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Second Regular Session }

HOUSE OF REPRESENTATIVES

H. No. 12251

INTRODUCED BY CONGRESSMEN YAP (J.), UNICO, DE LA SERNA, BAUTISTA, SR., ESTRELLA (E.), TANJUATCO, JR., DIMAPORO (A. D.), LUMAUG, CHAVES, PADILLA, DEL MAR, BANDON, JR., MONFORT, CONGRESSWOMAN PUYAT-REYES, CONGRESSMEN LINGAD, ROMERO, CHIPECO, JR. AND THE MEMBERS OF THE COMMITTEE ON NATIONAL DEFENSE, PER COMMITTEE REPORT No. 198

AN ACT PROVIDING FOR THE DEVELOPMENT, ADMINISTRATION, ORGANIZATION, TRAINING, MAINTENANCE AND UTILIZATION OF THE CITIZEN ARMED FORCE OF THE ARMED FORCES OF THE PHILIPPINES AND FOR OTHER PURPOSES

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

1 ARTICLE I. TITLE

2 SECTION 1. *Title.* — This Act shall be known as the
3 “Citizen Armed Force or Armed Forces of the Philippines
4 Reservist Act.”

5 ARTICLE II. DECLARATION OF POLICIES

6 SEC. 2. *The Regular Force.* — It is the policy of the
7 State to maintain a standing or regular military force in
8 time of peace consonant to its adequate and actual needs

1 for the security of the State but which can be rapidly
2 expanded by the well-disciplined Citizen Armed Force
3 in the event of war, invasion, or rebellion.

4 SEC. 3. *The Security and Socioeconomic Development*
5 *of the State.* — The Citizen Armed Force shall be provided
6 the maximum opportunity to participate in safeguarding
7 the security of the State and in assisting in socioeconomic
8 development.

9 SEC. 4. *The Call to Personal Military and Civil Service.*
10 — The Citizen Armed Force shall be so organized, trained,
11 developed and maintained as to ensure their readiness to
12 immediately respond to the call for service.

13 SEC. 5. *The Public Awareness.* — The State shall
14 promote and develop public support to and awareness of the
15 important role of the Citizen Armed Force as a protector
16 of the people and the State.

17 SEC. 6. *The Manpower of the Citizen Armed Force.*
18 — The manpower objective for the Citizen Armed Force
19 shall conform to projected and actual need. It is not en-
20 visioned by the State to have a nation under arms, unless
21 extremely necessary.

22 ARTICLE III. MISSION AND ORGANIZATION
23 OF THE CITIZEN ARMED FORCE

24 SEC. 7. *Mission.* — The mission of the Citizen Armed
25 Force, alternately referred to as the Reserve Force, is to

1 provide the base for the expansion of the Armed Forces
2 of the Philippines in the event of war, invasion, or rebellion;
3 to assist government forces in the maintenance of local
4 security, law, and order; assist in relief and rescue during
5 disasters or calamities; assist in socioeconomic development;
6 and assist in the operation and maintenance of essential
7 government or private utilities in the furtherance of over-
8 all mission.

9 SEC. 8. *Organization.* — The Reserve Force shall be
10 organized into five components, namely:

- 11 (1) Army Reserve Component
- 12 (2) Air Force Reserve Component
- 13 (3) Navy Reserve Component
- 14 (4) AFP-Wide Technical Reserve Component
- 15 (5) Affiliated Reserves

16 SEC. 9. *Organization of Reserve Components.* — The
17 organization of each component of the Reserve Force and
18 the manpower objective of each component shall be as
19 prescribed by the National Security Council. The organi-
20 zation, structure, manning, and equipment of reserve units
21 shall conform to the organization of the regular force.
22 Reserve units of a battalion type or equivalent shall be
23 organized on a provincial basis, and reserve units of a brigade
24 and division type or equivalent on a regional basis. The
25 organizational structure and manning of the Affiliated

221

1 Reserve Units will be prescribed by the Secretary of National
2 Defense and will as much as possible conform to their exist-
3 ing civilian organization.

4 SEC. 10. *Affiliated Reserves.* — As the President shall
5 approve upon the recommendation of the Secretary of
6 National Defense, certain private and government entities,
7 corporations, establishments and organizations at the
8 national, provincial and municipal levels which provide
9 essential public services such as water, light, transportation,
10 and communication which are necessary to support the
11 prosecution of national defense plans or to meet an
12 emergency shall be organized as Affiliated Units of the
13 Reserve Force. These Affiliated Units shall be constituted
14 by the appropriate orders to be issued by the Secretary
15 of National Defense, given unit designations and assigned
16 to the appropriate reserve components of the Armed Forces
17 of the Philippines (AFP). The roster of the officials and
18 employees of these Affiliated Units shall be included in the
19 orders of constituting the units. These units shall be so
20 utilized in times of war or emergency to ensure the con-
21 tinuous and uninterrupted provision of the essential services
22 they are rendering.

23 ARTICLE IV. DEFINITION OF THE CITIZEN SOLDIERS

24 SEC. 11. *Citizen Soldiers.* — The citizen soldiers, alter-
25 nately referred to as reservists, who compose the Reserve

1 Force are those reservists of the Armed Forces of the Philip-
2 pines who are incorporated in the Reserve Force, as follows:

3 (1) Graduates of the Reserve Officers Training Corps
4 (ROTC) basic and advance courses and who were issued
5 orders as enlisted reservists or reserve officers of the AFP;

6 (2) Graduates of authorized basic military training
7 instructions who, as a result thereof, were issued orders
8 as enlisted reservists or reserve officers;

9 (3) Ex-servicemen and retired officers of the AFP
10 and other armed forces that have diplomatic relation with
11 the Philippines who were honorably discharged or retired
12 from the service and who are Filipino citizens upon their
13 application;

14 (4) Recognized World War II guerrillas who were
15 honorably discharged from the service;

16 (5) Commissioned and non-commissioned officers
17 under the Affiliated Reserves category and graduates of the
18 National Defense College of the Philippines;

19 (6) Commissioned, non-commissioned officers and
20 privates under the existing laws and included in the present
21 AFP roster before the enactment of this Act and those to
22 be commissioned or enlisted after the enactment of this
23 Act.

223

1 ARTICLE V. CATEGORIZATION AND CLASSIFICATION
2 OF CITIZEN SOLDIERS

3 SEC. 12. *Categorization of Citizen Soldiers.* — There
4 shall be three categories of citizen soldiers or AFP re-
5 servists: The First Category Reserve, the Second Category
6 Reserve and the Third Category Reserve based on age.

7 (1) *First Category Reserve.* The First Category Reserve
8 shall be composed of able-bodied reservists whose ages are
9 between eighteen years and thirty-five years inclusive.

10 (2) *Second Category Reserve.* The Second Category
11 Reserve shall be composed of able-bodied reservists whose
12 ages are between thirty-six years and fifty-one years
13 inclusive.

14 (3) *Third Category Reserve.* The Third Category
15 Reserve shall be composed of all able-bodied reservists
16 who are above fifty-one years of age.

17 SEC. 13. *Classification of Reserve Force Units.* —
18 Based on the categorization provided in Section 12 above,
19 the Reserve Force Units shall further be classified into the
20 Ready Reserve, the Standby Reserve and the Retired Reserve
21 based on their operational readiness for immediate deploy-
22 ment/utilization.

23 (1) *Ready Reserve.* The Ready Reserve shall be com-

197

224

1 posed of citizen soldiers belonging mostly to the First
2 Category Reserve and others as provided in this Act, who
3 shall be organized, trained and maintained as mobilizable
4 Ready Reserve subject to call at any time to augment the
5 regular armed force of the AFP not only in times of war
6 or national emergency but also to meet local emergencies
7 arising from calamities, disasters and threats to peace, order,
8 security and stability in any locality including the need
9 to provide assistance in relief and rescue work and other
10 civil assistance activities.

11 Any reservist or citizen soldier belonging to the
12 Second Category Reserve and/or the Third Category Reserve,
13 particularly the commissioned and non-commissioned
14 officers, who will volunteer to serve with the Ready Reserve
15 shall be allowed, if qualified and fit for duty, to join and
16 actively participate as part of the Ready Reserve and shall
17 serve with an appropriate Ready Reserve Unit.

18 Furthermore, members of the AFP Affiliated Reserve
19 Units of various government and private utilities and services
20 considered essential for preservation of the economic
21 stability of the country or particular locality, such as power
22 and electricity, water supply, transportations and commu-
23 nications, among others, regardless of their categorization
24 shall be classified as Ready Reserve.

25 All citizen soldiers belonging to the First Category

1 Reserve, except those exempted under this Act, shall be
2 required to serve with Ready Reserve Units and will have
3 assignments and promotions in accordance with existing
4 policies of the AFP until transferred to Standby Reserve
5 by virtue of their age.

6 The following citizen soldiers may be exempted from
7 rendering service with said Reserve Units: .

8 (a) Active members of the Armed Forces of the
9 Philippines and the Integrated National Police;

10 (b) Those who are residing abroad but only during
11 the duration of their absence from the Philippines;

12 (c) Those who are physically and mentally unfit
13 to serve their tour of duty;

14 (d) Those who are convicted for crimes involving
15 moral turpitude and have derogatory records;

16 (e) Those who may be exempted from duty for valid
17 reasons which may be authorized on a case-to-case basis
18 by appropriate and competent authority. For this purpose,
19 the AFP shall issue such appropriate guidelines, rules and
20 regulations as may be necessary.

21 (2) *Standby Reserve.* The Standby Reserve shall
22 be composed of citizen soldiers belonging mostly to the
23 Second Category Reserve and the Third Category Reserve,
24 except as provided in this Act. Members of the Standby
25 Reserve shall be organized and assigned to specified reserve

199

226

1 units and shall be maintained through annual assembly
2 tests to update their records and their present addresses,
3 among others. The Standby Reserve may be mobilized
4 or ordered to active duty only in times of national
5 emergency or war. Ranks of members of the Standby Reserve
6 may be upgraded if they voluntarily participate in training
7 or serve with the Ready Reserve Units in their areas or if
8 their Standby Reserve Units undergo retraining. They will,
9 however, be encouraged to upgrade their military knowledge
10 and skills by taking up non-resident or resident courses
11 which shall be set up for the purpose.

12 (3) *Retired Reserve.* The Retired Reserve shall be
13 composed of citizen soldiers who have qualified for retire-
14 ment through length of service, old age or disability. For
15 this purpose, sixty-five years will be considered as the
16 retirement age. However, if qualified and fit for duty, a
17 member of the Retired Reserve may be ordered to
18 active duty in times of local or national emergencies if he
19 volunteers for active duty and when the Secretary of
20 National Defense determines that there are not enough
21 qualified citizen soldiers with his special skills and quali-
22 fications in the Ready Reserve or the Alert Reserve in his
23 particular area of residence.

24 ARTICLE VI. MANPOWER DEVELOPMENT

25 SEC. 14. *Compulsory Military Training and Registration*

1 *Therefor.* — All male citizens between the ages of eighteen
2 and thirty-five years, who are not reservists, shall be
3 required to undergo military training and register for the
4 purpose. The registration shall be conducted annually by the
5 city or municipal government starting January to May
6 of every year commencing one year after the effectivity
7 of this Act.

8 SEC. 15. *Exemption from Compulsory Military*
9 *Training.* — The following are exempted from military
10 training:

11 (1) Members of the clergy of any religious order or
12 sect;

13 (2) Those in the active service of the Armed Forces
14 of the Philippines and police members of the Integrated
15 National Police;

16 (3) Superintendent and uniformed members of the
17 National Penitentiary, corrective institutions, and insane
18 asylums;

19 (4) Licensed air and maritime pilots, navigators and
20 merchant marine officers.

21 SEC. 16. *Registering Officer.* — For the purpose of
22 registration as provided for in Section 14, the city/municipal
23 treasurers of chartered cities and municipalities are hereby
24 designated as Registering Officer. The Secretary of National
25 Defense shall prescribe and provide the forms to be used

1 in registration and prescribe the procedures for the conduct
2 and reporting of the results of the registration.

3 SEC. 17. *Persons Disqualified or Exempted from*
4 *Registration.* — The following persons are disqualified or
5 exempted from registering:

6 (1) Persons who are disqualified by law from employ-
7 ment in government service;

8 (2) Those who are physically or mentally unfit as
9 certified by an AFP Medical Officer;

10 (3) Those suffering incarceration awaiting trial by
11 a court of law: *Provided*, That upon their release from
12 custody they shall without delay register;

13 (4) Those convicted by final judgment for criminal
14 offenses involving moral turpitude. Those known in the
15 community as having derogatory record or of disreputable
16 conduct and character;

17 (5) Students of colleges, universities and similar
18 institutions who are undergoing ROTC training during the
19 pendency of their training recognized by the military
20 authorities as among those undergoing training to qualify
21 as reservists;

22 (6) Those persons who are constituted as members
23 of Affiliated Units for the duration of time that they
24 hold such membership: *Provided*, That upon the termination
25 of their membership, they shall be subject for military
26 training.

7 SEC. 19. *Board of Canvassers.* — There is hereby created
8 a Board of Canvassers, one for each province and chartered
9 city for the purpose of selecting the registrants who will
0 undergo compulsory military training as provided for in
1 Section 18. The Board shall be composed of the following:

PROVINCE

13 Division Superintendent of Schools Chairman
14 Provincial Fiscal member
15 Constabulary Provincial Commander,
16 or the appropriate military
17 commander as the Secretary of
18 National Defense may designate member

CHARTERED CITY

20 City Superintendent of Schools Chairman
21 City Fiscal member
22 Chief of Police member

230

1 respective province or chartered city. The quota for the
2 province shall be broken down into municipal quotas.

3 SEC. 21. *Acceptance of Registrants Volunteering*
4 *Military Training.* — Registrants who are not selected for
5 compulsory military training but who volunteer for such
6 training may be accepted and allowed to undergo military
7 training: *Provided,* That said volunteers shall physically
8 qualify for fitness after examination for training and shall
9 be made to execute a written testament that they
10 volunteered for training on their own will.

11 SEC. 22. *Registration of Citizens Residing or Working*
12 *Abroad.* — Filipino citizens residing or working abroad,
13 when they become liable to register for reservists training
14 under this Act, shall register with the nearest diplomatic
15 or consular office of the Republic of the Philippines which
16 shall transmit the registrants data to the Secretary of
17 National Defense.

18 SEC. 23. *Notice to Selected Registrants.* — The Board
19 of Canvassers shall cause the immediate and adequate publi-
20 cation of the names of the registrants who have been select-
21 ed in accordance with Section 18 herein and at once notify
22 the registrants concerned to report to the Acceptance Board
23 of the city or municipality where they reside. The Board
24 of Canvassers shall furnish each Acceptance Board the
25 list of the registrants whose names were drawn.

1 SEC. 24. *Acceptance Boards.* — There is hereby created
 2 an Acceptance Board in each municipality and chartered
 3 city which shall examine and classify registrants whose names
 4 have been referred to it by the Board of Canvassers and
 5 pass upon the registrants fitness for training and application
 6 for deferment, if any. The decision of the Board shall be
 7 by majority vote. The Secretary of National Defense shall
 8 prescribe the procedures for the operation of the Acceptance
 9 Board.

10 SEC. 25. *Composition of the Acceptance Board.* — The
 11 Board shall be composed as follows:

12 (1) IN CHARTERED CITIES

13 Local Civil Registrar Chairman
 14 City Health Officer member
 15 Chief of Police member
 16 One Civic Leader (to be chosen by
 17 local civic organizations) member

18 (2) IN MUNICIPALITIES

19 Local Civil Registrar/
 20 Municipal Treasurer Chairman
 21 Municipal Health Officer member
 22 Chief of Police member
 23 One Civic Leader (to be chosen by
 24 local civic organizations) member

25 SEC. 26. *Classification of Selected Registrants.*

1 Registrants shall undergo physical examination to be con-
2 ducted by the Health Officer. The Acceptance Board shall
3 then classify them into the following categories:

4 Class A — fit for unlimited service

5 Class B — fit for limited service only

6 Class C — deferred until later date

7 Class D — exempted for mental/physical reasons

8 SEC. 27. *Deferment from Training.* — The Acceptance
9 Board, upon evaluation of the evidence to support appli-
10 cation for deferment, may grant deferment on the following
11 grounds and conditions:

12 (1) Individuals who are indispensable to the support
13 of their dependent families may be granted deferments
14 not exceeding two years after which they shall be subject
15 for training.

16 (2) Students enrolled in the Reserve Officers Training
17 Corps in colleges and universities are automatically
18 granted deferment which shall not extend beyond the period
19 they are to complete their basic ROTC training. Students
20 who successfully complete such training shall be exempted.
21 Those who fail to complete, or discontinue the training,
22 shall be subject for training.

23 (3) Seminary students of any religious sect shall
24 be granted deferments not exceeding the prescribed course
25 in the seminary. Those who complete the course shall be

1 exempted from training. Those who fail to complete shall
2 be subject for training.

3 (4) Cadets of the Philippine Military Academy and
4 of other military service academies, local or foreign, to
5 include cadets of the Philippine Merchant Marine Academy
6 and other similar local merchant marine academies duly
7 recognized by the government for the training of officer
8 candidates, including those selected for cadetship in such
9 academies, shall be granted deferment for not exceeding
10 two years. Those who successfully complete at least one half
11 of the prescribed period of the course shall be exempted
12 from training. Those who fail to complete one half of the
13 prescribed period shall, upon their discharge from their
14 courses, be subject for training.

15 (5) High school students who are in their last year
16 of schooling may be granted deferment for not more than
17 one year.

18 (6) Selected registrants residing or working abroad
19 shall be granted deferment for the duration of their stay
20 abroad.

21 (7) Elected officials and presidential appointees
22 whose appointments are passed upon by the Commission
23 on Appointments during their incumbency.

24 SEC. 28. *Appeal from Decision of the Acceptance*
25 *Board.* — Where the Acceptance Board denies the claim of an

1 individual for deferment, he may within thirty days after
2 receipt of written notification by the Board appeal his
3 case in writing directly to the Secretary of National Defense.
4 The Secretary of National Defense shall render a decision
5 thereon within sixty days from the date of filing of appeal.
6 The appellant shall be accorded the right to enjoy the right
7 to be heard by himself and counsel and to present evidence
8 in his behalf. The decision of the Secretary of National
9 Defense shall be final.

10 SEC. 29. *Expenses of the Acceptance Board.* — The ex-
11 penses incident to the operation of the Acceptance Board
12 shall be borne by the Department of National Defense
13 which shall include the funds therefor in its annual appro-
14 priations. The nature and amount of such expenses shall
15 be prescribed by the Secretary of National Defense. Members
16 of the Acceptance Board shall not receive any salary or
17 compensation for their services in the Board. They shall
18 be entitled to receive allowances as the Secretary of National
19 Defense shall prescribe.

20 SEC. 30. *Final Acceptance by the Board.* — Registrants
21 who shall have been finally qualified and selected by the
22 Acceptance Board shall be reported to the Secretary of
23 National Defense. Those selected shall upon instruction
24 report to the designated military camp or unit for training.

25 SEC. 31. *Procurement of Reservist Officers and Non-*

1 *Commissioned Officers for Affiliated Reserve Units.* — Key
2 officers and employees of government or private entities,
3 corporations, establishments and organizations which have
4 Affiliated Units shall be encouraged to undergo military
5 training to qualify them as reserve officers or non-com-
6 missioned officers. As such, they shall be assigned to key
7 positions in the Affiliated Units where they are employed
8 and called to active service with these units once they are
9 activated.

10 SEC. 32. *Security in Government or Private Employ-*
11 *ment while on Military Training.* — An employee of a govern-
12 ment-owned or controlled corporation or private employ-
13 ment with monthly operating volume of not less than Three
14 hundred thousand pesos and not less than twenty employees,
15 who undergoes military training, shall not be separated
16 or terminated from such employment, shall not forfeit
17 his seniority status, if any, and shall continue to receive
18 the salary he was receiving prior to his call to military
19 training. In the case of private employment, payment of
20 basic salary during such military training shall be in accord-
21 ance with existing laws or with his company's policies on
22 its employees on leave from his employment. Upon
23 termination of his military training, he shall resume
24 his former position, or if not practicable, assigned to a new
25 position without diminution of his pay and allowances,

1 provided he is honorably terminated or discharged from
2 such training or service, otherwise his record of dishonorable
3 discharge from military training or service shall be taken
4 into account as to whether he should be reinstated to his
5 former employment.

6 SEC. 33. *Draftee Training and Service.* — As may
7 be ordered by the President, male citizens between the
8 ages of eighteen and thirty-five shall be called for training
9 and active service for a period not to exceed twenty-four
10 months, broken down into a training period of not more
11 than six months and an active service period of not more
12 than eighteen months. Registrants will be selected for
13 draftee training and service in accordance with Sections
14 14 to 26 herein. A draftee may volunteer and be accepted
15 for an extension of active service of not more than twelve
16 consecutive months, after which his services as draftee
17 shall be terminated. A draftee during the period of his
18 active duty service to include the period of extension of such
19 service is entitled to receive all the pay and allowances due
20 his grade as received by any member of the regular force:
21 *Provided*, That upon termination of his draftee service,
22 he shall receive a separation gratuity of not less than one
23 month salary for every year of his service to include the
24 six months of training upon the condition that a period
25 of six months shall be considered a complete year for pur-

1 poses of this gratuity.

2 SEC. 34. *Retention for Maximum Hospitalization.* —

3 A reservist draftee who is injured or contracts a disease
4 or sickness while undergoing training and service, not due
5 to his intentional misconduct, willful failure or neglect,
6 or vicious or immoral habits, shall be retained beyond the
7 period of his reservist/draftee service with his consent for
8 the necessary hospitalization and medical care until such
9 time that he recovers, or is determined that further hospi-
10 talization will not improve his condition. During the period
11 of hospitalization, he shall be entitled to subsistence allow-
12 ances and hospitalization benefits as are available to the
13 members of the regular force who are patients in armed
14 forces hospitals.

15 ARTICLE VII. CITIZEN MILITARY TRAINING

16 SEC. 35. *Basic Citizen Military Training.* — Registrants
17 finally selected for military training pursuant to Section
18 30 shall undergo a basic military training for a period of not
19 more than six months. The Secretary of National Defense
20 shall prescribe the course of instruction.

21 The course of instruction shall include subjects on
22 moral virtues, patriotism, discipline, support for and ad-
23 herence to the Constitution, and respect for the rights of
24 civilians.

25 SEC. 36. *Citizen Military Training Centers.* — There

1 shall be established in every province at least one training
2 center for the conduct of citizen military and reservist
3 training with a minimum training capacity for one infantry
4 rifle company at a time. These training centers shall form
5 part of the reserve component organization of the major
6 services and shall be referred to as Civilian Military Training
7 Center.

8 SEC. 37. *Incorporation into Training.* — Upon reporting
9 to their assigned training centers, the selected registrants
10 shall be physically examined and if found fit for the service
11 shall be inducted into service. Where a change of training
12 center is necessary to provide the requisite training, the
13 commanding officer of the training center shall be author-
14 ized to issue the necessary orders covering his transpor-
15 tation and provide the funds for the purpose: *Provided,*
16 That no registrants shall be transferred to a training center
17 outside his province or designated training center except
18 in the case of Philippine Navy and Philippine Air Force
19 registrants if there are no air or naval training centers thereat.

20 SEC. 38. *Reserve Officers Training Corps.* — Military
21 training for students enrolled in colleges, universities
22 and similar institutions of learning is mandatory pursuant
23 to the provisions of the National Defense Act and the 1987
24 Constitution.

25 SEC. 39. *Establishment of ROTC Units in Schools.*

1 At such colleges, universities and similar institutions of
2 learning that request for the conduct of military training
3 in their institutions, there shall be established and maintained
4 Reserve Officers Training Corps units as the Secretary
5 of National Defense may approve, which shall conduct
6 military training for the students of such institutions for the
7 purpose of producing enlisted and officer reservists. The
8 program of instruction shall be prescribed by the Secretary
9 of National Defense and may include instruction to prepare
10 female students for military service: *Provided*, That such
11 course of instruction shall not exceed two academic
12 years in the case of enlisted reservists, and four academic
13 years in the case of officer reservists which shall include
14 as necessary summer or probationary training of not more
15 than sixty consecutive days. The first two years of
16 ROTC training, which is mandatory, is referred to as basic
17 ROTC while the second two years after said basic ROTC,
18 which is voluntary, is referred to as advance ROTC. The
19 allocation of ROTC units to the various major services
20 of the AFP shall conform to the projected manpower needs
21 of their respective reserve components.

22 SEC. 40. *Acceptance for Advance ROTC.* — Students
23 who volunteer for advance ROTC shall be screened by an
24 ROTC Acceptance Board which is hereby created for the
25 purpose, composed of the commandant of the ROTC unit,

1 a representative of the school nominated by the school
2 authorities, and a military physician. The student volunteer
3 shall be physically examined for fitness for training and
4 shall further be made to execute in writing a testament
5 that he volunteered for training in his own volition. Where
6 the student is below eighteen years of age, he shall be
7 required to obtain his parent's or guardian's consent. In
8 the case of students volunteering for reserve officer training,
9 they shall be further subject to competitive examination
10 in order to select the best material. The students undergoing
11 ROTC will be referred to as ROTC cadets.

12 SEC. 41. *Organization and Staffing of ROTC Units.* —
13 The Secretary of National Defense shall prescribe the or-
14 ganization and staffing of ROTC units. Reserve officers
15 in active service as well as qualified enlisted and officer
16 reservists on inactive status shall be given priority to handle
17 training instruction and to assist in administration and shall
18 be entitled to receive honoraria and other allowances as the
19 Secretary of National Defense shall prescribe.

20 SEC. 42. *Fund for Maintenance and Operation of*
21 *School ROTC Units.* — The funds for the establishment,
22 maintenance and operation of ROTC units shall be provided
23 for in the regular annual appropriations of the Armed Forces
24 of the Philippines. Such appropriations shall provide for
25 the full funding support for the advance ROTC only. The

241

1 school of the student may not be required to spend any
2 amount for the establishment, operation and maintenance
3 of ROTC training: *Provided*, That the school requesting
4 for the establishment shall provide the training ground
5 and office facilities free of charge. The advance ROTC
6 cadet shall each be provided free two suits of fatigue uniform
7 with headgear, belt and one pair of combat boots for the
8 duration of training. However, those taking the basic ROTC
9 are required to pay a reasonable ROTC fee, the amount
10 to be determined by the Secretary of National Defense
11 in coordination with the school officials concerned.

12 SEC. 43. *Scholarship Incentive for Advance ROTC.*
13 *Training.* — Students undergoing advance ROTC who belong
14 to the upper five percent of their academic class shall be
15 provided a tuition subsidy of fifty percent of their annual
16 tuition for the period of their advance ROTC. The funds
17 for this purpose shall be carried in the annual appropriations
18 of the AFP. The Chief of Staff, AFP shall promulgate the
19 guidelines for the implementation of this provision.

20 ARTICLE VIII. INCORPORATION INTO THE
21 RESERVE FORCE

22 SEC. 44. *Elected Officials and Presidential Appointees.*

23 Elected officials and presidential appointees may be
24 commissioned in the Reserve Force subject to the existing

212

1 AFP rules and regulations.

2 SEC. 45. *Award of Ranks and Assignments to Reserve*
3 *Units of Graduates of ROTC.* — Graduates of basic ROTC
4 shall be given a reserve enlisted rank and serial number
5 and assigned to reserve units and mobilization centers in
6 their provinces. The ranks to be awarded shall be from
7 private to sergeant or its equivalent: *Provided*, That the
8 quota for non-commission officers shall not exceed
9 five percent of the authorized strength of the unit
10 to which the reservists shall be assigned after graduation
11 and: *Provided, further*, That those to be awarded rank
12 above private shall be chosen based on merit. Those who
13 continue to the advance ROTC course shall continue to
14 carry their enlisted rank until their successful completion
15 of advance ROTC.

16 SEC. 46. *Disposition of Graduates of Advance ROTC.* —
17 Those who successfully completed advance ROTC course
18 shall be recommended for commission in the reserve as
19 Second Lieutenants and assigned to the reserve units and
20 mobilization centers in their provinces. Those with manifest
21 potential may be commissioned in the regular force as
22 second lieutenants subject to the criteria for regular officers
23 of this rank for that particular service. Those who fail to
24 complete the course shall be conferred the enlisted rank of
25 sergeant or its equivalent and similarly assigned to reserve

1 units and mobilization centers. Probationary training as a
2 requisite before commissionship shall be determined by the
3 major service concerned based on technical skills, experiences
4 or qualifications of the applicants.

5 SEC. 47. *Notification of Reserve Assignment.* — The
6 reservist shall be notified in writing of his assignment to a
7 reserve unit and a mobilization center. He shall be made
8 to acknowledge receipt in writing of such notification.

9 SEC. 48. *Reservists Registry.* — The Armed Forces
10 of the Philippines shall provide all city/municipal treasurers
11 of chartered cities and municipalities of the list of those
12 who have successfully completed military training, indicating
13 therein among others their rank, serial number, reserve
14 unit assignment and mobilization center. It shall be the
15 duty of the local civil registrar to maintain and update the
16 reservists registry.

17 ARTICLE IX. MAINTENANCE, TRAINING AND
18 ADMINISTRATION OF THE RESERVE FORCE

19 SEC. 49. *Accounting of Reservists.* — All reservists,
20 particularly those belonging to the Ready and Standby
21 Reserves, shall be accounted for, their records and status
22 updated and present whereabouts ascertained in order to
23 ensure their readiness for call to duty. As far as practicable,
24 the services of the national and local reservists and veterans

1 organizations will be tapped to assist in the accounting
2 of reservists.

3 SEC. 50. *Organization for Maintenance and Adminis-*
4 *tration for the Reserve Force.* — The major services shall
5 be responsible for the administration, training, equipage
6 and maintenance of their respective reserve components
7 subject to the regulations to be prescribed by the Secretary
8 of National Defense. In General Headquarters, AFP and each
9 Major Service Headquarters, there shall be a staff division
10 of the level of the principal coordinating staff which shall
11 be dedicated to planning and policy formulation for the
12 administration, development, organization, training,
13 equipage, maintenance and utilization of their respective
14 Reserve Force component. In the case of the major services,
15 there shall further be a separate unit dedicated to the imple-
16 mentation of such plans and policies. In staffing the com-
17 mand structure of these units, preference shall be given to
18 qualified reserve officers in active service and integrees.

19 SEC. 51. *Training of Individual Reservists and Reserve*
20 *Units.* — Maximum opportunity shall be afforded the reser-
21 vists to update their skills through compulsory or voluntary
22 training. Such training shall have for its principal purpose
23 the enhancement of the readiness of the individual reservists
24 and reserve units to respond to the call for service. To this
25 end, there shall be two types of training:

245

1 (1) Compulsory training of not less than thirty
2 days but not more than sixty days for reserve units
3 and/or individual reservists in a given year preferably to
4 First Category Reservists;

5 (2) Voluntary training subject to the capability
6 of the AFP to provide the training. Individual reservists,
7 commissioned and non-commissioned officers will be en-
8 couraged to undergo training on a voluntary basis to up-
9 grade their proficiency with priority to the officers and
10 key non-commissioned officers of the Standby Reserve
11 Units. The Secretary of National Defense shall prescribe
12 the course of instruction for the aforementioned training.
13 The services of qualified individual enlisted and officer
14 reservists shall be utilized to the maximum in the conduct
15 of ROTC and reservists training.

16 SEC. 52. *Reserve Officers Non-Resident Instruction.* —
17 Each major service shall conduct on a continuing basis
18 non-resident instruction for the purpose of maintaining
19 and updating the proficiency of their reservist officers,
20 particularly key officers of Ready Reserve Units. Such
21 instruction shall prepare these reserve officers to assume
22 duties up to brigade command and staff or equivalent.
23 The reserve officers undertaking such course shall be given
24 priority for call to annual duty training or service with
25 their units or with other AFP units. Successful completion

1 of the non-resident course will be equivalent to having
2 undertaken one annual active duty training tour.

3 SEC. 53. *Active Duty Tour for Training of Reserve*
4 *Officers.* — In order to improve their professional com-
5 petence and leadership qualities, reserve officers in the in-
6 active status shall be called to active duty for a period not
7 exceeding two years without extension: *Provided, That*
8 *the quota for such active duty tour shall as far as practi-*
9 *cable be proportionately distributed to the provinces and*
10 *cities based on their reserve officer population and size*
11 *of the reserve units, with priority to units of Ready*
12 *Reserve—I and: Provided, finally, That the reserve officers*
13 *called to active duty shall as far as practicable serve in the*
14 *province of their reserve unit assignment. A reserve officer*
15 *who has served his tour shall not be called again to active*
16 *duty until after five years, except in case of mobilization.*

17 SEC. 54. *Classification and Maintenance of Readiness*
18 *of Reserve Units.* — Units which are composed of reservists
19 of the Ready Reserve shall be classified as to degree of
20 readiness to respond to the call for service, as follows:

21 (1) *Ready Reserve—I.* Units classified as Ready
22 Reserve—I shall be maintained in a high degree of readiness
23 as to be ready for operational employment in not more
24 than seven days after activation. The individual and
25 crew served weapons and individual clothing and equip-

1 ment shall be ready for distribution upon their activation.
2 The whereabouts of their reservists shall be constantly
3 ascertained. As necessary, these units will carry an excess
4 of twenty percent of their authorized personnel strength
5 to compensate for those who may fail to report or be late
6 in reporting for duty.

7 (2) *Ready Reserve—II.* Units classified as Ready
8 Reserve—II shall be maintained in a degree of readiness
9 as to be ready for operational employment in not more
10 than fifteen days.

11 The Chief of Staff, AFP shall select and recommend
12 to the Secretary of National Defense the reserve units
13 under Ready Reserve—I and Ready Reserve—II: *Provided,*
14 That in areas threatened by insurgency, there shall be at
15 least one unit of infantry battalion strength under readiness
16 status of Ready Reserve—I.

17 SEC. 55. *Mobilization Stock.* — The minimum essen-
18 tial individual and organizational equipment and supplies
19 shall be procured, stored and maintained for selected Ready
20 Reserve Units to enhance rapid transition to readiness
21 required for employment in the shortest possible time.

22 SEC. 56. *Training as Requisite for Promotion.* —
23 Successful completion of training pursuant to Sections 51
24 and 52 herein shall be a requisite for promotion in rank
25 in the inactive status.

1 **SEC. 57. *Classification of Reserve Officers in Inactive***
2 ***Status.*** — There shall be only one classification of reserve
3 officers in the inactive status, regardless of their source
4 or nature of commission. Likewise, there shall be only
5 one seniority and lineal list for all reservist officers in the
6 inactive status regardless of their source of commission,
7 subject to the rules and regulations to be prescribed by the
8 Secretary of National Defense.

9 **SEC. 58. *Status of Reservists on Training.*** — Reservists
10 on compulsory training shall be subject to military law.
11 They shall not receive pay, but shall be entitled to allowances
12 and burial benefits as provided by law. Reservists on volun-
13 tary training are also subject to military law but not entitled
14 to allowances.

15 **ARTICLE X. UTILIZATION OF THE RESERVE FORCE**

16 **SEC. 59. *Mobilization.*** — The utilization of the Reserve
17 Force in time of emergency to meet threats to national
18 security shall be through mobilization.

19 (1) ***Full Mobilization.*** When full mobilization is
20 ordered, all units of the Ready and Standby Reserves will
21 be activated, the reservists constituting them are called to
22 active duty, and the units activated are placed on operational
23 readiness. All other reservists not assigned to any unit or
24 those assigned to reserve pools shall be organized into re-
25 placement units.

1 (2) *Partial Mobilization.* When partial mobilization
2 is ordered, only the units of the Ready Reserve as are neces-
3 sary to meet the threat will be activated, the reservists
4 assigned to these units called to active duty and the activated
5 units placed on operational readiness. The President will
6 specify the units to be activated.

7 (3) *Selective Mobilization.* Selective mobilization may
8 be ordered to meet a local threat or emergency situation.
9 When so ordered, only selected units of the Ready Reserve
10 of the localities involved are activated and the reservists
11 assigned to them are called to active duty; or active aux-
12 iliary units are organized and volunteer reservists are called
13 to active auxiliary service for the purpose, under such rules
14 and regulations that the Secretary of National Defense
15 may prescribe.

16 SEC. 60. *Status of Reservists under Mobilization.* —
17 An enlisted or officer reservist when called to active duty
18 by virtue of mobilization shall receive all the pay and allow-
19 ances, medical care, hospitalization and other privileges
20 and benefits prescribed by law or regulations for officers
21 and enlisted personnel of the regular force.

22 SEC. 61. *Mobilization Centers.* — There shall be esta-
23 blished in each province as many mobilization centers as
24 needed corresponding to the number and distribution of
25 reservists in the province to which reservists will report

1 when mobilization is ordered. The Citizen Military Training
2 Centers in the provinces established under this Act may
3 also be used as mobilization centers. The Secretary of
4 National Defense, upon recommendation of the Chief of
5 Staff, AFP and in consultation with the local executives,
6 shall prescribe the location of the mobilization centers.
7 The location of these centers shall be given the widest public
8 information by the local executives.

9 SEC. 62. *Demobilization.* — When the threat or emer-
10 gency for which mobilization had been ordered has passed,
11 the President will order the demobilization of the reserve
12 units activated and the reservists of such deactivated units
13 shall be reverted into inactive status.

14 SEC. 63. *Auxiliary Service.* — For the purpose of
15 helping maintain local peace and order, meeting local in-
16 surgent threat, assisting in rescue and relief operations
17 during disasters and calamities, health welfare activities
18 and participating in local socioeconomic development pro-
19 jects, the President may call upon the reservists in the affect-
20 ed or concerned localities to volunteer their services. Such
21 voluntary services shall be referred to as auxiliary service
22 and shall be of two types:

23 (1) *Civil Auxiliary Service.* Civil auxiliary service
24 covers services rendered in helping maintain law and order,
25 assisting in rescue and relief operations, participating in

1 socioeconomic development projects, delivery of health
2 services and any other nonmilitary activity. Female reservists
3 should be given greater participation in this regard. Reser-
4 vists serving under this category shall not be armed. Those
5 who have licensed firearms may be granted permit to carry
6 firearms only when they are actually performing duties
7 in maintaining peace and order, provided adequate control
8 measures are instituted by the proper authorities concerning
9 the carrying and use of the firearms. In no case will the
10 reservists be vested with police powers.

11 (2) *Military Auxiliary Service.* Military auxiliary
12 service covers services rendered in meeting local insurgent
13 threat. Reservists serving under this category will be or-
14 ganized into Ready Reserve Units. They must be issued and
15 allowed to carry firearms: *Provided*, That these reservists
16 will be utilized only for the defense of their respective
17 localities and will not be employed outside their localities.
18 Elected/appointed local government officials are expected
19 to perform their duties and responsibilities in their respective
20 Peace and Order Council levels or similar organizations
21 efficiently and effectively to enhance a total integrated
22 system approach against threats to national security.

23 The Secretary of National Defense shall prescribe
24 the rules and regulations to implement this section in coor-
25 dination with the Secretary of Local Government.

1 SEC. 64. *Status of Reservists on Auxiliary Service.*

2 — A reservist performing auxiliary service shall not receive
3 pay but shall be entitled to receive allowances and burial
4 benefits as provided by law. With his consent, a reservist
5 on auxiliary service, whether civil or military, may con-
6 tinue to render such service without receiving the allow-
7 ances due him. A reservist serving military auxiliary service
8 is subject to military law, whereas, a reservist serving civil
9 auxiliary is not.

10 SEC. 65. *Women Reservists.* — Women shall not be
11 deprived of their right and privilege to serve with the AFP.
12 However, they shall be accorded special privileges/prohibi-
13 tions relative to their physical/medical peculiarities and
14 shall be exempted from combat duties or field service in-
15 volving hard physical exertions. They shall be provided
16 separate billeting from the men and such other amenities
17 as are peculiarly necessary.

18 ARTICLE XI. FUNDING

19 SEC. 66. *Funding.* — The amount needed to implement
20 the provisions of this Act is hereby authorized to be appro-
21 priated in the General Appropriations Act of the fiscal
22 year following its enactment into law and thereafter.

23 The President shall utilize a portion of the Military
24 Assistance Fund available from any source to augment the

1 appropriation for the Reserve Force.

2 ARTICLE XII. TRANSITORY PROVISIONS

3 SEC. 67. *Retention of ROTC Units in Colleges and*
4 *Universities.* — ROTC units in colleges and universities
5 shall continue with ROTC training in accordance with
6 this Act.

7 ARTICLE XIII. PENALTIES

8 SEC. 68. *Penalties.* — Failure of reservists to respond
9 to call for compulsory training or service shall be punish-
10 able in accordance with the Articles of War and those con-
11 victed by a court martial shall be liable for imprisonment
12 of not less than two months to not more than twelve months.
13 Citizens who fail to register for compulsory military training
14 or who after having selected to undergo such training and
15 have been notified thereof fail to report for training shall,
16 upon conviction by the civil court, be punishable and liable
17 for imprisonment of not less than one month to not more
18 than three months.

19 SEC. 69. *Failure to Provide Updated List of Registrants.*
20 — Failure of registrars and canvassers to provide an updated
21 listing of registrants under their responsibility shall, upon
22 conviction by the civil court, be punishable and liable for
23 imprisonment of not less than one month to not more

1 than three months under Sections 16 and 19 of this Act.

2 ARTICLE XIV. RESCISSION AND EFFECTIVITY

3 SEC. 70. *Repealing Clause.* — All laws, decrees, ex-
4 ecutive orders, rules and regulations which are inconsistent
5 or in conflict with any provision of this Act are hereby
6 repealed or amended.

7 SEC. 71. *Effectivity.* — This Act shall take effect
8 upon its approval.

Approved,

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