

RECORD OF THE SENATE

TUESDAY, JUNE 5, 2001

OPENING OF THE SESSION

At 4:05 p.m., the Senate President, Hon. Aquilino Q. Pimentel Jr., called the session to order.

The President. The 55th session of the Senate in the Third Regular Session of the Eleventh Congress is hereby called to order.

We shall be led in prayer by Sen. Renato L. *Compañero* Cayetano.

Everybody rose for the prayer.

PRAYER

Senator Cayetano. Let us rise and bow our heads to the Lord.

Dear God, our people are now divided between the poor and the not so poor due to events and circumstances triggered by many reasons and causes, without mentioning the divisive and bitter electoral exercise last May 14.

We seek, Lord, not to exacerbate the division in our already fragmented nation.

On the last two remaining days of the Eleventh Congress, may Your Senate be a steady bridge to forge a united and reconciled nation.

Grant us, therefore, Lord, Your servants in the Senate, the wisdom and perseverance to achieve this daunting task, trusting always that nothing is impossible if You are with us.

All these we ask in the name of Your Son, Jesus Christ.

Amen.

The President. The Majority Leader is recognized.

ROLL CALL DISPENSED WITH

Senator Tatad. Mr. President, I move that we dispense with the roll call.

The President. Is there any objection? *[Silence]* There being none, the motion is approved.

BILL ON SECOND READING
S. No. 2282 — Plebiscite and Elections
for the ARMM

Senator Tatad. Mr. President, I move that we consider Senate Bill No. 2282.

The President. Is there any objection? *[Silence]* There being none, the motion is approved.

Consideration of Senate Bill No. 2282 is now in order. With the permission of the Body, the Secretary will read only the title of the bill, without prejudice to inserting in the *Record* the whole text thereof.

The Secretary. Senate Bill No. 2282, entitled

AN ACT FIXING THE DATE OF THE PLEBISCITE FOR THE APPROVAL OF THE AMENDMENTS TO REPUBLIC ACT NO. 6734 AND SETTING THE DATE OF THE REGULAR ELECTIONS FOR ELECTIVE OFFICIALS OF THE AUTONOMOUS REGION IN MUSLIM MINDANAO ON THE LAST MONDAY OF NOVEMBER 2001, AMENDING FOR THE PURPOSE REPUBLIC ACT NO. 9054, ENTITLED "AN ACT TO STRENGTHEN AND EXPAND THE ORGANIC ACT FOR THE AUTONOMOUS REGION IN MUSLIM MINDANAO, AMENDING FOR THE PURPOSE REPUBLIC ACT NO. 6734, ENTITLED 'AN ACT PROVIDING FOR THE AUTONOMOUS REGION IN MUSLIM MINDANAO,' AS AMENDED," AND FOR OTHER PURPOSES

The following is the whole text of the bill:

Senate Bill No. 2282

AN ACT FIXING THE DATE OF THE PLEBISCITE FOR THE APPROVAL OF THE AMENDMENTS TO REPUBLIC ACT NO. 6734 AND SETTING THE DATE OF THE REGULAR ELECTIONS FOR ELECTIVE OFFICIALS OF THE AUTONOMOUS REGION IN MUSLIM MINDANAO ON THE LAST MONDAY OF NOVEMBER 2001, AMENDING FOR THE PURPOSE REPUBLIC ACT NO. 9054, ENTITLED "AN ACT TO STRENGTHEN AND EXPAND THE ORGANIC ACT FOR THE AUTONOMOUS REGION IN MUSLIM MINDANAO, AMENDING FOR THE PURPOSE REPUBLIC ACT NO. 6734, ENTITLED

APPROVAL OF S. NO. 2282 ON SECOND READING

Senator Tatad. Mr. President, I move that we vote on Second Reading on Senate Bill No. 2282, as amended.

The President. Is there any objection? *[Silence]* There being none, we shall now vote on Second Reading on Senate Bill No. 2282, as amended.

As many as are in favor of the bill, say *aye*.

Several Members. *Aye*.

The President. As many as are against the bill, say *no*. *[Silence]*

Senate Bill No. 2282, as amended, is approved on Second Reading.

SUSPENSION OF CONSIDERATION OF S. NO. 2282

Senator Tatad. Mr. President, I move that we suspend consideration of Senate Bill No. 2282.

The President. Is there any objection? *[Silence]* There being none, the motion is approved.

CONFERENCE COMMITTEE REPORT ON
S. NO. 1989/H. NO. 9827
(Layout Designs of Integrated Circuits)

Senator Tatad. Mr. President, I move that we now consider the Bicameral Conference Committee Report on the disagreeing provisions of Senate Bill No. 1989 and House Bill No. 9827.

The President. Is there any objection? *[Silence]* There being none, the motion is approved.

Senator Tatad. Mr. President, I ask that Sen. Ramon B. Magsaysay Jr. be recognized to introduce the report.

The President. Senator Magsaysay is recognized.

Senator Magsaysay. Thank you, Mr. President.

Senator Tatad. Mr. President, before Senator Magsaysay begins, today is the proclamation of the newly elected and reelected senators and also the birthday of Sen. Ramon B. Magsaysay Jr.

SUSPENSION OF SESSION

I move that we suspend the session for one minute before he begins so that we will have the opportunity to shower him with kisses and embraces. *[Laughter]*

The President. Is there any objection? *[Silence]* There being none, the session is suspended for one minute.

It was 4:21 p.m.

RESUMPTION OF SESSION

At 4:24 p.m., the session was resumed.

The President. The session is resumed. Senator Magsaysay is recognized.

REPORT OF SENATOR MAGSAYSAY

Senator Magsaysay. Thank you, Mr. President.

Mr. President, this is the Bicameral Conference Committee Report on the bills on Layout Design of Integrated Circuits. We have the honor of reporting the approval in the bicameral conference level of the legislation on layout design of integrated circuits last Wednesday, May 30, 2001.

The Senate panel headed by this representation and the House panel led by the chairman of the Committee on Trade and Commerce of the House, Representative Joey Sarte Salceda, met and harmonized Senate Bill No. 1989 and House Bill No. 9827. The following points highlighted the Bicameral Conference Committee, Mr. President:

1. Both bills are identical in almost all respects and hence, the two versions are integrated and adopted.

2. The approval of the bill is significant as it bridges the gap that is present in the Intellectual Property Rights Code or Republic Act No. 8293. Layout design was not included in the IP Code when it was enacted in 1996 pending the formulation of the framework for Topographies of Integrated Circuits by the World Trade Organization or WTO. Hence, layout design will complete the definition of intellectual property or IP as defined in the Code and as envisioned in the WTO-TRIPS Agreement. For the Senate, the report was concurred in and signed by Sen. Franklin Drilon, Sen. Juan Flavio Velasco and Sen. Sergio Osmeña III.

Thank you, Mr. President.

The President. The Majority Leader is recognized.

APPROVAL OF CONFERENCE COMMITTEE REPORT
ON S. NO. 1989/H. NO. 9827

Senator Tatad. Mr. President, I move for the approval of the Conference Committee Report.

The President. Is there any objection? *[Silence]* There being none, the motion is approved.

The following is the whole text of the Conference Committee Report:

CONFERENCE COMMITTEE REPORT

The Conference Committee on the disagreeing provisions of Senate Bill No. 1989, entitled

AN ACT PROVIDING FOR THE PROTECTION OF LAYOUT DESIGN (TOPOGRAPHIES) OF INTEGRATED CIRCUITS, AMENDING FOR THE PURPOSE CERTAIN PROVISIONS OF REPUBLIC ACT NUMBERED EIGHTY TWO HUNDRED AND NINETY THREE (R.A. 8293), OTHERWISE KNOWN AS THE INTELLECTUAL PROPERTY CODE OF THE PHILIPPINES AND FOR OTHER PURPOSES

and House Bill No. 9872, entitled

AN ACT PROVIDING FOR THE PROTECTION OF LAYOUT DESIGNS (TOPOGRAPHIES) OF INTEGRATED CIRCUITS, AMENDING FOR THE PURPOSE CERTAIN SECTIONS OF REPUBLIC ACT NO. 8293, OTHERWISE KNOWN AS THE INTELLECTUAL PROPERTY CODE OF THE PHILIPPINES AND FOR OTHER PURPOSES,

having met, after full and free conference, has agreed to recommend and do hereby recommend to their respective Houses that Senate Bill No. 1989, in consolidation with House Bill No. 9872, be approved in accordance with the attached copy of the bill as reconciled and approved by the conferees:

CONFEREES ON THE PART OF HOUSE OF REPRESENTATIVES:

(Sgd.) REP. JOEY SARTESALCEDA

REP. ANGELITOM. SARMIENTO

(Sgd.) REP. NEPTALIM. GONZALES II

(Sgd.) REP. ROGELIOM. SARMIENTO

(Sgd.) REP. HARRY C. ANGPING

(Sgd.) REP. AUGUSTO H. BACULIO

REP. ROLANDO A. BRIONES

REP. JOSEPH "ACE" H. DURANO

CONFEREES ON THE PART OF THE SENATE:

(Sgd.) SEN. RAMON B. MAGSAYSAY JR.

(Sgd.) SEN. SERGIOR. OSMEÑA III

(Sgd.) SEN. FRANKLIN M. DRILON

SEN. JUAN M. FLAVIER

SUSPENSION OF SESSION

Senator Tatad. Mr. President, I move that we suspend the session for one minute.

The President. Is there any objection? *[Silence]* There being none, the session is suspended for one minute.

It was 4:26 p.m.

RESUMPTION OF SESSION

At 4:38 p.m., the session was resumed.

The President. The session is resumed.

Senator Tatad. Mr. President, I move that we proceed to the Reference of Business.

The President. Is there any objection? *[Silence]* There being none, the motion is approved.

The Secretary will read the Reference of Business.

REFERENCE OF BUSINESS

RESOLUTION

The Secretary. Proposed Senate Resolution No. 946, entitled

RESOLUTION CONGRATULATING SENATOR LOREN LEGARDA-LEVISTE FOR HER ELECTION TO THE PRESTIGIOUS RANKS OF THE UNITED NATIONS ENVIRONMENTAL PROGRAMME'S (UNEP) GLOBAL 500 ROLL OF HONOUR

Introduced by Senator Flavier