



HOUSE OF REPRESENTATIVES

H. No. 5565

BY REPRESENTATIVES BARINAGA, SUSANO, MARCOLETA, ALMARIO AND
DE GUZMAN, PER COMMITTEE REPORT NO. 1756

AN ACT TO PROHIBIT APPOINTED PUBLIC OFFICIALS AND
EMPLOYEES, INCLUDING THOSE OFFICIALS OF
GOVERNMENT-OWNED AND -CONTROLLED CORPORATIONS
(GOCCS) AND THEIR SUBSIDIARIES, FROM ENTERING,
PLAYING AND PATRONIZING CASINOS AND OTHER SIMILAR
ESTABLISHMENTS, PROVIDING PENALTIES FOR VIOLATIONS
THEREOF AND FOR OTHER PURPOSES

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

1 SECTION 1. *Short Title.* – This Act shall be known as the “Decency in
2 Public Service Act of 2006”.

3 SEC. 2. *Prohibition.* – All appointed public officials and employees,
4 including those who work in government-owned and -controlled corporations
5 (GOCCs) and their subsidiaries, regardless of rank, designation and status of
6 employment, are hereby prohibited from entering, playing and/or patronizing

1 casinos and other similar establishments whether operated by the Philippine
2 Amusement and Gaming Corporation (PAGCOR) or any private entity,
3 corporation or proprietorship: *Provided, however,* That an exemption to the
4 prohibition for entry to be given to appointed public officials and employees
5 who enter the casinos and similar establishments for entertainment purposes or
6 those conducting official and work-related functions such as, but not limited to,
7 the following:

8 (a) Police or security matters;

9 (b) Work-related activities for those who are officials and employees of
10 GOCCs;

11 (c) Conduct of investigation and query; and

12 (d) Other official functions that may be deemed necessary: *Provided,*
13 That a written directive stating the purpose of such entry is issued by a
14 competent authority: *Provided, further,* That an exemption to the prohibition
15 on entry shall be afforded to appointed public officials and employees who
16 enter the casino or other similar establishments during nonbusiness hours.

17 SEC. 3. *Posting of Rules and Regulations.* – Within ninety (90) days
18 from the effectivity of this Act, the Civil Service Commission (CSC) shall
19 issue the necessary implementing rules and regulations for the effective
20 implementation of the provisions of this Act.

1 The CSC shall ensure that copies of this Act shall be conspicuously
2 posted at the main entrance of all casinos and/or other similar establishments.

3 The CSC shall further cause the dissemination of the rules and
4 regulations to all branches, agencies, divisions, units and instrumentalities of
5 government for effective information and monitoring.

6 SEC. 4. *Penalty.* – Any appointed public official and employee who is
7 found liable for violating the provision of Section 2 hereof shall, upon
8 conviction, be penalized by a fine ranging from One hundred thousand pesos
9 (P100,000.00) to Three hundred thousand pesos (P300,000.00) or an
10 imprisonment ranging from six months to six years without probation, or both,
11 at the discretion of the court. In addition, he shall suffer perpetual
12 disqualification from holding public office.

13 Any official and employee in PAGCOR-operated establishments who
14 shall knowingly allow an appointed public official and employee to play in the
15 casino or any other similar gambling establishments shall, upon conviction, be
16 penalized by a fine ranging from One hundred thousand pesos (P100,000.00)
17 to Three hundred thousand pesos (P300,000.00) or an imprisonment ranging
18 from six months to six years without probation, or both, at the discretion of the
19 court.

1 The Philippine National Police (PNP) and other law enforcement
2 agencies may enter and arrest appointed public officials and employees caught
3 violating this Act *en flagrante delicto*.

4 In addition to the criminal penalty, the appointed public officials and
5 employees shall be administratively liable. The CSC shall institute the
6 appropriate administrative action against violators of this Act in accordance
7 with civil service rules and regulations.

8 SEC. 5. *Repealing Clause.* – All laws, decrees, rules and regulations or
9 parts thereof which are contrary to or inconsistent with this Act are hereby
10 repealed or modified accordingly.

11 SEC. 6. *Separability Clause.* – If any part or provision of this Act is
12 declared unconstitutional, the remaining parts or provisions not affected
13 thereby shall remain in full force and effect.

14 SEC. 7. *Effectivity.* – This Act shall take effect fifteen (15) days from
15 its publication in two national newspapers of general circulation after its
16 approval by the President.

Approved,