



**HOUSE OF REPRESENTATIVES**

**II. No. 10658**

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BY REPRESENTATIVES ALONTE, HERRERA-DY, ARAGONES, VILLAFUERTE, VIOLAGO, ROMUALDEZ (Y.M.), YAP (E.), RADAZA, VILLARAZA-SUAREZ, ACOSTA-ALBA, VERGARA, ABUNDA, ARROYO, AGUINALDO, MARLANO-HERNANDEZ, SAULOG, BROSAS, ACOPI, TAMBUNTING, TUTOR, TY (D.), NIETO, ONG (R.), TALLADO, VILLARICA, DALIPE, ABANTE, ATIENZA, ESCUDERO, RODRIGUEZ, SAVELLANO, QUIMBO, ZARATE, ERMITA-BUHAIN, BAUTISTA-BANDIGAN, DAZA, FARINAS I (R.C.), GO (E.C.), HARESCO, LIMKAICHONG, MATUGAS, SAGARBARRIA, TEJADA, BARBA, BASCUG, BENITEZ, BORDADO, CARI, CO (A.N.), DUJALI, ESPINA, MACEDA, ONG (J.), ORTEGA, TAN (A.S.), VILLANUEVA (N.), AGLIPAY, CABOCHAN, ELAGO, ERICE, GAITE, GO (M.), LOYOLA, ORDANES, ROMULO, RIVERA, BARONDA AND DE VENECIA, PER COMMITTEE REPORT NO. 1405

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**AN ACT**

**STRENGTHENING THE POLICIES ON ANTI-TRAFFICKING IN PERSONS AND APPROPRIATING FUNDS THEREFOR, AMENDING FOR THE PURPOSE REPUBLIC ACT NO. 9208, AS AMENDED, OTHERWISE KNOWN AS THE ANTI-TRAFFICKING IN PERSONS ACT OF 2003**

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

1           **SECTION 1.** Section 2 of Republic Act No. 9208 as amended is hereby further  
2 amended to read as follows:

1           **“SEC. 2. Declaration of Policy.** – [It is hereby declared that t] The State  
2 values the dignity of every human person and guarantees the respect of  
3 individual rights. In pursuit of this policy, the State shall give highest priority  
4 to the enactment of measures and development of programs that will promote  
5 human dignity, protect the people from any threat of violence and  
6 exploitation, eliminate trafficking in persons, and mitigate pressures for  
7 involuntary migration and servitude of persons, not only to support trafficked  
8 persons but more importantly, to ensure their recovery, rehabilitation, and  
9 reintegration into the mainstream of society IN A MANNER THAT IS  
10 CHILD-SENSITIVE AND GENDER RESPONSIVE.

11           It shall be a State policy to recognize the equal AND INALIENABLE  
12 rights and inherent human dignity of ALL MEMBERS OF THE HUMAN  
13 FAMILY, [women and men] as enshrined in the *United Nations Universal*  
14 *Declaration on Human Rights, United Nations Convention on the Elimination*  
15 *of All Forms of Discrimination Against Women, United Nations Convention*  
16 *on the Rights of the Child* AND ITS OPTIONAL PROTOCOLS TO WHICH  
17 THE PHILIPPINES IS A PARTY, *United Nations Convention on the*  
18 *Protection of Migrant Workers and their Families, United Nations*  
19 *Convention Against Transnational Organized Crime Including its Protocol to*  
20 *Prevent, Suppress and Punish Trafficking in Persons, Especially Women and*  
21 *Children, INTERNATIONAL LABOR ORGANIZATION CONVENTION NO.*  
22 *182 CONCERNING THE PROHIBITION AND IMMEDIATE ACTION FOR*  
23 *THE ELIMINATION OF THE WORST FORMS OF CHILD LABOR*, and all  
24 other relevant and universally accepted human rights instruments and other  
25 international conventions to which the Philippines is a PARTY [signatory].

26           IN ALL ACTIONS CONCERNING TRAFFICKED CHILDREN,  
27 THEIR BEST INTEREST SHALL BE THE PRIMARY  
28 CONSIDERATION.”

29           **SEC. 2.** Section 3 is hereby further amended to read as follows:

30           **“SEC. 3. Definition of Terms.** – As used in this Act:

31           (a) Trafficking in Persons -- refers to the recruitment, obtaining, hiring,  
32 providing, offering, transportation, transfer, maintaining,  
33 harboring, or receipt of persons with or without the victim’s  
34 consent or knowledge, within or across national borders by means  
35 of threat, or use of force, or other forms of coercion, abduction,  
36 fraud, deception, abuse of power or position, taking advantage of  
37 the vulnerability of the person, or, the giving or receiving of  
38 payments or benefits to achieve the consent of a person having  
39 control over another person, for the purpose of exploitation which  
40 includes at a minimum, the exploitation or the prostitution of  
41 others, OR THE ENGAGEMENT OF OTHERS FOR THE  
42 PRODUCTION OF MATERIALS THAT DEPICT CHILD  
43 SEXUAL ABUSE AND EXPLOITATION (CSAEM or CSAM),

1 [or other forms of sexual exploitation], forced labor or services,  
2 slavery, servitude, or the removal or sale of organs.

3 The recruitment, transportation, transfer, harboring, adoption, or  
4 receipt of a child for the purpose of exploitation or when the  
5 adoption is induced by any form of consideration for exploitative  
6 purposes, shall also be considered as 'trafficking in persons' even  
7 if it does not involve any of the means set forth in the preceding  
8 paragraph;

9 X X X

10 (h) **Sexual Exploitation** – refers to [participation by a person in  
11 prostitution, pornography or the production of pornography, in  
12 exchange for money, profit or any other consideration or where the  
13 participation is caused or facilitated by any means of intimidation  
14 or threat, use of force, or other forms of coercion, abduction, fraud,  
15 deception, debt bondage, abuse of power or of position or of legal  
16 process, taking advantage of the vulnerability of the person, or  
17 giving or receiving of payments or benefits to achieve the consent  
18 of a person having control over another person; or in sexual  
19 intercourse or lascivious conduct caused or facilitated by any  
20 means as provided in this Act;] ANY MEANS OF ACTUAL OR  
21 ATTEMPTED ABUSE OF A POSITION OF VULNERABILITY,  
22 DIFFERENTIAL POWER, OR TRUST, FOR SEXUAL OR  
23 LEWD DESIGNS, INCLUDING PROFITING MONETARILY,  
24 SOCIALLY, OR POLITICALLY FROM THE SEXUAL  
25 EXPLOITATION OF ANOTHER;

26 XXX

27 (L) **CHILD SEXUAL ABUSE AND EXPLOITATION**  
28 **MATERIAL OR CHILD SEXUAL ABUSE MATERIAL**  
29 **(CSAEM or CSAM)** – REFERS TO ANY REPRESENTATION,  
30 WHETHER OFFLINE, OR BY, THROUGH, AND WITH THE  
31 USE OF INFORMATION AND COMMUNICATIONS  
32 TECHNOLOGY, WHETHER VISUAL, VIDEO, AUDIO,  
33 WRITTEN, OR ANY COMBINATION THEREOF, BY  
34 ELECTRONIC, MECHANICAL, DIGITAL, OPTICAL,  
35 MAGNETIC, OR ANY OTHER MEANS, DEPICTING ACTS  
36 OF SEXUAL ABUSE OR EXPLOITATION OF A CHILD AS A  
37 SEXUAL OBJECT; IT SHALL ALSO INCLUDE MATERIALS  
38 THAT FOCUS ON REAL OR SIMULATED GENITALIA OR  
39 OTHER PRIVATE BODY PARTS OF A CHILD;

40  
41 (M) **COMMUNICATIONS** – REFER TO ANY SPOKEN OR  
42 WRITTEN CONVERSATIONS, DISCUSSIONS, DATA,  
43 INFORMATION, OR MESSAGES, FOR INTERCEPTION;

1 (N) **COMPUTER SYSTEM** – REFERS TO ANY DEVICE OR  
2 GROUP OF INTERCONNECTED OR RELATED DEVICES,  
3 ONE OR MORE OF WHICH, PURSUANT TO A PROGRAM,  
4 PERFORMS AUTOMATED PROCESSING OF DATA. IT  
5 COVERS ANY TYPE OF DEVICE WITH DATA  
6 PROCESSING CAPABILITIES INCLUDING, COMPUTERS  
7 AND MOBILE PHONES. THE DEVICE CONSISTING OF  
8 HARDWARE AND SOFTWARE MAY INCLUDE INPUT,  
9 OUTPUT PROCESS, AND STORAGE COMPONENTS WHICH  
10 MAY STAND ALONE OR BE CONNECTED IN A NETWORK  
11 OR OTHER SIMILAR DEVICES. IT ALSO INCLUDES  
12 COMPUTER DATA STORAGE DEVICES OR MEDIA;  
13

14 (O) **COMPUTER AND OTHER COMPUTER-RELATED**  
15 **DEVICES** – REFER TO ANY DEVICE OR GROUP OF  
16 INTERCONNECTED OR RELATED DEVICES, ONE OR  
17 MORE OF WHICH, PURSUANT TO A PROGRAM,  
18 PERFORMS AUTOMATED PROCESSING OF DATA. IT  
19 COVERS ANY TYPE OF DEVICE WITH DATA  
20 PROCESSING CAPABILITIES, INCLUDING COMPUTERS  
21 AND MOBILE PHONES;  
22

23 (P) **DATA** – REFERS TO EITHER:  
24

25 (1) **CONTENT DATA** – THE SUBSTANCE, MEANING OR  
26 PURPORT OF THE COMMUNICATION, OR THE  
27 MESSAGE OR INFORMATION BEING CONVEYED BY  
28 THE COMMUNICATION, OTHER THAN TRAFFIC DATA;  
29 OR  
30

31 (2) **TRAFFIC DATA OR NON-CONTENT DATA** – ANY  
32 COMPUTER DATA OTHER THAN THE CONTENT OF THE  
33 COMMUNICATION, INCLUDING THE  
34 COMMUNICATION'S ORIGIN, DESTINATION, ROUTE,  
35 TIME, DATE, SIZE, DURATION, OR TYPE OF  
36 UNDERLYING SERVICE;  
37

38 (Q) **INFORMATION AND COMMUNICATIONS**  
39 **TECHNOLOGY** – REFERS TO THE TOTALITY OF  
40 ELECTRONIC MEANS TO ACCESS, CREATE, COLLECT,  
41 STORE, PROCESS, RECEIVE, TRANSMIT, PRESENT, AND  
42 DISSEMINATE INFORMATION;  
43

44 (R) **INTERCEPTION** – REFERS TO THE ACT OF LISTENING  
45 TO, RECORDING, MONITORING, OR SURVEILLANCE OF  
46 THE CONTENT OF COMMUNICATIONS, INCLUDING

1                   PROCURING OF THE CONTENT DATA, EITHER DIRECTLY,  
2                   THROUGH ACCESS AND USE OF A COMPUTER SYSTEM,  
3                   OR INDIRECTLY, THROUGH THE USE OF ELECTRONIC  
4                   EAVESDROPPING OR TAPPING DEVICES, AT THE SAME  
5                   TIME THAT THE COMMUNICATION IS OCCURRING;  
6

7                   **(S) INTERNET INTERMEDIARIES** – REFER TO NATURAL  
8                   AND JURIDICAL PERSONS THAT PROVIDE  
9                   INFRASTRUCTURE, PLATFORMS, ACCESS TO HOST,  
10                  TRANSMIT, AND INDEX CONTENT, PRODUCTS, AND  
11                  SERVICES ORIGINATED BY THE THIRD PARTY ON THE  
12                  INTERNET. THEY INCLUDE:  
13

- 14                  (1) INTERNET SERVICE PROVIDERS (ISPS);  
15                  (2) WEB HOSTING PROVIDERS INCLUDING DOMAIN  
16                  NAME REGISTRARS;  
17                  (3) INTERNET SEARCH ENGINES AND PORTALS;  
18                  (4) E-COMMERCE INTERMEDIARIES; AND  
19                  (5) PARTICIPATIVE NETWORKING PLATFORMS  
20                  PROVIDERS;  
21

22                  **(T) SUBSCRIBER'S OR REGISTRANT'S INFORMATION** –  
23                  REFERS TO ANY INFORMATION CONTAINED IN THE  
24                  FORM OF COMPUTER DATA OR ANY OTHER FORM THAT  
25                  IS HELD BY INTERNET INTERMEDIARIES, RELATING TO  
26                  THE SUBSCRIBERS OR REGISTRANTS WHO AVAIL OF  
27                  SERVICES, OTHER THAN TRAFFIC OR CONTENT DATA,  
28                  AND BY WHICH ANY OF THE FOLLOWING CAN BE  
29                  ESTABLISHED:  
30

- 31                  (1) THE TYPE OF COMMUNICATION SERVICE USED, THE  
32                  TECHNICAL PROVISIONS TAKEN THERETO, AND THE  
33                  PERIOD OF SERVICE;  
34                  (2) THE SUBSCRIBER'S OR REGISTRANT'S IDENTITY,  
35                  POSTAL OR GEOGRAPHIC ADDRESS, TELEPHONE  
36                  AND OTHER ACCESS NUMBER, ANY ASSIGNED  
37                  NETWORK ADDRESS, BILLING, AND PAYMENT  
38                  INFORMATION THAT ARE AVAILABLE ON THE BASIS  
39                  OF THE SERVICE AGREEMENT OR ARRANGEMENT;  
40                  OR,  
41                  (3) ANY OTHER AVAILABLE INFORMATION ON THE SITE  
42                  OF THE INSTALLATION OF COMMUNICATION  
43                  EQUIPMENT THAT IS AVAILABLE ON THE BASIS OF  
44                  THE SERVICE AGREEMENT OR ARRANGEMENT; AND,  
45

46                  **(U) TOURISM ENTERPRISES** – REFER TO FACILITIES,  
47                  SERVICES AND ATTRACTIONS INVOLVED IN TOURISM,

1 SUCH AS TRAVEL AND TOUR SERVICES; TOURIST  
2 TRANSPORT SERVICES, WHETHER FOR LAND, SEA OR  
3 AIR TRANSPORTATION; TOUR GUIDES; ADVENTURE  
4 SPORTS SERVICES INVOLVING SUCH SPORTS AS  
5 MOUNTAINEERING, SPELUNKING, SCUBA DIVING, AND  
6 OTHER SPORTS ACTIVITIES OF SIGNIFICANT TOURISM  
7 POTENTIAL; CONVENTION ORGANIZERS;  
8 ACCOMMODATION ESTABLISHMENTS, INCLUDING,  
9 HOTELS, RESORTS, APARTELLS, TOURIST INNS,  
10 MOTELS, PENSION HOUSES, AND HOME STAY  
11 OPERATORS; TOURISM ESTATE MANAGEMENT  
12 SERVICES, RESTAURANTS, SHOPS AND DEPARTMENT  
13 STORES, SPORTS AND RECREATIONAL CENTERS, SPAS,  
14 MUSEUMS AND GALLERIES, THEME PARKS,  
15 CONVENTION CENTERS, AND ZOOS.”  
16

17 **SEC. 3.** Section 4 of the same law is hereby further amended to read as  
18 follows:

19 **“SEC. 4. Acts of Trafficking in Persons.** – It shall be unlawful for any  
20 person, natural or juridical, to commit BY MEANS OF THREAT, OR USE  
21 OF FORCE OR OTHER FORMS OF COERCION, THROUGH  
22 ABDUCTION, FRAUD, DECEPTION, ABUSE OF POWER OR  
23 POSITION, OR BY TAKING ADVANTAGE OF THE VULNERABILITY  
24 OF THE PERSON, OR BY GIVING OR RECEIVING OF PAYMENT OR  
25 BENEFIT TO OBTAIN THE CONSENT OF A PERSON HAVING  
26 CONTROL OVER ANOTHER PERSON, any of the following acts:

- 27 (a) To recruit, obtain, hire, provide, offer, transport, transfer, maintain,  
28 harbor, or receive a person by any means, including those done  
29 under the pretext of domestic or overseas employment or training  
30 or apprenticeship, for the purpose of prostitution, pornography, [or]  
31 sexual ABUSE OR exploitation, PRODUCTION, CREATION,  
32 OR DISTRIBUTION OF CSAEM or CSAM, FORCED LABOR,  
33 SLAVERY, INVOLUNTARY SERVITUDE, OR DEBT  
34 BONDAGE;  
35  
36 (b) To introduce or match for money, profit, or material, economic or  
37 other consideration, any person or, as provided for under Republic  
38 Act No. [6955] 10906 OR *THE ANTI-MAIL ORDER SPOUSE*  
39 *ACT*, any Filipino [woman] to a foreign national, for marriage for  
40 the purpose of acquiring, buying, offering, selling or trading  
41 him/her to engage in prostitution, pornography, sexual exploitation,  
42 forced labor, slavery, involuntary servitude or debt bondage;

43  
44 XXXX

1 (g) To adopt or facilitate the adoption of persons WITH OR  
2 WITHOUT CONSIDERATION for the purpose of prostitution,  
3 pornography, sexual exploitation, forced labor, slavery,  
4 involuntary servitude or debt bondage AND OTHER  
5 EXPLOITATIVE PURPOSES;  
6

7 (h) To recruit, hire, adopt, transport, transfer, obtain, harbor, maintain,  
8 provide, offer, receive, or abduct a person, [by means of threat or  
9 use of force, fraud, deceit, violence, coercion, or intimidation] for  
10 the purpose of removal or sale of organs of said person;  
11

12 (i) XXX;

13 (j) To recruit, transport, transfer, harbor, obtain, maintain, offer, hire,  
14 provide or receive a person by means defined in Section 3 of this  
15 Act for purposes of forced labor, slavery, debt bondage and  
16 involuntary servitude, including a scheme, plan, or pattern intended  
17 to cause the person either:

18 (1) To believe that if the person did not perform such labor or  
19 services, he or she or another person would suffer serious harm  
20 or physical restraint; or

21 (2) To abuse or threaten the use of law or the legal processes; [and]

22 (k) To recruit, transport, harbor, obtain, transfer, maintain, hire, offer,  
23 provide, adopt or receive a child for purposes of exploitation or  
24 trading them, including but not limited to, the act of baring and/or  
25 selling a child for any consideration or for barter for purposes of  
26 exploitation. Trafficking for purposes of exploitation of children  
27 shall include:

28 (1) All forms of slavery or practices similar to slavery, involuntary  
29 servitude, debt bondage and forced labor, including recruitment  
30 of children for use in armed conflict;

31 (2) The use, procuring or offering of a child for prostitution, for the  
32 production of pornography, or for pornographic performances;

33 (3) The use, procuring or offering of a child for the production and  
34 trafficking of drugs; and

35 (4) The use, procuring or offering of a child for illegal activities or  
36 work which, by its nature or the circumstances in which it is  
37 carried out, is likely to harm their health, safety or morals; [and]

38 (l) To organize or direct other persons to commit the offenses defined  
39 as acts of trafficking under this Act, AND,

40 (M) TO RECRUIT, TRANSPORT, OBTAIN, TRANSFER, HARBOR,  
41 MAINTAIN, OFFER, HIRE, PROVIDE, RECEIVE, OR ADOPT  
42 A CHILD FOR DEPLOYMENT ABROAD AS MIGRANT  
43 WORKER.

1            *PROVIDED, THAT WHEN THE VICTIM IS A CHILD, THE MEANS*  
2 *TO COMMIT THESE UNLAWFUL ACTS AS ENUMERATED IN THE*  
3 *FIRST PARAGRAPH OF THIS SECTION SHALL NOT BE NECESSARY.*

4            XXX”

5            **SEC. 4.** Section 5 is hereby amended to read as follows:

6            “**SEC. 5. *Acts that Promote Trafficking in Persons.*** – The following  
7 acts which promote or facilitate trafficking in persons, shall be unlawful:

8            (a) To knowingly lease or sublease, use, or allow to be used any house,  
9 building, TOURISM-ENTERPRISES, or ANY SIMILAR  
10 establishment; VEHICLES OR CARRIERS BY LAND, SEA,  
11 AND AIR; or any OF THEIR COMPUTER SYSTEM OR  
12 COMPUTER HARDWARE AND OTHER COMPUTER-  
13 RELATED DEVICES for the purpose of promoting trafficking in  
14 persons;

15            XXX;

16            (i) To destroy, conceal, remove, confiscate or possess, or attempt to  
17 destroy, conceal, remove, confiscate or possess, any actual or  
18 purported passport or other travel, immigration or working permit  
19 or document, or any other actual or purported government  
20 identification, of any person in order to prevent or restrict, or  
21 attempt to prevent or restrict, without lawful authority, the person’s  
22 liberty to move or travel in order to maintain the labor or services  
23 of that person; [or,]

24            (j) XXX;

25            (K) TO KNOWINGLY ALLOW THEIR INTERNET  
26 INFRASTRUCTURE TO BE USED FOR THE PURPOSE OF  
27 PROMOTING TRAFFICKING IN PERSONS;

28            (L) TO KNOWINGLY ALLOW THEIR INTERNET CAFES AND  
29 KIOSKS, INCLUDING WI-FI ACCESS SERVICES AND  
30 FACILITIES IN THEIR ESTABLISHMENTS TO BE USED FOR  
31 THE PURPOSE OF PROMOTING TRAFFICKING IN  
32 PERSONS;

33            (M) TO KNOWINGLY ALLOW THEIR FINANCIAL SERVICES,  
34 NOT LIMITED TO BANKS AND CREDIT CARDS, INTERNET  
35 PAYMENT SYSTEMS, MONEY TRANSFERS OR  
36 REMITTANCES INCLUDING ITS ONLINE PLATFORM AND  
37 APPLICATIONS, TO BE USED FOR THE PURPOSE OF  
38 FULFILLING TRAFFICKING IN PERSONS;



1 (N) TO KNOWINGLY FACILITATE, ASSIST, OR HELP IN THE  
2 ENTRY INTO THE COUNTRY OF PERSONS WHO ARE  
3 CONVICTED SEX OFFENDERS WHETHER AT  
4 INTERNATIONAL AND LOCAL AIRPORTS, TERRITORIAL  
5 BOUNDARIES AND SEAPORTS FOR THE PURPOSE OF  
6 PROMOTING TRAFFICKING IN PERSONS; OR,  
7

8 (O) TO KNOWINGLY ARRANGE, FACILITATE, EXPEDITE, OR  
9 CAUSE THE INTRODUCTION OR ENCOUNTER OF  
10 PERSONS WHO ARE SUSPECTED OR CONVICTED SEX  
11 OFFENDERS IN ANY JURISDICTION, TO A CHILD. THE  
12 ACTUAL INTRODUCTION OR ENCOUNTER NEED NOT  
13 OCCUR TO BE LIABLE UNDER THIS PROVISION, IT IS  
14 ENOUGH THAT THERE IS A DELIBERATE ATTEMPT TO  
15 CAUSE THE INTRODUCTION OR ENCOUNTER.”  
16

17 **SEC. 5.** Section 6 is hereby amended to read as follows:

18 “**SEC. 6. *Qualified Trafficking in Persons.*** – Violations of Section 4  
19 of this Act shall be considered as qualified trafficking:

20 X X X

- 21 (h) When the offender commits one or more [violations] ACTS of  
22 TRAFFICKING UNDER Section 4 over a period of AT LEAST  
23 sixty (60) [or more] days, whether those days are continuous or not;  
24 [and]  
25
- 26 (i) When the offender [directs], or through another, DIRECTS OR  
27 manages the ACTIONS OF A [trafficking] victim in carrying out  
28 the exploitative purpose of trafficking;  
29
- 30 (J) WHEN THE CRIME IS COMMITTED DURING A CRISIS,  
31 DISASTER, PANDEMIC, OR EMERGENCY SITUATION, OR  
32 WHEN THE TRAFFICKED PERSON IS A SURVIVOR OF A  
33 DISASTER OR A HUMAN-INDUCED CONFLICT;  
34
- 35 (K) WHEN THE TRAFFICKED PERSON BELONGS TO AN  
36 INDIGENOUS COMMUNITY AND IS CONSIDERED AN  
37 INDIGENOUS PERSON;  
38
- 39 (L) WHEN THE TRAFFICKED PERSON IS A PERSON WITH  
40 DISABILITY;  
41
- 42 (M) WHEN THE CRIME HAS RESULTED IN PREGNANCY; OR,

1 (N) WHEN THE ACT IS COMMITTED BY OR THROUGH THE  
2 USE OF INFORMATION AND COMMUNICATIONS  
3 TECHNOLOGY OR USING ANY COMPUTER SYSTEM.”  
4

5 SEC. 6. Section 8 of Republic Act No. 9208, as amended, is hereby further amended  
6 to read as follows:

7 “SEC. 8. *INVESTIGATION [Initiation] and Prosecution of Cases.* –  
8

9 (a) Initiation of Investigation. – Law enforcement agencies (LEAs) are  
10 mandated to immediately initiate investigation and counter-  
11 trafficking-intelligence gathering upon receipt of statements,  
12 REPORTS, or affidavit from victims of trafficking, migrant  
13 workers, or their families, AND INTERNET INTERMEDIARIES,  
14 who are in possession of knowledge or information about  
15 trafficking in persons cases. THEY SHALL INITIATE  
16 BILATERAL OR MULTI-LATERAL AGREEMENTS WITH  
17 OTHER STATES TO ALLOW FOREIGN INTERNET  
18 INTERMEDIARIES TO SHARE WITH LOCAL AUTHORITIES  
19 POSSIBLE INVESTIGATION DATA NECESSARY FOR  
20 PROSECUTION OF CASES; IN ALL INSTANCES THE RIGHT  
21 TO PRIVACY OF THE CHILD AND ALL VICTIMS, AND  
22 THEIR FAMILIES, MUST BE RESPECTED AND  
23 PROTECTED.  
24

25 (B) INTERCEPTION OF COMMUNICATIONS. – IN CASES  
26 INVOLVING CHILD TRAFFICKING, NOTWITHSTANDING  
27 THE PROVISIONS OF REPUBLIC ACT NO. 4200  
28 OTHERWISE KNOWN AS *THE ANTI-WIRE TAPPING LAW*, A  
29 LAW ENFORCEMENT OFFICER (LEO) MAY, UPON A  
30 WRITTEN ORDER FROM THE AUTHORIZING COURT,  
31 INTERCEPT COMMUNICATIONS, INVOLVING AT LEAST  
32 ONE PERSON CHARGED WITH OR SUSPECTED OF  
33 TRAFFICKING IN PERSONS, WITH THE USE OF ANY  
34 MODE, FORM, KIND, OR TYPE OF ELECTRONIC OR  
35 INTERCEPTING DEVICES, OR WITH THE USE OF ANY  
36 OTHER SUITABLE WAYS AND MEANS FOR THAT  
37 PURPOSE: *PROVIDED, THAT* THE REQUIREMENT OF A  
38 COURT ORDER SHALL NOT APPLY TO A LEO ACTING IN  
39 AN UNDERCOVER CAPACITY AND RECORDING A  
40 COMMUNICATION WITH A PERSON REASONABLY  
41 BELIEVED TO HAVE COMMITTED, IS COMMITTING, OR  
42 ABOUT TO COMMIT ANY OF THE VIOLATIONS UNDER  
43 THIS ACT: *PROVIDED, FURTHER, THAT*  
44 NOTWITHSTANDING THE PROCEDURE IN THIS  
45 PROVISION, A LEO SHALL NOT BE PRECLUDED FROM  
46 OBTAINING A WARRANT TO INTERCEPT COMPUTER

1 DATA (WICD) UNDER THE RULE ON CYBERCRIME  
2 WARRANTS.  
3

4 [(b)] (C) Prosecution of Cases. - Any person who has personal knowledge of  
5 the commission of any offense under this Act, such as the trafficked  
6 person, the parents, spouse, siblings, children or legal guardian may  
7 file a complaint for trafficking.  
8

9 (D) FORMAL APPLICATION FOR JUDICIAL AUTHORIZATION.  
10 - THE CHIEF OF THE PHILIPPINE NATIONAL POLICE (PNP)  
11 OR THE DIRECTOR OF THE NATIONAL BUREAU OF  
12 INVESTIGATION (NBI) MAY SUBMIT *EX PARTE*  
13 APPLICATIONS FOR THE ISSUANCE OF WRITTEN ORDERS  
14 FROM THE AUTHORIZING COURT, TO CONDUCT  
15 INTERCEPTION ON ANY COMMUNICATION, *PROVIDED,*  
16 *THAT* THE FOLLOWING FACTS OR CIRCUMSTANCES ARE  
17 ESTABLISHED:  
18

19 (1) THE CRIME OF TRAFFICKING HAS BEEN COMMITTED,  
20 OR IS BEING COMMITTED, OR IS ABOUT TO BE  
21 COMMITTED;  
22

23 (2) EVIDENCE, WHICH IS ESSENTIAL TO THE  
24 CONVICTION OF ANY CHARGED OR SUSPECTED  
25 PERSON FOR, OR TO THE SOLUTION OR PREVENTION  
26 OF, ANY SUCH CRIMES, WILL BE OBTAINED; AND,  
27

28 (3) THERE IS NO OTHER EFFECTIVE MEANS READILY  
29 AVAILABLE FOR ACQUIRING SUCH EVIDENCE.  
30

31 (E) CLASSIFICATION AND CONTENT OF THE ORDER OF THE  
32 AUTHORIZING COURT. -  
33

34 THE WRITTEN ORDER OF THE COURT AUTHORIZING THE  
35 CONDUCT OF INTERCEPTION, SHALL SPECIFY THE  
36 FOLLOWING:  
37

38 (1) THE IDENTITY, SUCH AS NAME AND ADDRESS, IF  
39 KNOWN, OF THE CHARGED OR SUSPECTED PERSON  
40 WHOSE COMMUNICATIONS, ARE TO BE  
41 INTERCEPTED;  
42

43 (2) IN THE CASE OF COMMUNICATIONS MADE THROUGH  
44 THE USE OF INFORMATION AND COMMUNICATIONS  
45 TECHNOLOGY, THE PARTICULAR DESCRIPTION OF  
46 THE NUMBER OR ACCOUNT OF THE SUBSCRIBER OR  
47 REGISTRANT TO BE INTERCEPTED AND THEIR  
48 LOCATIONS, IF KNOWN;

1 (3) IF THE PERSON SUSPECTED OF THE CRIME IS NOT  
2 FULLY KNOWN, SUCH PERSON SHALL BE SUBJECT  
3 TO CONTINUOUS SURVEILLANCE PROVIDED THERE  
4 IS A REASONABLE GROUND TO DO SO;  
5

6 (4) THE IDENTITIES OF THE INTERCEPTING LEOS, OR  
7 THE IDENTITIES OF INDIVIDUALS OR JURIDICAL  
8 PERSONS WHO WILL ASSIST THE LEA IN CARRYING  
9 OUT SAID INTERCEPTION;  
10

11 (5) THE OFFENSE OR OFFENSES COMMITTED OR BEING  
12 COMMITTED, OR SOUGHT TO BE PREVENTED; AND,  
13

14 (6) THE LENGTH OF TIME WITHIN WHICH THE  
15 AUTHORIZATION SHALL BE USED OR CARRIED OUT.  
16

17 (F) EFFECTIVE PERIOD OF JUDICIAL AUTHORIZATION. –  
18 ANY AUTHORIZATION GRANTED BY THE AUTHORIZING  
19 COURT PURSUANT TO THIS SECTION SHALL ONLY BE  
20 EFFECTIVE FOR THE LENGTH OF TIME SPECIFIED IN THE  
21 WRITTEN ORDER, WHICH SHALL NOT EXCEED THIRTY  
22 (30) DAYS, BUT WHICH CAN BE EXTENDED TO ANOTHER  
23 THIRTY (30) DAYS TO SERVE THE PUBLIC INTEREST:  
24 *PROVIDED*, THAT THE AUTHORIZING COURT IS  
25 SATISFIED THAT SUCH EXTENSION OR RENEWAL IS  
26 NECESSARY IN THE FURTHERANCE OF THE  
27 INVESTIGATION.  
28

29 IN CASE THE ORIGINAL APPLICANT IS NOT AVAILABLE  
30 TO FILE THE APPLICATION FOR EXTENSION OR  
31 RENEWAL, ANY OTHER MEMBER OF THE TEAM DULY  
32 AUTHORIZED BY THEIR SUPERIOR OFFICER MAY  
33 INSTEAD FILE THE APPLICATION FOR EXTENSION OR  
34 RENEWAL: *PROVIDED*, THAT THE APPLICANT POLICE OR  
35 LEO SHALL HAVE THIRTY (30) DAYS AFTER THE  
36 TERMINATION OF THE PERIOD GRANTED BY THE  
37 AUTHORIZING COURT AS PROVIDED IN THE PRECEDING  
38 PARAGRAPHS WITHIN WHICH TO FILE THE  
39 APPROPRIATE CASE BEFORE THE PUBLIC PROSECUTORS  
40 OFFICE OF THE DEPARTMENT OF JUSTICE FOR ANY  
41 VIOLATION OF THIS ACT.  
42

43 IF NO CASE IS FILED WITHIN THE THIRTY (30) DAY  
44 PERIOD, THE APPLICANT POLICE OR LEO SHALL, WITHIN  
45 THIRTY (30) DAYS FROM THE EXPIRATION OF THE  
46 ORDER NOTIFY THE AUTHORIZING COURT THAT NO  
47 CASE HAS BEEN FILED. FAILURE TO NOTIFY THE  
48 AUTHORIZING COURT WITHIN THE REQUIRED PERIOD  
49 SHALL BE PENALIZED UNDER SECTION 10 (G) OF THIS  
50 ACT.

1 (G) CUSTODY OF INTERCEPTED COMMUNICATIONS. – ALL  
2 TAPES, DISCS, AND RECORDINGS MADE PURSUANT TO  
3 THIS SECTION, INCLUDING ALL EXCERPTS AND  
4 SUMMARIES THEREOF AS WELL AS ALL WRITTEN  
5 NOTES OR MEMORANDA MADE IN CONNECTION  
6 THEREWITH, SHALL, WITHIN FORTY-EIGHT (48) HOURS  
7 AFTER THE EXPIRATION OF THE PERIOD FIXED IN THE  
8 WRITTEN ORDER, OR WITHIN FORTY-EIGHT (48) HOURS  
9 AFTER THE EXPIRATION OF ANY EXTENSION OR  
10 RENEWAL, BE SUBMITTED TO THE AUTHORIZING  
11 COURT OR ITS APPOINTED CUSTODIAN. IT SHALL BE  
12 CONTAINED IN A SEALED ENVELOPE OR PACKAGE, AS  
13 THE CASE MAY BE, AND SHALL BE ACCOMPANIED BY A  
14 JOINT AFFIDAVIT OF THE APPLICANT POLICE OR LEO  
15 AND THE TEAM MEMBERS. IN CASE OF DEATH OR  
16 PHYSICAL INCAPACITY OF THE APPLICANT TO  
17 EXECUTE THE REQUIRED AFFIDAVIT, THE TEAM  
18 MEMBER WHO IS NEXT IN RANK TO THE APPLICANT  
19 NAMED IN THE WRITTEN ORDER SHALL, TOGETHER  
20 WITH THE OTHER TEAM MEMBERS EXECUTE THE  
21 REQUIRED AFFIDAVIT. THE LEA MAY, WITH PROPER  
22 COURT AUTHORIZATION, COPY COMPUTER DATA THAT  
23 SHALL BE UTILIZED FOR CASE BUILD-UP OR  
24 PRELIMINARY INVESTIGATION PURPOSES.

25  
26 THE COPY OF THE COMPUTER DATA MAY BE RETAINED  
27 BY THE LEAs WHILE THE DIGITAL DEVICES EXAMINED  
28 AND THE RESULT OF THE DIGITAL FORENSIC  
29 EXAMINATION SHALL BE DEPOSITED WITH THE COURT  
30 THAT ISSUED THE COURT WARRANT, OR, IN CASE  
31 WHERE A CRIMINAL CASE IS ALREADY FILED IN COURT,  
32 THE COURT HEARING THE CRIMINAL CASE.

33  
34 IT SHALL BE UNLAWFUL FOR ANY PERSON, POLICE  
35 OFFICER, OR ANY CUSTODIAN TO MAKE A COPY OF THE  
36 MATERIALS IN THEIR CUSTODY, SUCH AS TAPES, DISCS,  
37 VIDEO FOOTAGES AND OTHER RECORDINGS, OR  
38 EXCERPTS AND SUMMARIES THEREOF INCLUDING  
39 WRITTEN NOTES AND MEMORANDA MADE IN  
40 CONNECTION THEREWITH, WITHOUT COURT  
41 AUTHORIZATION, OR TO REMOVE, DELETE, EXPUNGE,  
42 INCINERATE, SHRED, OR DESTROY IN ANY MANNER THE  
43 ITEMS ENUMERATED ABOVE IN WHOLE OR IN PART  
44 UNDER ANY PRETEXT WHATSOEVER.

45  
46 (H) CONTENTS OF JOINT AFFIDAVIT. – THE JOINT AFFIDAVIT  
47 OF THE POLICE OR OF THE LEO AND THE INDIVIDUAL  
48 TEAM MEMBERS SHALL STATE:

- 1 (1) THE NUMBER OF TAPES, DISCS, AND RECORDINGS  
2 THAT HAVE BEEN MADE, AS WELL AS THE NUMBER  
3 OF EXCERPTS AND SUMMARIES THEREOF, AND THE  
4 NUMBER OF WRITTEN NOTES AND MEMORANDA, IF  
5 ANY, MADE IN CONNECTION THEREWITH;  
6  
7 (2) THE DATES AND TIMES COVERED BY EACH OF SUCH  
8 TAPES, DISCS, AND RECORDINGS;  
9  
10 (3) THE NUMBER OF TAPES, DISCS, AND RECORDINGS,  
11 AS WELL AS THE NUMBER OF EXCERPTS AND  
12 SUMMARIES THEREOF AND THE NUMBER OF  
13 WRITTEN NOTES AND MEMORANDA MADE IN  
14 CONNECTION THEREWITH THAT HAVE BEEN  
15 INCLUDED IN THE DEPOSIT; AND,  
16  
17 (4) THE DATE OF THE ORIGINAL WRITTEN  
18 AUTHORIZATION GRANTED BY THE DEPARTMENT  
19 OF JUSTICE (DOJ) TO THE APPLICANT TO FILE THE *EX*  
20 *PARTE* APPLICATION TO CONDUCT THE  
21 INTERCEPTION, AS WELL AS THE DATE OF ANY  
22 EXTENSION OR RENEWAL OF THE ORIGINAL  
23 WRITTEN AUTHORITY GRANTED BY THE  
24 AUTHORIZING COURT.  
25

26 THE JOINT AFFIDAVIT SHALL ALSO CERTIFY UNDER  
27 OATH THAT NO UNAUTHORIZED DUPLICATES OR  
28 COPIES OF THE WHOLE OR ANY PART OF ANY OF  
29 SUCH TAPES, DISCS, AND RECORDINGS, EXCERPTS,  
30 SUMMARIES, WRITTEN NOTES, AND MEMORANDA,  
31 HAVE BEEN MADE, OR, IF MADE, THAT ALL SUCH  
32 DUPLICATES AND COPIES ARE INCLUDED IN THE  
33 SEALED ENVELOPE OR PACKAGE, AS THE CASE MAY  
34 BE, DEPOSITED WITH THE AUTHORIZING DIVISION  
35 OF THE AUTHORIZING COURT.  
36

- 37 (I) DISPOSITION OF DEPOSITED MATERIAL. – THE SEALED  
38 ENVELOPE OR PACKAGE AND THE CONTENTS THEREOF,  
39 WHICH ARE DEPOSITED WITH THE AUTHORIZING  
40 COURT, DEEMED AND ARE HEREBY DECLARED  
41 CLASSIFIED INFORMATION, SHALL NOT BE OPENED  
42 AND ITS CONTENTS, INCLUDING THE TAPES, DISCS, AND  
43 RECORDINGS, AND ALL THE EXCERPTS AND  
44 SUMMARIES THEREOF AND THE NOTES AND  
45 MEMORANDA MADE IN CONNECTION THEREWITH,  
46 SHALL NOT BE DIVULGED, REVEALED, READ,  
47 REPLAYED, OR USED AS EVIDENCE UNLESS  
48 AUTHORIZED BY WRITTEN ORDER OF THE  
49 AUTHORIZING COURT. FOR THIS PURPOSE, THE DOJ  
50 SHALL FILE A WRITTEN APPLICATION TO OPEN THE

1 SEALED ENVELOPE OR PACKAGE BEFORE THE  
2 AUTHORIZING COURT, WITH PROPER WRITTEN NOTICE  
3 TO THE PERSON WHOSE COMMUNICATIONS HAVE BEEN  
4 THE SUBJECT OF INTERCEPTION TO OPEN, REVEAL,  
5 DIVULGE, AND USE THE CONTENTS OF THE SEALED  
6 ENVELOPE OR PACKAGE AS EVIDENCE.

7  
8 THE WRITTEN APPLICATION WITH NOTICE TO THE  
9 PARTY CONCERNED TO OPEN THE DEPOSITED SEALED  
10 ENVELOPE OR PACKAGE SHALL CLEARLY STATE THE  
11 PURPOSE OR REASON:

12 (1) FOR OPENING THE SEALED ENVELOPE OR PACKAGE;

13  
14 (2) FOR REVEALING OR DISCLOSING ITS CLASSIFIED  
15 CONTENTS;

16  
17 (3) FOR REPLAYING, DIVULGING, OR READING  
18 INTERCEPTED COMMUNICATIONS, INCLUDING ANY  
19 OF THE EXCERPTS AND SUMMARIES THEREOF AND  
20 ANY OF THE NOTES OR MEMORANDA MADE IN  
21 CONNECTION THEREWITH, AND,

22  
23 (4) FOR USING ANY OF THE INTERCEPTED  
24 COMMUNICATIONS, INCLUDING ANY OF THE  
25 EXCERPTS AND SUMMARIES THEREOF AND ANY OF  
26 THE NOTES OR MEMORANDA MADE IN CONNECTION  
27 THEREWITH, AS EVIDENCE.

28  
29 (J) EVIDENTIARY VALUE OF DEPOSITED MATERIALS. –  
30 INTERCEPTED COMMUNICATIONS, OR ANY PART OR  
31 PARTS THEREOF, OR ANY INFORMATION OR FACT  
32 CONTAINED THEREIN, INCLUDING THEIR EXISTENCE,  
33 CONTENT, SUBSTANCE, PURPORT, EFFECT, OR  
34 MEANING, WHICH HAVE BEEN SECURED IN VIOLATION  
35 OF THE PERTINENT PROVISIONS OF THIS ACT, SHALL  
36 ABSOLUTELY NOT BE ADMISSIBLE AND USABLE AS  
37 EVIDENCE AGAINST ANYBODY IN ANY JUDICIAL,  
38 QUASI-JUDICIAL, LEGISLATIVE, OR ADMINISTRATIVE  
39 INVESTIGATION, INQUIRY, PROCEEDING, OR HEARING.

40  
41 [(c)] (K) *Affidavit of Desistance*. – Cases involving trafficking in persons  
42 should not be dismissed based on the affidavit of desistance  
43 executed by the victims or their parents or legal guardians. Public  
44 and private prosecutors are directed to oppose and manifest  
45 objections to motions for dismissal  
46

47  
48 Any act involving the means provided in this Act or any attempt  
49 thereof for the purpose of securing an Affidavit of Desistance from  
50 the complainant shall be punishable under this Act.

1           **SEC. 8-A. DUTIES OF INTERNET INTERMEDIARIES.** –  
2 INTERNET INTERMEDIARIES SHALL HAVE THE FOLLOWING  
3 FUNCTIONS:

4           (A) ADOPT IN THEIR TERMS OF SERVICE OR SERVICE  
5 AGREEMENTS WITH THIRD-PARTY USERS OR  
6 CREATORS OF CONTENTS, PRODUCTS, AND SERVICES  
7 THE PROHIBITION OF ANY FORM OF CHILD  
8 TRAFFICKING, CSAEM or CSAM, OR EXHIBITION OF ANY  
9 FORM OF SEXUAL EXPLOITATION OF CHILDREN IN  
10 THEIR WEBSITE, PLATFORM, SERVER, OR FACILITY;

11  
12           (B) COMPILE AND MAINTAIN A COMPREHENSIVE LIST OF  
13 CHILD TRAFFICKING, CSAEM or CSAM, OR ANY FORM OF  
14 SEXUAL EXPLOITATION OF CHILDREN-RELATED URLS:  
15 *PROVIDED*, THAT THE LIST IS UPDATED REGULARLY BY  
16 PARTNERING OR OBTAINING MEMBERSHIPS IN  
17 ORGANIZATIONS AND COALITIONS THAT MAINTAIN A  
18 COMPREHENSIVE LIST OF CHILD ABUSE IMAGE  
19 CONTENT URL LIST AND IMAGE HASHES, AMONG  
20 OTHERS;

21  
22           (C) PRESERVE AND PROTECT THE INTEGRITY OF ALL  
23 SUBSCRIBER'S OR REGISTRANT'S INFORMATION AND  
24 TRAFFIC DATA, IN ITS CONTROL AND POSSESSION,  
25 RELATING TO COMMUNICATION SERVICES PROVIDED  
26 BY AN INTERNET INTERMEDIARY, WITHIN ONE (1) YEAR  
27 FROM THE DATE OF THE TRANSACTION, FOR THE  
28 PURPOSE OF INVESTIGATION AND PROSECUTION OF  
29 ALL FORMS OF TRAFFICKING, CSAEM or CSAM, OR ANY  
30 FORM OF SEXUAL EXPLOITATION OF CHILDREN'S  
31 CASES: *PROVIDED*, THAT UPON NOTICE BY THE DOJ,  
32 PNP, OR THE NBI THE PRESERVATION OF SUCH  
33 RELEVANT EVIDENCE SHALL BE EXTENDED FOR  
34 ANOTHER YEAR AS MAY BE DEEMED NECESSARY:  
35 *PROVIDED, HOWEVER*, THAT THE RELEVANT EVIDENCE  
36 THAT NEEDS PRESERVATION SHALL BE EXPRESSLY  
37 IDENTIFIED AND SPECIFIED;

38  
39           (D) IMMEDIATELY BLOCK ACCESS TO, REMOVE, OR TAKE  
40 DOWN THE INTERNET ADDRESS, URL, WEBSITE, OR ANY  
41 CONTENT THEREOF, CONTAINING ALL FORMS OF  
42 TRAFFICKING, CSAEM or CSAM, OR ANY FORM OF  
43 SEXUAL EXPLOITATION OF CHILDREN, WITHIN  
44 TWENTY FOUR (24) HOURS FROM NOTICE OF THE DOJ,  
45 PNP, OR NBI, OR UPON KNOWLEDGE OF THE EXISTENCE



1 OF TRAFFICKING IN PERSONS COMMITTED WITHIN  
2 THEIR CONTROL: *PROVIDED*, THAT THE PROVISION IN  
3 THE PRECEDING PARAGRAPH ON PRESERVATION OF  
4 SUBSCRIBER DATA SHALL APPLY AND SHALL BE  
5 EXTENDED AS MAY BE DEEMED NECESSARY BY THE  
6 DOJ, PNP, OR NBI;  
7

8 (E) REPORT TO THE DOJ, PNP, NBI, OR THE DICT-CICC THE  
9 INTERNET ADDRESSES OR WEBSITES BLOCKED,  
10 REMOVED, OR TAKEN DOWN, OR ANY FORM OF  
11 UNUSUAL CONTENT OR TRAFFIC DATA INVOLVING ALL  
12 FORMS OF TRAFFICKING, CHILD PORNOGRAPHY, OR  
13 ANY FORM SEXUAL EXPLOITATION OF CHILDREN IS  
14 BEING COMMITTED USING ITS SERVER OR FACILITY  
15 ACTIVITY USING ITS SERVER OR FACILITY, WITHIN  
16 THREE (3) DAYS OF THE BLOCKING, REMOVAL OR  
17 TAKING DOWN OF THE SAME: *PROVIDED*, THAT IN CASE  
18 A FOREIGN INTERNET INTERMEDIARY IS PROHIBITED  
19 BY ITS COUNTRY TO SHARE DATA, THE REPORTS FILED  
20 BY SUCH FOREIGN INTERNET INTERMEDIARY TO THE  
21 CORRESPONDING ENTITY TASKED BY ITS  
22 GOVERNMENT TO RECEIVE CYBERCRIME REPORTS  
23 SHALL BE DEEMED IN COMPLIANCE WITH THIS  
24 PROVISION: *PROVIDED HOWEVER*, THAT THE SAID  
25 FOREIGN INTERNET INTERMEDIARY SHALL INFORM  
26 THE DOJ, PNP, NBI, OR THE DICT-CICC OF SUCH  
27 REPORTING: *PROVIDED FURTHER*, THAT WHATEVER  
28 RELEVANT DATA SAID FOREIGN INTERNET  
29 INTERMEDIARY IS NOT PROHIBITED TO SHARE SHALL  
30 NEVERTHELESS BE REPORTED TO THE DOJ, PNP, NBI, OR  
31 THE DICT-CICC: *PROVIDED, FINALLY*, THAT NO  
32 INTERNET INTERMEDIARY SHALL BE HELD CIVILLY  
33 LIABLE FOR DAMAGES ON ACCOUNT OF ANY NOTICE  
34 GIVEN IN GOOD FAITH IN COMPLIANCE WITH THIS  
35 SECTION; AND,  
36

37 (F) UPON REQUEST AND NOTWITHSTANDING THE  
38 PROVISIONS OF REPUBLIC ACT NO. 10175, OTHERWISE  
39 KNOWN AS THE CYBERCRIME PREVENTION ACT OF 2012  
40 AND IN ACCORDANCE WITH REPUBLIC ACT NO. 10173,  
41 OTHERWISE KNOWN AS THE DATA PRIVACY ACT OF  
42 2012, PROVIDE TO THE DOJ, PNP, NBI, OR THE DICT-CICC,  
43 THE SUBSCRIBER INFORMATION OF ANY PERSON WHO  
44 GAINED OR ATTEMPTED TO GAIN ACCESS TO AN  
45 INTERNET SITE OR INTERNET APPLICATION WHICH  
46 CONTAINS ANY FORM OF CHILD TRAFFICKING, CSAEM  
47 OR CSAM, OR ANY FORM SEXUAL EXPLOITATION OF

1 CHILDREN: *PROVIDED*, THAT THE REQUEST MUST  
2 PARTICULARLY DESCRIBE THE INFORMATION ASKED  
3 FOR AND INDICATE THE RELEVANCY OF SUCH  
4 INFORMATION TO SUCH A CASE.  
5

6 **SEC. 8-B. SUPPLIERS, DISTRIBUTORS, AND STORES OF**  
7 **COMPUTER AND OTHER COMPUTER-RELATED DEVICES. –**  
8 ALL SUPPLIERS, DISTRIBUTORS, AND STORES ARE REQUIRED TO  
9 PROCURE AND INSTALL, AT THE OPTION OF THE CONSUMER,  
10 ANY AVAILABLE SOFTWARE, PROGRAM, TECHNOLOGY THAT  
11 CAN BLOCK, FILTER, REMOVE CSAEM or CSAM, AND PROHIBIT  
12 ACCESS TO LIVE SEX STREAMING: *PROVIDED*, THAT WHEN SUCH  
13 COMPUTER AND COMPUTER-RELATED DEVICES ARE INTENDED  
14 FOR PUBLIC USE, THE INSTALLATION SHALL BE MANDATORY.  
15

16 **SEC. 8-C. RESPONSIBILITY OF TOURISM ENTERPRISES. –**  
17 ALL TOURISM ENTERPRISES SHALL NOTIFY THE DEPARTMENT  
18 OF SOCIAL WELFARE AND DEVELOPMENT (DSWD), DOJ,  
19 DEPARTMENT OF LABOR AND EMPLOYMENT (DOLE), PNP, OR  
20 THE NBI WITHIN FORTY-EIGHT (48) HOURS FROM OBTAINING  
21 FACTS AND CIRCUMSTANCES THAT TRAFFICKING IN PERSONS,  
22 INCLUDING CHILD TRAFFICKING OR SEXUAL EXPLOITATION OF  
23 CHILDREN, IS BEING COMMITTED IN THEIR PREMISES:  
24 *PROVIDED*, THAT PUBLIC DISPLAY OF ANY FORM OF CSAEM or  
25 CSAM WITHIN THEIR PREMISES IS A CONCLUSIVE PRESUMPTION  
26 OF THE KNOWLEDGE OF THE OWNERS, OPERATORS, OR LESSORS  
27 OF BUSINESS ESTABLISHMENTS OF THE VIOLATION OF THIS  
28 ACT.  
29

30 ALL TOURISM ENTERPRISES SHALL POST A NOTICE  
31 CONTAINING THE CONTACT DETAILS OF TRAFFICKING IN  
32 PERSONS HOTLINES, BOTH NATIONAL AND LOCAL, IN A  
33 CONSPICUOUS PLACE NEAR THE PUBLIC ENTRANCE, INSIDE  
34 REST ROOMS, ELEVATORS, OR PARKING AREAS OF THE  
35 ESTABLISHMENT AND IN OTHER CONSPICUOUS LOCATIONS  
36 WHERE SIMILAR NOTICES ARE CUSTOMARILY POSTED IN CLEAR  
37 VIEW OF THE PUBLIC AND EMPLOYEES. THEY SHALL LIKEWISE  
38 ENGAGE IN ANTI-TRAFFICKING ADVOCACY AS PART OF THEIR  
39 CORPORATE RESPONSIBILITY. FOR THIS PURPOSE, THE INTER-  
40 AGENCY COUNCIL AGAINST TRAFFICKING (IACAT) SHALL  
41 DEVELOP A MODEL NOTICE THAT COMPLIES WITH THE  
42 REQUIREMENTS OF THIS SECTION AND MAKE THE MODEL  
43 NOTICE AVAILABLE FOR DOWNLOADING IN ITS INTERNET  
44 WEBSITE, AND FOR POSTING OF LOCAL GOVERNMENT UNITS  
45 (LGUS) AND TOURISM ENTERPRISES.  
46

47 FURTHER, ALL TOURISM ENTERPRISES SHALL DEVELOP  
48 THEIR OWN TOURISM CHILD PROTECTION POLICY IN  
49 ACCORDANCE WITH THE DEPARTMENT OF TOURISM'S  
50 TOURISMWORKS PROGRAM. THEY SHALL ALSO, IN

1 COOPERATION WITH THE DSWD, IACAT, OR A REPUTABLE  
2 NONGOVERNMENTAL ORGANIZATION (NGO) FOCUSED ON ANTI-  
3 TRAFFICKING IN PERSONS, TRAIN THEIR EMPLOYEES WHO ARE  
4 LIKELY TO INTERACT OR COME INTO CONTACT WITH VICTIMS  
5 OF TRAFFICKING IN PERSONS IN RECOGNIZING THE SIGNS OF  
6 HUMAN TRAFFICKING AND HOW TO REPORT SUSPECTED  
7 TRAFFICKING ACTIVITY TO THE APPROPRIATE LEA. THE IACAT  
8 SHALL, TOGETHER WITH THE DSWD, DEVELOP A TRAINING  
9 CURRICULUM OR PROGRAM AND MAKE THE SAME AVAILABLE  
10 FOR DOWNLOADING IN ITS INTERNET WEBSITE.

11 THE PRECEDING RESPONSIBILITIES OF TOURISM  
12 ENTERPRISES SHALL BE MADE PART OF THE REQUIREMENTS  
13 FOR ACCREDITATION BY THE LOCAL GOVERNMENT AND FOR  
14 THE ISSUANCE OF THE LOCAL BUSINESS PERMIT TO OPERATE.

15  
16 **SEC. 8-D. RESPONSIBILITIES OF FINANCIAL**  
17 **INTERMEDIARIES.** – ANY PERSON WORKING FOR, RELATED TO,  
18 OR WHO HAS DIRECT KNOWLEDGE OF ANY TRAFFICKING IN  
19 PERSONS-RELATED FINANCIAL ACTIVITY OR TRANSACTION  
20 CONDUCTED THROUGH A FINANCIAL INTERMEDIARY SHALL  
21 HAVE THE DUTY TO REPORT ANY SUSPECTED TRAFFICKING IN  
22 PERSONS-RELATED ACTIVITY OR TRANSACTION TO THE LEAs.  
23 LIKEWISE, FINANCIAL INTERMEDIARIES SHALL HAVE THE DUTY  
24 TO REPORT THESE ACTIVITIES TO THE ANTI-MONEY  
25 LAUNDERING COUNCIL (AMLC) IN ACCORDANCE WITH THE  
26 SUSPICIOUS TRANSACTION REPORTING MECHANISM UNDER  
27 REPUBLIC ACT NO. 9160, OTHERWISE KNOWN AS THE ANTI-  
28 MONEY LAUNDERING ACT OF 2001, AS AMENDED.”

29 **SEC. 7.** Section 10 of Republic Act No. 9208, as amended, is hereby further  
30 amended to read as follows:

31  
32 **“SEC. 10. Penalties and Sanctions.** – The following penalties and  
33 sanctions are hereby established for the offenses enumerated in this Act:

34 x x x

35 (G) ANY APPLICANT POLICE OR LEO AND THE TEAM  
36 MEMBERS AUTHORIZED TO INTERCEPT ANY  
37 COMMUNICATIONS UNDER SECTION 8 HEREOF, SHALL  
38 BE PENALIZED FOR COMMITTING THE FOLLOWING  
39 PROHIBITED ACTS:

40  
41 (1) THE PENALTY OF TEN (10) YEARS AND ONE (1) DAY TO  
42 TWELVE (12) YEARS OF IMPRISONMENT SHALL BE  
43 IMPOSED UPON THE APPLICANT POLICE OR LEO WHO  
44 FAILS TO INFORM THE AUTHORIZING COURT OF THE  
45 FACT THAT NO CASE HAS BEEN FILED UNDER  
46 SECTION 8 (F) THEREOF;

- 1 (2) THE PENALTY OF NOT LESS THAN SIX (6) YEARS AND  
2 ONE (1) DAY TO TWELVE (12) YEARS OF  
3 IMPRISONMENT SHALL BE IMPOSED ON ANY PERSON  
4 WHO COPIES WITHOUT COURT AUTHORIZATION,  
5 REMOVES, DELETES, EXPUNGES, INCINERATES,  
6 SHREDS OR DESTROYS THE TAPES, DISCS, AND  
7 RECORDING; AND THEIR EXCERPTS AND SUMMARIES,  
8 WRITTEN NOTES, OR MEMORANDA MADE IN  
9 CONNECTION WITH THE AUTHORIZED INTERCEPTION  
10 AND RECORDING UNDER SUB-SECTION (G) THEREOF;  
11  
12 (3) THE PENALTY OF NOT LESS THAN TEN (10) YEARS  
13 AND ONE (1) DAY TO TWELVE (12) YEARS OF  
14 IMPRISONMENT SHALL BE IMPOSED ON ANY PERSON,  
15 POLICE, OR LEO WHO INTENTIONALLY OMITS OR  
16 EXCLUDES FROM THE JOINT AFFIDAVIT ANY ITEM OR  
17 PORTION THEREOF MENTIONED IN SUB-SECTION (I)  
18 THEREOF;  
19  
20 (4) THE PENALTY OF SIX (6) YEARS AND ONE (1) DAY TO  
21 EIGHT (8) YEARS OF IMPRISONMENT SHALL BE  
22 IMPOSED ON ANY PERSON WHO VIOLATES THE DUTY  
23 TO NOTIFY IN WRITING THE AUTHORIZING COURT OF  
24 THE INTERCEPTION UNDER SECTION 8 (E) THEREOF;  
25  
26 (5) THE PENALTY OF TEN (10) YEARS AND ONE (1) DAY TO  
27 TWELVE (12) YEARS OF IMPRISONMENT SHALL BE  
28 IMPOSED ON ANY POLICE OR LEO WHO, WITHOUT  
29 AUTHORITY FROM THE AUTHORIZING COURT TO  
30 INTERCEPT IN WHATEVER MANNER OR FORM  
31 COMMUNICATIONS OF A PERSON CHARGED WITH OR  
32 SUSPECTED OF CHILD TRAFFICKING UNDER THIS  
33 ACT; AND  
34  
35 (6) IN ADDITION TO THE LIABILITY OF THE OFFENDER  
36 FOR THE COMMISSION OF ANY OTHER OFFENSE, THE  
37 PENALTY OF TEN (10) YEARS AND ONE (1) DAY TO  
38 TWELVE (12) YEARS OF IMPRISONMENT AND THE  
39 ACCESSORY PENALTY OF PERPETUAL ABSOLUTE  
40 DISQUALIFICATION FROM PUBLIC OFFICE SHALL BE  
41 IMPOSED UPON ANY POLICE OR LEO WHO  
42 MALICIOUSLY OBTAINED AN AUTHORITY TO  
43 INTERCEPT IN WHATEVER MANNER OR FORM  
44 COMMUNICATIONS, OF A PERSON CHARGED WITH OR  
45 SUSPECTED OF CHILD TRAFFICKING UNDER THIS  
46 ACT; FURTHER, THE PARTY AGGRIEVED BY SUCH  
47 AUTHORIZATION SHALL BE ALLOWED ACCESS TO  
48 THE SEALED ENVELOPE OR PACKAGE AND THE

1 CONTENTS THEREOF AS EVIDENCE FOR THE  
2 PROSECUTION OF CASES;  
3

- 4 (H) ANY INTERNET INTERMEDIARY FOUND GUILTY OF  
5 WILLFULLY AND KNOWINGLY FAILING TO COMPLY  
6 WITH THE NOTICE AND INSTALLATION REQUIREMENTS  
7 UNDER SECTION 8-A OF THIS ACT SHALL SUFFER THE  
8 PENALTY OF A FINE OF NOT LESS THAN FIVE HUNDRED  
9 THOUSAND PESOS (PHP500,000.00) BUT NOT MORE THAN  
10 ONE MILLION PESOS (PHP1,000,000.00) FOR THE FIRST  
11 OFFENSE. IN CASE OF A SUBSEQUENT OFFENSE, THE  
12 PENALTY SHALL BE A FINE OF NOT LESS THAN ONE  
13 MILLION PESOS (PHP1,000,000.00) BUT NOT MORE THAN  
14 TWO MILLION PESOS (PHP2,000,000.00);  
15
- 16 (I) A TOURISM ENTERPRISE AND SUPPLIER, DISTRIBUTOR,  
17 AND STORE SELLING COMPUTER AND OTHER  
18 COMPUTER-RELATED DEVICES THAT WILLFULLY AND  
19 KNOWINGLY FAILS TO COMPLY WITH THE  
20 REQUIREMENTS UNDER SECTIONS 8-B AND 8-C OF THIS  
21 ACT SHALL SUFFER THE PENALTY OF A FINE OF NOT  
22 LESS THAN FIVE HUNDRED THOUSAND PESOS  
23 (PHP500,000.00) BUT NOT MORE THAN ONE MILLION  
24 PESOS (PHP1,000,000.00) FOR THE FIRST OFFENSE. IN CASE  
25 OF A SUBSEQUENT OFFENSE, THE PENALTY SHALL BE A  
26 FINE OF NOT LESS THAN ONE MILLION PESOS  
27 (PHP1,000,000.00) BUT NOT MORE THAN TWO MILLION  
28 PESOS (PHP2,000,000.00), AND THE REVOCATION OF ITS  
29 LICENSE TO OPERATE AND IMMEDIATE CLOSURE OF THE  
30 ESTABLISHMENT;  
31
- 32 (J) ANY UNAUTHORIZED DISCLOSURE OF PERSONAL  
33 INFORMATION ABOUT CHILDREN VICTIMS TO ANY  
34 THIRD PARTY SHALL BE PENALIZED WITH  
35 IMPRISONMENT RANGING FROM ONE (1) YEAR TO THREE  
36 (3) YEARS OR A FINE OF NOT LESS THAN FIVE HUNDRED  
37 THOUSAND PESOS (PHP500,000.00) BUT NOT MORE THAN  
38 ONE MILLION PESOS (PHP1,000,000.00), OR BOTH;  
39
- 40 (K) THE LICENSE OF A RECRUITMENT OR MANNING AGENCY  
41 WHICH RECRUITED OR DEPLOYED AN UNDERAGE  
42 MIGRANT WORKER SHALL BE AUTOMATICALLY  
43 REVOKED AND SHALL BE PENALIZED WITH A FINE OF  
44 NOT LESS THAN FIVE HUNDRED THOUSAND PESOS (PHP  
45 500,000.00) BUT NOT MORE THAN ONE MILLION PESOS  
46 (PHP 1,000,000.00). ALL FEES PERTINENT TO THE  
47 PROCESSING OF PAPERS OR DOCUMENTS IN THE  
48 RECRUITMENT OR DEPLOYMENT OF THE UNDERAGE  
49 MIGRANT WORKER SHALL BE REFUNDED BY THE  
50 RESPONSIBLE RECRUITMENT OR MANNING AGENCY,

1 WITHOUT NEED OF NOTICE, TO THE UNDERAGE  
2 MIGRANT WORKER OR TO THE LATTER'S PARENTS OR  
3 GUARDIAN. THE REFUND SHALL BE INDEPENDENT OF  
4 AND IN ADDITION TO THE INDEMNIFICATION FOR THE  
5 DAMAGES SUSTAINED BY THE UNDERAGE MIGRANT  
6 WORKER. THE REFUND SHALL BE PAID WITHIN THIRTY  
7 (30) DAYS FROM THE DATE OF THE MANDATORY  
8 REPATRIATION;  
9

10 (L) ANY PERSON WHO VIOLATES SECTION 8 (k) SHALL  
11 SUFFER THE PENALTY OF IMPRISONMENT OF NOT LESS  
12 THAN SIX MONTHS TO NOT MORE THAN SIX YEARS AND  
13 A FINE OF NOT LESS THAN FIVE HUNDRED THOUSAND  
14 PESOS (PHP500,000.00) TO NOT MORE THAN ONE MILLION  
15 PESOS (PHP1,000,000.00);  
16

17 (M) ANY PERSON WHO VIOLATES SECTION 8 (l) SHALL  
18 SUFFER THE PENALTY OF IMPRISONMENT OF NOT LESS  
19 THAN SIX MONTHS TO NOT MORE THAN SIX YEARS, AND  
20 A FINE OF NOT LESS THAN FIVE HUNDRED THOUSAND  
21 PESOS (PHP500,000.00) TO NOT MORE THAN ONE MILLION  
22 PESOS (PHP1,000,000.00). *PROVIDED*, THAT A  
23 GOVERNMENT OFFICIAL OR EMPLOYEE OFFENDER  
24 SHALL BE HELD ADMINISTRATIVELY LIABLE, WITHOUT  
25 PREJUDICE TO ANY CRIMINAL LIABILITY UNDER THIS  
26 ACT. THE CONCERNED GOVERNMENT OFFICIAL OR  
27 EMPLOYEE MAY, UPON CONVICTION, BE DISMISSED  
28 FROM THE SERVICE AND BE BARRED PERMANENTLY  
29 FROM HOLDING PUBLIC OFFICE. THE RETIREMENT AND  
30 OTHER BENEFITS OF SUCH DISMISSED GOVERNMENT  
31 OFFICIAL OR EMPLOYEE SHALL LIKEWISE BE  
32 FORFEITED;  
33

34 (N) ANY PERSON WHO VIOLATES SECTIONS 4, 5, AND 6 OF  
35 THIS ACT SHALL BE DEEMED TO HAVE COMMITTED  
36 UNLAWFUL ACTIVITIES TO AND PENALIZED OF MONEY  
37 LAUNDERING AS DEFINED IN REPUBLIC ACT NO. 9160,  
38 OTHERWISE KNOWN AS THE ANTI-MONEY LAUNDERING  
39 ACT OF 2001, AS AMENDED;  
40

41 (O) ANY FINANCIAL INTERMEDIARY FOUND GUILTY OF  
42 WILLFULLY AND KNOWINGLY FAILING TO COMPLY  
43 WITH SECTION 8-D OF THIS ACT SHALL SUFFER THE  
44 PENALTY OF A FINE NOT LESS THAN FIVE HUNDRED  
45 THOUSAND PESOS (PHP500,000.00) BUT NOT MORE THAN  
46 ONE MILLION PESOS (PHP1,000,000.00) FOR THE FIRST  
47 OFFENSE. IN CASE OF SUBSEQUENT OFFENSE, THE  
48 PENALTY SHALL BE A FINE OF NOT LESS THAN ONE  
49 MILLION PESOS (PHP1,000,000.00) BUT NOT MORE THAN  
50 TWO MILLION PESOS (PHP2,000,000.00);

1 [g] (P) If the offender is a corporation, partnership, association, club,  
2 establishment or any juridical person, the penalty shall be imposed  
3 upon the owner, president, partner, manager, [and/]or any  
4 responsible officer, OR ANY TWO (2) OR MORE OF THEM, who  
5 participated in the commission of the crime or who shall have  
6 [knowingly] permitted or KNOWINGLY failed to prevent its  
7 commission;  
8

9 [h] (Q) The registration with the Securities and Exchange Commission XXX;

10 [i] (R) If the offender is a foreigner XXX;

11 [j] (S) Any employee or official of government agencies XXX; and,  
12

13 [k] (T) Conviction XXX.”  
14

15  
16  
17 **SEC. 8.** Section 16 of Republic Act No. 9208 is hereby further amended to read as  
18 follows:  
19

20 “**SEC. 16. *Programs that Address Trafficking in Persons.*** – The  
21 government shall establish and implement preventive, protective, and  
22 rehabilitative programs for trafficked persons. For this purpose, the following  
23 agencies are hereby mandated to implement the [following]  
24 CORRESPONDING programs:  
25

26 (a) Department of Foreign Affairs (DFA) – shall make available XXX

27 The DFA shall take necessary measures XXX

28 In coordination with the Department of Labor and Employment,  
29 XXX.

30 THE DFA SHALL ENSURE THE REPATRIATION OF  
31 MIGRANT WORKERS WHOSE AGES FALL BELOW THE  
32 MINIMUM AGE REQUIREMENT FOR OVERSEAS  
33 DEPLOYMENT, WITHOUT DELAY, UPON DISCOVERY OR  
34 BEING INFORMED OF THEIR PRESENCE. ALL  
35 RESPONSIBLE OFFICERS IN THE FOREIGN SERVICE SHALL  
36 HAVE THE DUTY TO ADVISE THE DFA THROUGH THE  
37 FASTEST MEANS OF COMMUNICATION AVAILABLE THE  
38 DISCOVERY AND OTHER RELEVANT INFORMATION ON  
39 SAID UNDERAGED MIGRANT WORKERS.

40 (b) Department of Social Welfare and Development (DSWD) – shall  
41 [implement rehabilitative and protective programs for trafficked  
42 persons. It shall provide counseling and temporary shelter to  
43 trafficked persons and develop a system for accreditation among  
44 NGOs for purposes of establishing centers and programs for  
45 intervention in various levels of the community. It shall establish free

1 temporary shelters, for the protection and housing of trafficked  
2 persons to provide the following basic services to trafficked persons:  
3

- 4 (1) Temporary housing and food facilities;
- 5 (2) Psychological support and counseling;
- 6 (3) 24-hour call center for crisis calls and technology-based  
7 counseling and referral system;
- 8 (4) Coordination with local law enforcement entities; and
- 9 (5) Coordination with the Department of Justice, among others.}

10  
11 DEVELOP GENDER-RESPONSIVE AND TRAUMA-  
12 INFORMED COUNSELING, REHABILITATIVE, AND  
13 PROTECTIVE PROGRAMS FOR TRAFFICKED PERSONS;  
14 PREVENTION, REHABILITATION, AND REINTEGRATION  
15 FOR CHILDREN TAKING INTO CONSIDERATION THE  
16 UNIQUE NEEDS AND REQUIREMENTS TO ENABLE THEM  
17 TO COPE WITH THE TRAUMA THAT THEY HAVE SUFFERED  
18 ON ACCOUNT OF TRAFFICKING. IT SHALL ENSURE THAT  
19 THE NATIONAL RECOVERY AND REINTEGRATION  
20 DATABASE IS UPDATED AND MAINTAINED, AND THAT  
21 THE NATIONAL REFERRAL SYSTEM WHICH SHALL  
22 COINCIDE WITH THE LOCAL REFERRAL SYSTEM, SHALL  
23 BE IMPLEMENTED. IT SHALL MAINTAIN A 24-HOUR CALL  
24 CENTER FOR CRISIS CALLS AND TECHNOLOGY-BASED  
25 COUNSELING AND REFERRAL SYSTEM.  
26

27 The DSWD must conduct information campaigns in communities  
28 and schools teaching parents and families that receiving  
29 consideration in exchange for adoption is punishable under the law.  
30 Furthermore, information campaigns [must be conducted with the  
31 police that they must not induce poor women] SHALL EDUCATE  
32 AND ENJOIN PARENTS NOT to give their children up for  
33 adoption in exchange for ANY consideration.  
34

35 (c) x x x

36  
37 (d) Department of Justice (DOJ) – shall ensure the prosecution of  
38 persons accused of trafficking and designate and train special  
39 prosecutors who shall handle and prosecute cases of trafficking.  
40 FOR THIS PURPOSE, IT SHALL PROVIDE LEGAL AND  
41 TECHNICAL ADVICE TO THE LEAs AND FACILITATE  
42 INTERNATIONAL AND MUTUAL LEGAL ASSISTANCE ON  
43 THE PRESERVATION AND PRODUCTION OF COMPUTER  
44 DATA AND COLLECTION OF ELECTRONIC EVIDENCE. It  
45 shall also establish a mechanism for free legal assistance for  
46 trafficked persons, in coordination with the DSWD, Integrated Bar  
47 of the Philippines (IBP) and other NGOs and volunteer groups.  
48

49 XXX



- 1 (i) Department of the Interior and Local Government (DILG) – shall  
2  
3 (1) Institute a systematic information and prevention campaign in  
4 coordination with pertinent agencies of government as provided  
5 for in this Act;  
6 (2) TOGETHER WITH THE LEAGUES OF PROVINCES,  
7 CITIES, AND MUNICIPALITIES, DEVELOP A PROTOCOL  
8 FOR LGU ACCREDITATION AND ISSUANCE OF LOCAL  
9 PERMITS OF TOURISM ENTERPRISES; and  
10 (3) Provide training programs to [local government units] LGUS, in  
11 coordination with [the] THEIR LOCAL ANTI- TRAFFICKING  
12 IN PERSONS COMMITTEES OR Council, in ensuring wide  
13 understanding and application of this Act at the local level.  
14  
15 (j) Commission on Filipinos Overseas (CFO) – shall conduct pre-  
16 departure counseling services for Filipinos in intermarriages AND  
17 BI-NATIONAL COUPLES. It shall develop a system for  
18 accreditation of NGOs that may be mobilized for purposes of  
19 conducting pre-departure counseling services for Filipinos in  
20 intermarriages. As such, it shall ensure that the counselors  
21 contemplated under this Act shall have the minimum qualifications  
22 and training of guidance counselors as provided for by law.  
23

24 IT SHALL SUPERVISE THE OPERATION OF A 24/7 HOTLINE  
25 FACILITY, 1343 ACTION LINE, AGAINST HUMAN  
26 TRAFFICKING THAT RESPONDS TO EMERGENCY OR  
27 CRISIS CALLS FROM VICTIMS OF HUMAN TRAFFICKING,  
28 THEIR FAMILIES, AND THE GENERAL PUBLIC. HENCE, IT  
29 SHALL COLLABORATE WITH THE CICC-ECPAT-INHOPE  
30 ONLINE REPORTING HOTLINE SYSTEM, RESPONDING TO  
31 REPORTS ON THE REMOVAL AND TAKING DOWN OF  
32 CHILD SEXUAL ABUSE AND EXPLOITATION MATERIALS.  
33

34 It shall likewise assist in the conduct of information campaigns  
35 against trafficking in coordination with [local government units]  
36 LGUS, the Philippine Information Agency (PIA), and NGOs.  
37

- 38 (K) DEPARTMENT OF HEALTH (DOH) – SHALL DEVELOP A  
39 COMPREHENSIVE PROGRAM TO PREVENT THE  
40 TRAFFICKING OF HUMAN ORGANS FOR  
41 IMPLEMENTATION BY THE LOCAL HEALTH OFFICES. IT  
42 SHALL ALSO UNDERTAKE AND SUSTAIN ACTIVITIES TO  
43 INCREASE PUBLIC AWARENESS ON AND CONDUCT AN  
44 ADVOCACY CAMPAIGN AGAINST ORGAN TRAFFICKING,  
45 INCLUDING THE EDUCATION OF MEDICAL  
46 PRACTITIONERS, FAMILIES, PATIENTS, AND THE  
47 GENERAL PUBLIC ON THE MODUS OPERANDI OF ORGAN  
48 TRAFFICKERS. THE DOH SHALL LIKEWISE RENDER

1 ASSISTANCE IN THE INVESTIGATION AND PROSECUTION  
2 OF ORGAN TRAFFICKING CASES.

3  
4 (L) DEPARTMENT OF INFORMATION AND COMMUNICATIONS  
5 TECHNOLOGY (DICT) – IN COORDINATION WITH THE  
6 CYBERCRIME INVESTIGATION AND COORDINATING  
7 COUNCIL (CICC), NATIONAL PRIVACY COMMISSION  
8 (NPC) AND NATIONAL TELECOMMUNICATIONS  
9 COMMISSION (NTC) SHALL FORMULATE POLICIES,  
10 RULES, AND REGULATIONS TO ENSURE THAT INTERNET  
11 INTERMEDIARIES WILL COMPLY WITH THEIR DUTIES TO  
12 NOTIFY, PRESERVE, AND DISCLOSE DATA, AS WELL AS  
13 INSTALL AVAILABLE TECHNOLOGY TO BLOCK OR  
14 FILTER ANY FORM OF CHILD TRAFFICKING, CHILD  
15 SEXUAL ABUSE, OR CSAFM or CSAM.

16  
17 IT SHALL LIKEWISE EXTEND IMMEDIATE ASSISTANCE  
18 FOR THE PREVENTION OF THE COMMISSION OF  
19 CYBERCRIME OFFENSES RELATED TO TRAFFICKING IN  
20 PERSONS, PARTICULARLY ONLINE EXPLOITATION OF  
21 CHILDREN; AND ASSIST LAW ENFORCEMENT AND  
22 PROSECUTION AGENCIES IN THE INVESTIGATION OF  
23 TRAFFICKING IN PERSONS COMMITTED THROUGH THE  
24 USE OF INFORMATION AND COMMUNICATIONS  
25 TECHNOLOGY.

26  
27 (M) DEPARTMENT OF TRANSPORTATION (DOTR) –  
28 CONSISTENT WITH ITS MANDATE TO PROVIDE VIABLE,  
29 EFFICIENT, FAST, SAFE, AND DEPENDABLE  
30 TRANSPORTATION, IT SHALL DEVELOP A  
31 COMPREHENSIVE PROGRAM AND AWARENESS  
32 CAMPAIGN TO ASSIST THE TRANSPORTATION SECTORS  
33 AND TRANSPORTATION PERSONNEL, SUCH AS AIRLINE  
34 FLIGHT ATTENDANTS, AIRPORT AGENTS, OR TAXI, BUS,  
35 TRUCK, DELIVERY DRIVERS, AND TRAIN TO IDENTIFY  
36 VICTIMS AND TO REPORT INCIDENTS OF TRAFFICKING IN  
37 PERSONS.

38  
39 (N) DEPARTMENT OF EDUCATION (DEPED) - SHALL PROVIDE  
40 MEASURES TO PREVENT TRAFFICKING IN PERSONS AND  
41 OTHER EXPLOITATIVE FORMS IN EDUCATIONAL  
42 INSTITUTIONS, SUCH AS THE CONDUCT OF INFORMATION  
43 CAMPAIGNS AND THE ESTABLISHMENT OF REPORTING  
44 MECHANISMS IN THE SCHOOL SYSTEM, CONSISTENT  
45 WITH THEIR CHILD PROTECTION AND GENDER AND  
46 DEVELOPMENT PROGRAMS.

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THE DEPED SHALL ALSO DEVELOP A TEACHER TRAINING MANUAL AND MODULES OR CURRICULUM FOR STUDENTS AIMED AT RAISING THEIR AWARENESS ON THE PERILS OF TRAFFICKING IN PERSONS AND THE PREVENTION OF TRAFFICKING AND OTHER EXPLOITATIVE FORMS OF BEHAVIOR. IN COORDINATION WITH THE IACAT, THE COMMISSION ON HIGHER EDUCATION (CHED), THE TECHNICAL EDUCATION AND SKILLS DEVELOPMENT AUTHORITY (TESDA), AND CIVIL SOCIETY ACTORS, THE DEPED SHALL IMPLEMENT A SCHOOL-BASED TRAFFICKING PREVENTIVE EDUCATION PROGRAM TO ACCOMPLISH THE FOLLOWING OBJECTIVES:

- (1) EDUCATE CHILDREN AND YOUTH ABOUT FUNDAMENTAL RIGHTS CONCERNING LABOR AND EMPLOYMENT, LIBERTY, AND HUMAN SECURITY, AS WELL AS OTHER ESSENTIAL RIGHTS,
- (2) ORIENT CHILDREN AND THE YOUTH ABOUT THE DANGERS OF INTERNATIONAL AND DOMESTIC TRAFFICKING IN ITS VARIOUS FORMS, AS WELL AS ILLEGAL RECRUITMENT, UNFAIR LABOR PRACTICES, INVOLUNTARY SERVITUDE, SEXUAL EXPLOITATION, PROSTITUTION, AND CHILD LABOR,
- (3) PROVIDE ONLINE OR OFFLINE AWARENESS-RAISING ACTIVITIES TO CHILDREN AND THE YOUTH ON:
  - (A) CHILD-SAFE USE OF THE INTERNET, AND EMPOWER THEM TO REPORT CASES OF CHILD SEXUAL ABUSE AND EXPLOITATION MATERIALS, USING THE CICC-ECPAT-INHOPE E-PROTECT KIDS ONLINE REPORTING HOTLINE; AND
  - (B) INFORMATION ON SERVICES PROVIDED BY THE GOVERNMENT AGENCIES AND NGOS TO AID AND PROTECT VICTIMS OF TRAFFICKING IN PERSONS;
- (4) IDENTIFY CHILDREN AND YOUTH WHO HAVE BEEN OR ARE CURRENTLY VICTIMS OF HUMAN TRAFFICKING AND REFER THEM TO THE PROPER AGENCY OR ORGANIZATION FOR PROTECTION AND REHABILITATION; AND,

1 (5) ESTABLISH A SAFE AND PROACTIVE TRAFFICKING  
2 REPORTING MECHANISM THAT ALLOWS MEMBERS  
3 OF THE SCHOOL COMMUNITY TO REPORT SUSPECTED  
4 OR CONFIRMED CASES OF HUMAN TRAFFICKING.  
5 THE SCHOOL-BASED PROGRAM SHALL COVER ALL  
6 STUDENTS ENROLLED IN ELEMENTARY (GRADES 3 TO  
7 6), JUNIOR HIGH SCHOOLS, SENIOR HIGH SCHOOLS,  
8 COLLEGES, UNIVERSITIES, AND TECHNICAL OR  
9 VOCATIONAL EDUCATION PROGRAMS.

10  
11 (O) DEPARTMENT OF TOURISM (DOT) – SHALL ENSURE THAT  
12 ALL ANTI-TRAFFICKING IN PERSONS SAFEGUARDS ARE  
13 IMPLEMENTED AND SUSTAINED IN ALL TOURISM  
14 ENTERPRISES, AND DEVELOP, IN COORDINATION WITH  
15 THE IACAT, A SET OF CRITERIA AS BASIS FOR  
16 ACCREDITATION OF TOURISM ENTERPRISES BY ITS  
17 LOCAL TOURISM OFFICES, SUCH AS THE ENACTMENT OF  
18 A LOCAL TOURISM CHILD PROTECTION POLICY IN  
19 PARTNERSHIP WITH AN NGO THAT IS INVOLVED IN  
20 PREVENTING SEXUAL EXPLOITATION OF CHILDREN IN  
21 THE TRAVEL AND TOURISM INDUSTRY.

22  
23 (P) OVERSEAS WORKERS WELFARE ADMINISTRATION  
24 (OWWA) – SHALL PROVIDE WELFARE PROGRAMS AND  
25 SERVICES THAT RESPOND TO THE NEEDS OF ITS  
26 MEMBER- OVERSEAS FILIPINO WORKERS (OFWS),  
27 INCLUDING THEIR FAMILIES, WHO HAVE BECOME  
28 VICTIMS OF TRAFFICKING IN PERSONS. WHEN THE  
29 TRAFFICKED VICTIMS INVOLVE CHILDREN OR  
30 UNDERAGED MIGRANT WORKERS, THE REPATRIATION  
31 SHALL BE MANDATORY AND UNDERTAKEN WITHOUT  
32 DELAY. THE SERVICES TO THE OFWS SHALL INCLUDE  
33 COUNSELING AND OTHER PSYCHO-SOCIAL  
34 INTERVENTION SERVICES, EDUCATION AND TRAINING,  
35 CULTURAL SERVICES, FINANCIAL MANAGEMENT,  
36 LIVELIHOOD AND ENTERPRENEURIAL DEVELOPMENT,  
37 AND OTHER REINTEGRATION PROGRAMS. IT SHALL  
38 LIKEWISE PROVIDE PROMPT AND APPROPRIATE  
39 RESPONSE IN REPATRIATION OF OFWS WHO ARE VICTIMS  
40 OF TRAFFICKING IN PERSONS.

41  
42 [(k)] (Q) Local government units (LGUs) – SHALL DEVELOP AND  
43 IMPLEMENT PROGRAMS TO PREVENT TRAFFICKING IN  
44 PERSONS, MONITOR AND DOCUMENT CASES OF  
45 TRAFFICKING IN PERSONS, AND PROVIDE SUPPORT TO  
46 VICTIMS OF TRAFFICKING IN PERSONS INCLUDING THEIR

1 SUBSEQUENT REHABILITATION AND REINTEGRATION.  
2 TO THIS END, THEY SHALL:

- 3  
4 (1) ENSURE THAT THE VIOLENCE AGAINST WOMEN  
5 AND CHILDREN DESKS IN ALL BARANGAYS ARE  
6 ACTIVATED AND STAFFED BY TRAINED  
7 PERSONNEL WHO ARE ABLE TO PROVIDE  
8 IMMEDIATE AND APPROPRIATE SUPPORT TO  
9 VICTIMS OF TRAFFICKING IN PERSONS;  
10  
11 (2) ORGANIZE AND ENSURE THE SMOOTH  
12 FUNCTIONING OF A SUB-COMMITTEE ON  
13 TRAFFICKING IN PERSONS AS AN INTEGRAL PART  
14 OF THE LOCAL ANTI-TRAFFICKING IN PERSONS  
15 COUNCIL THAT SHALL RECOMMEND POLICIES AND  
16 PROGRAMS AIMED AT ENSURING THE PROTECTION  
17 OF CHILDREN AGAINST TRAFFICKING AND GRANT  
18 HONORARIA TO LOCAL ANTI-TRAFFICKING IN  
19 PERSONS COMMITTEES OR COUNCIL MEMBERS TO  
20 ENSURE TOTAL ACTIVE PARTICIPATION;  
21  
22 (3) [monitor and document] DOCUMENT AND MONITOR  
23 cases of trafficking in persons in their RESPECTIVE areas of  
24 jurisdiction, effect the cancellation of licenses of  
25 establishments which violate the provisions of this Act and  
26 ensure effective prosecution of such cases,  
27  
28 (4) ENSURE THE PROVISION OF NECESSARY SERVICES  
29 TO VICTIMS OF TRAFFICKING IN PERSONS, SUCH AS  
30 TEMPORARY SHELTER, BOARD AND LODGING,  
31 TRANSPORTATION, COUNSELLING AND  
32 DOCUMENTATION, AMONG OTHERS;  
33  
34 (5) COORDINATE WITH, REFER AND ENDORSE TO THE  
35 DSWD ALL CASES OF TRAFFICKING IN PERSONS;  
36  
37 (6) [They shall also] [u]Undertake an information campaign  
38 against trafficking in persons through the establishment of the  
39 Migrants Advisory and Information Network (MAIN) desks  
40 in municipalities or provinces in coordination with the DILG,  
41 [Philippine Information Agency (PIA)], [Commission on  
42 Filipinos Overseas (CFO)], NGOs and other concerned  
43 agencies. THEY SHALL DEVELOP A SYSTEM FOR  
44 ACCREDITATION AMONG NGOs FOR PURPOSES OF  
45 ESTABLISHING CENTERS AND PROGRAMS FOR  
46 INTERVENTION IN VARIOUS LEVELS OF THE  
47 COMMUNITY;

1 (7) [They shall] [e]Encourage and support community-based  
2 initiatives which address the trafficking in persons;  
3

4 (8) DEVELOP AND IMPLEMENT A TRAFFICKING IN  
5 PERSONS PREVENTIVE EDUCATION PROGRAM  
6 AIMED AT EDUCATING AND ORIENTING THE  
7 PUBLIC ABOUT THE CRIME AND HOW IT IS  
8 PERPETRATED IN CURRENT SOCIETY, AND THE  
9 SERVICES AVAILABLE FOR VICTIMS AND  
10 SURVIVORS;  
11

12 (9) ENACT ORDINANCES TO LOCALIZE AND  
13 STRENGTHEN THE IMPLEMENTATION OF THIS LAW  
14 BY PROVIDING LOCAL SERVICES AND PROGRAMS  
15 TO VICTIMS-SURVIVORS OF TRAFFICKING AND  
16 OTHER EXPLOITATIVE BEHAVIOR;  
17

18 (10) DEVELOP A SYSTEM FOR ACCREDITATION OF  
19 NGOs AND CSOs FOR PURPOSES OF ESTABLISHING  
20 CENTERS AND PROGRAMS FOR INTERVENTIONS IN  
21 THE COMMUNITY;  
22

23 (11) SUBMIT REGULAR REPORTS TO THE IACAT ON  
24 TRAFFICKING IN PERSONS CASES AND PROGRAMS  
25 UNDERTAKEN TO PREVENT AND ADDRESS  
26 TRAFFICKING IN PERSONS, AND  
27

28 (12) PROVIDE LIVELIHOOD GRANTS TO SUPPORT THE  
29 ECONOMIC EMPOWERMENT OF POOR  
30 HOUSEHOLDS, IN ORDER TO INCREASE THEIR  
31 FINANCIAL CAPACITIES AND ADDRESS  
32 HOUSEHOLD CRISES WHICH FORCE THEM TO  
33 ENGAGE IN TRAFFICKING.  
34

35 In implementing this Act, the [agencies concerned] LGUS  
36 may seek and enlist the assistance of NGOs, people's organizations  
37 (POs), civic organizations and other volunteer groups.  
38

39 THE DILG SHALL INVESTIGATE VIOLATIONS OF THIS  
40 PROVISION AND RECOMMEND THE APPROPRIATE FILING OF  
41 AN ADMINISTRATIVE CASE AGAINST ERRING PUBLIC  
42 OFFICIALS TO THE OMBUDSMAN  
43

44 ANY ACT OR OMISSION THAT IS VIOLATIVE OF THIS  
45 PROVISION, AND WHICH IS DEFINED AND PENALIZED UNDER  
46 THE REVISED PENAL CODE OR ANY STATUTE, SHALL BE  
47 PROSECUTED AND PUNISHED UNDER THE APPLICABLE LAW."

1           **SEC. 9.** Section 20 of Republic Act No. 9208 is hereby further amended to read as  
2 follows:

3  
4           **"SEC. 20. *Inter-Agency Council Against Trafficking.*** – There is hereby  
5 established an Inter-Agency Council Against Trafficking (IACAT), to be  
6 composed of the Secretary of the [Department of Justice] DOJ as Chairperson  
7 and the Secretary of the Department of Social Welfare and Development as  
8 Co-Chairperson and shall have the following as members:

9  
10           x x x

- 11  
12           (D) SECRETARY, DEPARTMENT OF HEALTH (DOH);  
13           (E) SECRETARY, DEPARTMENT OF INFORMATION AND  
14           COMMUNICATIONS TECHNOLOGY (DICT);  
15           (F) SECRETARY, DEPARTMENT OF TRANSPORTATION  
16           (DOTr);  
17           (G) SECRETARY, DEPARTMENT OF EDUCATION (DEPED);  
18           (H) SECRETARY, DEPARTMENT OF TOURISM (DOT);  
19        [(d)] (I) Administrator, Philippine Overseas Employment Administration  
20           (POEA);  
21           (J) ADMINISTRATOR, OVERSEAS WORKERS WELFARE  
22           ADMINISTRATION (OWWA),  
23        [(e)] (K) Commissioner, Bureau of Immigration (BI);  
24        [(f)] (L) Chief, Philippine National Police (PNP);  
25        [(g)] (M) Chairperson, Philippine Commission on Women (PCW);  
26        [(h)] (N) Chairperson, Commission on Filipinos Overseas (CFO);  
27        [(i)] (O) Executive Director, Philippine Center [for] ON Transnational  
28           Crime[s];  
29           (P) DIRECTOR, NATIONAL BUREAU OF INVESTIGATION  
30           (NBI);  
31           (Q) EXECUTIVE DIRECTOR, COUNCIL FOR THE WELFARE OF  
32           CHILDREN (CWC);  
33           (R) CHAIRPERSON, NATIONAL COMMISSION ON  
34           INDIGENOUS PEOPLES;  
35           (S) EXECUTIVE DIRECTOR, ANTI-MONEY LAUNDERING  
36           COUNCIL;  
37           (T) PRESIDENTS OF THE LEAGUES OF PROVINCES,  
38           MUNICIPALITIES, AND CITIES OF THE PHILIPPINES, and,  
39        [(j)] (U) Three (3) representatives from NGOs, who shall include one (1)  
40           representative each from among the sectors representing women,  
41           overseas Filipinos, and children, with a proven record of  
42           involvement in the prevention and suppression of trafficking in  
43           persons. These representatives shall be nominated by the  
44           government agency representatives of the Council, for appointment  
45           by the President for a term of three (3) years.

46  
47           The members of the Council may designate their permanent representatives  
48           who shall have a rank not lower than an assistant secretary or its equivalent to

1 meetings, and shall receive emoluments as may be determined by the Council in  
2 accordance with existing budget and accounting rules and regulations.  
3

4 THE DEPARTMENT OF JUSTICE SHALL PREPARE AND FORMULATE  
5 THE ORGANIZATIONAL STRUCTURE AND STAFFING PATTERN OF THE  
6 IACAT FOR SUBMISSION TO THE DEPARTMENT OF BUDGET AND  
7 MANAGEMENT FOR ITS EVALUATION AND APPROVAL.”  
8

9 **SEC. 10.** Section 21 of Republic Act No. 9208 is hereby amended to read as follows:  
10

11 “**SEC. 21. *Functions of the Council.*** – The Council shall have the  
12 following powers and functions:  
13

- 14 (a) Formulate a comprehensive and integrated program to prevent and  
15 suppress the trafficking in persons, UTILIZING A MULTI-  
16 DISCIPLINARY AND COLLABORATIVE APPROACH IN THE  
17 SERVICE DELIVERY AND CASE MANAGEMENT OF  
18 TRAFFICKING VICTIMS AND SURVIVORS AND THEIR  
19 FAMILIES, INCLUDING LIVELIHOOD OPPORTUNITIES,  
20 THE DEVELOPMENT OF SCHOOL-BASED AND  
21 COMMUNITY-BASED HUMAN TRAFFICKING PREVENTIVE  
22 EDUCATION PROGRAMS, AND PSYCHOSOCIAL  
23 INTERVENTIONS BY A MULTI-DISCIPLINARY TEAM FOR  
24 VICTIMS AND THEIR FAMILIES;  
25

26 x x x  
27

- 28 (m) Coordinate with the INTER-AGENCY COUNCIL AGAINST  
29 CHILD PORNOGRAPHY (IACACP) [Department of  
30 Transportation and Communications (DOTC)], Department of  
31 Trade and Industry (DTI), and other NGOs in monitoring the  
32 promotion [of] OR advertisement of ANY FORM OF trafficking IN  
33 PERSONS in the internet;  
34

- 35 (n) XXX  
36

- 37 (o) Initiate training programs in identifying and providing the necessary  
38 intervention or assistance to trafficked persons; [and]  
39

- 40 (P) REGULARLY ASSESS CURRENT DATA COLLECTION ON,  
41 AND THE REPORTING AND MONITORING SYSTEM FOR  
42 TRAFFICKING, AND IDENTIFY GAPS IN  
43 IMPELEMENTATION;  
44

- 45 (Q) DEVELOP EFFECTIVE REFERRAL SYSTEM WHICH  
46 CONCERNED GOVERNMENT AGENCIES AND NGOs CAN  
47 USE TO COORDINATE THE NECESSARY INTERVENTION  
48 OR ASSISTANCE THAT CAN BE PROVIDED TO  
49 TRAFFICKED PERSONS;



1 (R) CONDUCT STUDIES WITH OTHER STAKEHOLDERS SUCH  
2 AS LGUs, CIVIL SOCIETY, AND THE ACADEME TO BUILD  
3 MORE EMPIRICAL EVIDENCE ON TRAFFICKING CASES;  
4

5 (S) DEVELOP AN INTEGRATED CASE MANAGEMENT SYSTEM  
6 OR TRAFFICKING IN PERSONS DATA SETS TO EASE THE  
7 COORDINATION AND MONITORING AMONG THE  
8 MEMBERS OF THE COUNCIL AND ENSURE THE PROPER  
9 RECOVERY AND REINTEGRATION OF THE VICTIM-  
10 SURVIVORS OF TRAFFICKING,  
11

12 (T) IMPOSE ADMINISTRATIVE SANCTIONS ON THE  
13 VIOLATIONS OF THIS LAW AND ITS IMPLEMENTING  
14 RULES AND REGULATIONS AS WELL AS ITS ORDERS AND  
15 RESOLUTIONS; AND,  
16

17 [(p)] (U) Exercise all the powers and perform such other functions necessary  
18 to attain the purposes and objectives of this Act.”  
19

20 SEC. 11. Section 24 of Republic Act No. 9208 is hereby amended to read as follows:  
21

22 “SEC. 24. *Other Services for Trafficked Persons.* –  
23

24 XXX  
25

26 (D) HEALING, RECOVERY, AND REINTEGRATION PROGRAM  
27 FOR TRAFFICKED PERSONS – THE DSWD AND THE LGUs  
28 SHALL DEVELOP AND IMPLEMENT A HEALING,  
29 RECOVERY, AND REINTEGRATION PROGRAM FOR  
30 TRAFFICKED PERSONS WHICH SHALL INCLUDE A  
31 COMPREHENSIVE PACKAGE OF SERVICES FOR THE  
32 INDIVIDUAL VICTIM-SURVIVOR OF TRAFFICKING IN  
33 PERSONS, THE VICTIM’S IMMEDIATE FAMILY, AND THE  
34 COMMUNITY AT LARGE INCLUDING MENTAL HEALTH  
35 SERVICES SUCH AS PSYCHOLOGICAL ASSESSMENT,  
36 COUNSELING AND THERAPY, REHABILITATION, AND  
37 ASSISTANCE IN ACCESSING JUDICIAL SERVICES,  
38 LIVELIHOOD TRAINING AND OPPORTUNITIES,  
39 PSYCHOEDUCATION SERVICES, EDUCATIONAL  
40 SCHOLARSHIPS, OR SKILLS ENHANCEMENT TRAINING  
41 SERVICES, AND ECONOMIC REINTEGRATION SERVICES.  
42

43 THE LGUs SHALL BE RESPONSIBLE FOR THE PROPER  
44 IMPLEMENTATION OF THE RECOVERY AND  
45 REINTEGRATION PROGRAM FOR TRAFFICKED PERSONS:  
46 *PROVIDED*, THAT THE DSWD SHALL MONITOR AND  
47 EVALUATE THE IMPLEMENTATION OF THE PROGRAM,  
48 AND CONDUCT AN AUDIT OF LSWDOS.”

1           **SEC. 12. Appropriations.** – The amount necessary for the implementation of this  
2 Act shall be included in the annual General Appropriations Act.

3           **SEC. 13. Implementing Rules and Regulations (IRR).** – The IACAT shall, in  
4 consultation with representatives from other relevant government agencies such as CWC,  
5 DICT, CICC, IACACP, PNP, NBI, NTC and NPC, the internet intermediaries, and  
6 concerned NGOs, promulgate the necessary rules and regulations to implement this Act,  
7 within ninety (90) days after its effectivity.  
8

9           The IRR shall include specific duties appropriate to each type of internet  
10 intermediary as mentioned in Section 3 (s) of this Act.

11           **SEC. 14. Suppletory Application of the Revised Penal Code.** – The *Revised Penal*  
12 *Code* shall be suppletoryly applicable to this Act.

13           **SEC. 15. Separability Clause** – If any part of this Act is declared unconstitutional  
14 or invalid, the other provisions not affected thereby shall continue to be in full force and  
15 effect.

16           **SEC. 16. Repealing Clause.** – Republic Act No. 9208, as amended by Republic Act  
17 No. 10364, is hereby further amended. All other laws, presidential decrees, executive orders,  
18 administrative orders, rules, and regulations inconsistent with or contrary to the provisions  
19 of this Act are deemed amended, modified or repealed accordingly.

20           **SEC. 17. Effectivity.** – This Act shall take effect fifteen (15) days after its  
21 publication in the *Official Gazette* or in a newspaper of general circulation.

Approved,