days from the date of its  
4 publication in at least two (2) newspapers of general circulation.

5           Approved.

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