

Senator PRIMICIAS. Mr. President, this bill has been certified by the Executive and, therefore, I move that we vote on third reading on said bill.

APROBACIÓN EN TERCERA LECTURA DEL C. R.
NO. 2501

El PRESIDENTE INTERINO. La votación en tercera lectura del Proyecto de Ley Número 2501 de la Cámara de Representantes está en orden. Léase el título solamente, si no hay objeción. (No la hubo.)

El SECRETARIO:

An Act authorizing the President of the Republic of the Philippines to enter into trade agreements with other countries for a limited period and for other purposes.

El PRESIDENTE INTERINO. Léase la lista.

El SECRETARIO:

Senador Esteban R. Abada	Sí.
" Manuel C. Briones	Ausente.
" Tomás L. Cabili	Sí.
" Edmundo B. Cea	Sí.
" Francisco A. Delgado	Sí.
" Ruperto Kangleón	Sí.
" José P. Laurel	Sí.
" José C. Locsin	Ausente.
" Fernando López	Sí.
" Alejo Mabánag	Ausente.
" Enrique B. Magalona	Ausente.
" Justiniano S. Montano	Sí.
" Quintín Paredes	Sí.
" Emmanuel Peláez	Sí.
" Macario Peralta, Jr.	Sí.
" Cipriano P. Primicias	Sí.
" Gil J. Púyat	Sí.
" Claro M. Recto	Ausente.
" Eulogio Rodríguez, Sr.	Sí.
" Lorenzo Sumulong	Ausente.
" Lorenzo M. Tañada	Sí.
" José C. Zulueta	Ausente.
El PRESIDENTE INTERINO	Sí.

(El Secretario informa a la Mesa del resultado de la votación.)

El PRESIDENTE INTERINO. Por dieciséis votos afirmativos, queda aprobado el proyecto en tercera lectura.

ORDEN ESPECIAL

Senator PRIMICIAS. I ask that House Bill No. 1791 be included in the calendar for special orders for today.

The ACTING PRESIDENT. Is there any objection? (Silence.) The motion is carried.

SEGUNDA LECTURA Y CONSIDERACIÓN DEL C. R.
NO. 1305

Senator PRIMICIAS. I ask that we consider House Bill No. 1305.

The ACTING PRESIDENT. Consideration of House Bill No. 1305 is in order. The Secretary will please read the bill.

The SECRETARY:

AN ACT PROVIDING FOR CHARITY SWEEPSTAKES HORSE RACES AND LOTTERIES

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

SECTION 1. *The Philippine Charity Sweepstakes Office.*—The Philippine Charity Sweepstakes Office hereinafter designated the Office, shall have the general powers conferred in section thirteen of Act Numbered One thousand four hundred fifty-nine. It shall have a Board of Directors, hereinafter designated the Board, composed of five members who shall be appointed by the President of the Philippines with the consent of the Commission on Appointments and whose compensation and term of office shall be fixed by the President.

SEC. 2. *General Manager and personnel.*—The General Manager shall have the direction and control of the Office in all matters which are not specifically reserved for action by the Board. Subject to the approval of the Board of Directors, he shall also appoint the personnel of the Office, except the Auditor and the personnel of the office of the Auditor who shall be appointed by the Auditor General.

SEC. 3. *Operating expenses.*—The operation expenses of the Office shall be paid from its receipts.

SEC. 4. *Holding of sweepstakes.*—The Office shall hold charity horse race sweepstakes under such regulations as shall be promulgated by the Board in accordance with Republic Act Numbered Three hundred and nine: *Provided, however,* That when the holding of a sweepstakes race to determine prizes is impossible due to war, public calamity, or other unforeseen or fortuitous event, or when there is no sufficient number of horses to determine the major prizes, the Board of Directors may determine the procedure to be followed in the distribution of prizes in the most just, equitable and expeditious manner. The horse races and the sale of tickets in the said sweepstakes shall be exempt from all taxes, except that each ticket shall bear a twelve-centavo internal revenue stamp and that from the total prize fund as provided herein from the proceeds of the sale of tickets there shall be deducted an amount equivalent to one and one-half per centum of such prize fund, which shall be paid to the Bureau of Internal Revenue not later than ten days after each sweepstakes in lieu of the income tax heretofore collected from sweepstakes prize winners: *Provided, however,* That any prizes that may be paid out from the resulting prize fund, after said one and one-half per centum has been deducted, shall be exempt from income tax. The tickets shall be printed by the Government and shall be considered government securities for the purpose of penalizing forgery or alteration.

SEC. 5. *Races entries.*—The races to be held under this Act shall be of five kinds: (a) those horses of less than fifty-four inches in height; (b) those for horses of fifty-four inches but not more than fifty-six inches in height; (c) those for horses of fifty-six inches but not more than fifty-eight inches in height; (d) those for horses of fifty-eight inches in height but not more than sixty inches in height; and (e) those for horses of sixty inches

more in height. Only native horses may participate in any sweepstakes race. A horse intended for races under this Act shall be registered, within thirty days after birth, with the treasurer of the municipality in the Philippines where it was born. Another registration with the same office should be made within one year after its birth wherein all identification data, such as brand, sex, color and cow-licks shall be stated. Three years after this Act takes effect no horse shall be allowed to participate in any race under this Act unless so registered.

Only horses that have not run for a prize previously in any race in the Philippines may participate in any sweepstakes race under this Act. All horses participating in any sweepstakes race shall be registered with the Philippine Charity Sweepstakes Office at least thirty days before the holding of the race. No horse owner shall be permitted to register more than one entry that may participate in any sweepstakes race.

SEC. 6. *Disposal of gross receipts.*—The gross receipts from the sale of tickets for the races held under this Act shall be disposed of as follows:

(a) Ten *per centum* shall be applied to the payment of operating expenses of the Office. After deducting said expenses and a reserve fund has been set aside which shall in no case exceed one million pesos at any given time for the purchase of real estate and machineries for its own use; and/or to meet future losses and contingent liabilities, the balance remaining plus the proceeds from the races deducting the expenses of the draw and races sweepstakes day shall be added to the portion disposed under paragraph (c) hereof.

(b) Fifty-eight and one-half *per centum* shall be applied to the payment of the prizes, including those for the driver and jockeys of the winning horse. Each of the three main prizes for horses shall be ten *per centum* of the three main prizes for winning tickets, respectively.

(c) Six and one-half *per centum* shall be allotted to the provinces and cities in the Philippines, excepting the City of Manila, in proportion to the collections therein made and under such rules and regulations as the Board of Directors may prescribe, the amounts so allotted to be expended by the corresponding provincial and city governments for the maintenance of provincial, city and municipal hospitals, and for other health, social welfare, and charitable work in their respective jurisdiction.

(d) The remaining twenty-five *per centum* together with the proceeds realized from the holding of lotteries as hereinafter provided, shall be apportioned, except as otherwise provided herein, by the Board of Directors, with the approval of the President of the Philippines and shall be distributed over by Said Board among and to institutions or organizations engaged in charitable, relief, and health work for the improvement of the conditions of the Philippine masses in this country or abroad in the following proportions: thirty-three *per centum* to the Philippine Tuberculosis Society; sixteen *per centum* to the Community Chest of Greater Manila; twenty *per centum* to other recognized voluntary health and welfare organizations, including the National Federation of Women's Clubs, leprosy orphanages, organizations for the blind, Manila Boys' Town, Iloilo Boys' Town, homes for the aged, and inter-club athletic associations; thirty-one *per centum* to

physical education program of the public schools, Government health and welfare organizations or institutions including puericulture centers: *Provided*, That in the apportionment of funds to health and welfare organizations or institutions not specifically mentioned in this Act, the Board of Directors of the Sweepstakes must take into consideration the recommendations of the Secretary of Health or the Social Welfare Administrator: *Provided, further*, That in giving aid to the Community Chest of Greater Manila and other recognized voluntary health and welfare organizations not specifically mentioned in this Act, the amount of sweepstakes contribution shall be matched on the maximum basis of peso for peso by the proceeds of the fund-raising campaigns of the Community Chest of Greater Manila and other recognized voluntary health and welfare organizations: *And provided, further*, That the balance, if there be any, of the sixteen *per centum* allotted to the Community Chest of Greater Manila and twenty *per centum* to other recognized voluntary health and welfare organizations as provided herein, after the corresponding allotments have been given to them, shall also be reserved for distribution to Government health and welfare organizations. No aid from the proceeds of the sweepstakes herein authorized shall be given to any charitable organization not granted a special charter by law, unless it shall have first complied with the rules and regulations issued by the Board of Directors, approved by the President of the Philippines, governing the disposition of the sweepstakes fund and unless provision is contained in its by laws, to the effect that any property acquired or which it may acquire from the funds given to it under this Act shall not be sold or otherwise disposed of without the approval of the President of the Philippines, and that in the event of its dissolution, all such properties shall be transferred to and shall automatically become the property of the Philippine Government.

The funds given to any institution by virtue of this section shall be used for no other purpose than those authorized by the Board of Directors.

SEC. 7. *Annual report of the Board.*—The Board shall submit, during the month of July of each year, a report to the President of the Philippines and to both Houses of Congress on the activities of the Office.

SEC. 8. *Acts penalized.*—The following shall be punished by imprisonment for not less than one month and not more than three years:

(a) Any person who, without being a duly authorized agent of the Office, sells tickets of the Office, or, being such agent, sells tickets, fractions or coupons thereof not issued by the Office, representing or tending to represent an interest in tickets issued by the Office.

(b) Any person who sells tickets issued by the Office at a price greater than the price stated on the ticket.

(c) Any officer or employee of a hospital or other charitable or hygienic institution or organization who uses funds obtained from the Office under this Act for purposes other than those herein authorized.

SEC. 9. Once a month during the months when there are no sweepstakes draws and races, the Philippine Charity Sweepstakes Office is authorized to hold lotteries.

SEC. 10. The Board of Directors of the Sweepstakes, with the approval of the President of the Philippines, shall promulgate rules and regulations for the holding of lotteries; shall fix the number and price of the tickets for

the same and the number of tickets usually given *gratis* to the ticket vendors; fix the number and amount of the prizes; fix the date when the sale of tickets shall close; and designate the dates and place or places where such lotteries shall be held.

SEC. 11. *Laws affected.*—Act Numbered Four thousand one hundred thirty, as amended by Commonwealth Acts Numbered Three hundred one and Five hundred forty-six and by Republic Acts Numbered Seventy-two and Five hundred seventy-four, and all other Acts or parts thereof, except Commonwealth Act Numbered Five hundred ninety-five and Republic Act Numbered Six hundred twenty, inconsistent with the provisions of this Act are hereby repealed.

SEC. 12. *Date of effectivity.*—This Act shall take effect upon its approval.

Senator PRIMICIAS. Mr. President, the sponsor is the distinguished gentleman from Bulacán, Senator Delgado.

PONENCIA DEL SEN. DELGADO

The ACTING PRESIDENT. The gentleman from Bulacán has the floor.

Senator DELGADO. Mr. President and Gentlemen of the Senate, this bill is a composite bill between a Senate bill and a House bill for the revision of the law on sweepstakes. The main changes are that it authorizes the holding of three lotteries so as to increase the income of many philanthropic societies and it equalizes the participation of the different philanthropic societies in the sweepstakes and in the lotteries. I believe that this bill will improve very much the present provisions concerning sweepstakes and lotteries and I understand that there are some amendments that some members of this chamber would like to offer.

Senator PERALTA. Mr. President, will the gentleman yield?

The ACTING PRESIDENT. The gentleman may yield, if he so desires.

Senator DELGADO. With pleasure.

Senator PERALTA. Under the present law who is authorized to distribute the prizes to these charitable associations?

Senator DELGADO. Does Your Honor mean the portions?

Senator PERALTA. Yes, Your Honor.

Senator DELGADO. It is fixed by law in this bill.

Senator PERALTA. I am referring to the old law that we are trying to amend.

Senator DELGADO. The board of directors of the Office of the Philippine Charity Sweepstakes, with the approval of the President.

Senator PERALTA. Do I understand therefore that you are seeking to deprive the President of his authority to fix the percentage of prizes going to charitable institutions?

Senator DELGADO. If I may put it in another way, we are seeking to fix the portion belonging to each charitable institution by this law.

Senator PERALTA. And the President of the Philippines is deprived of his authority to fix the portions which he believes in his discretion each charitable society needs?

Senator DELGADO. To the extent that it is fixed by this law.

Senator PERALTA. There must be some strong reason, Mr. President, why President Magsaysay is being deprived of his authority to fix the percentages for each charitable society.

Senator DELGADO. The only reason is that it is felt that there will be less criticism if the percentages are fixed by law than if it were left to the discretion of the President.

Senator PERALTA. In other words, the chairman of the committee believes that there would be no criticism against the President or anybody if we approve this law.

Senator DELGADO. Yes, no possible criticism.

Senator PERALTA. Your Honor is certain that we will not be criticizing the President for these percentages?

Senator DELGADO. I am hoping so and I understand everybody is agreeable to this amendment.

Senator PERALTA. Frankly I have no interest in the matter, but I just want to find out the very reason. I understand the President right now has authority to fix the percentages. I thought probably we no longer rely on his judgment and that we are trying to limit his discretion, but more or less I am satisfied.

Senator DELGADO. The gentleman is correct. We are trying to avoid the exercise of the discretion so as to avoid any possible criticism, founded or unfounded, based on the distribution made by the Chief Executive.

Senator PERALTA. I thank the chairman of the committee.

Senator DELGADO. I thank the gentleman from Tárlac.

I move that this measure be approved on second reading.

Senator PAREDES. Mr. President, will the gentleman yield?

El PRESIDENTE INTERINO. El caballero puede contestar, si le place.

Senator DELGADO. With pleasure.

Senator PAREDES. May I know what is the share given to the Quezon Institute?

Senator DELGADO. Thirty-three per cent.

Senator PAREDES. Of the twenty per cent?

Senator DELGADO. Yes, Your Honor.
 Senator PAREDES. Thank you.

ENMIENDAS CEA

Senator CEA. Mr. President, I propose the following amendments: On page 4, line 19, put a period (.) after the word "abroad" and delete all the words thereafter until the end of the page.

The ACTING PRESIDENT. What does the Committee say?

Senator DELGADO. Mr. President, the Committee will be glad to accept that amendment.

The ACTING PRESIDENT. Is there any objection to the amendment on the part of the Senate? (*Silence.*) Approved.

Senator CEA. Mr. President, in order to complete my amendment, I also propose the following: On page 5, delete all the words beginning with the syllable "stakes" on line 7 and ending with the word "organizations" on line 16.

The ACTING PRESIDENT. What does the Committee say?

Senator DELGADO. We accept the amendment, Mr. President.

The ACTING PRESIDENT. Is there any objection to the amendment on the part of the Senate? (*Silence.*) Approved.

APROBACIÓN EN SEGUNDA LECTURA DEL C. R.
 NO. 1305

Senator PRIMICIAS. Mr. President, if there are no more amendments, I ask that the bill be approved on second reading as amended.

El PRESIDENTE INTERINO. Vamos a votar el proyecto. Los que estén conformes con el proyecto tal como ha quedado enmendado, digan, sí. (*Varios Senadores: Sí.*) Los que no lo estén digan, no. (*Silencio.*) Se aprueba el proyecto en segunda lectura tal como se ha enmendado.

Senator PRIMICIAS. Mr. President, this bill has been certified by the Chief Executive. I ask that we vote on this bill on third reading.

APROBACIÓN EN TERCERA LECTURA DEL C. R.
 NO. 1305

El PRESIDENTE INTERINO. La votación en tercera lectura del Proyecto de Ley Número 1305 de la Cámara de Representantes está en orden. Léase el título solamente, si no hay objeción. (*No la hubo.*)

El SECRETARIO:

An Act providing for Charity Sweepstakes horse races and lotteries.

El PRESIDENTE INTERINO. Léase la lista.

El SECRETARIO:

Senador	Esteban R. Abada	Sí
"	Manuel C. Briones	Ausente.
"	Tomás L. Cabili	Sí
"	Edmundo B. Cea	Sí
"	Francisco A. Delgado	Sí
"	Ruperto Kangleón	Sí
"	José P. Laurel	Sí
"	José C. Locsin	Ausente.
"	Fernando López	Sí
"	Alejo Mabánag	Ausente.
"	Enrique B. Magalona	Ausente.
"	Justiniano S. Montano	Sí
"	Quintín Paredes	Sí
"	Emmanuel Peláez	Ausente.
"	Macario Peralta, Jr.	Sí
"	Cipriano P. Primicias	Sí
"	Gil J. Púyat	Sí
"	Claro M. Recto	Ausente.
"	Eulogio Rodríguez, Sr.	Sí
"	Lorenzo Sumulong	Ausente.
"	Lorenzo M. Tañada	Sí
"	José C. Zulueta	Ausente.
El PRESIDENTE INTERINO		Sí

(*El Secretario informa a la Mesa del resultado de la votación.*)

El PRESIDENTE INTERINO. Por quince votos afirmativos, queda aprobado el proyecto en tercera lectura.

SEGUNDA LECTURA Y CONSIDERACIÓN DEL C. R.
 NO. 2301

Senator PRIMICIAS. Mr. President, I ask for the immediate consideration of House Bill No. 301.

El PRESIDENTE INTERINO. Está en orden la consideración del Proyecto de Ley Número 2301 de la Cámara de Representantes. Léase.

El SECRETARIO:

AN ACT TO AMEND CERTAIN SECTIONS OF THE ADMINISTRATIVE CODE, AS AMENDED BY REPUBLIC ACT NUMBERED ONE HUNDRED SIXTY-FOUR, RELATIVE TO OFFICES OF REGISTER OF DEEDS.

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

SECTION 1. Sections one hundred ninety-two, one hundred ninety-two (b), and two hundred one of the Administrative Code, as amended by Republic Act Numbered One hundred sixty-four, are hereby amended to read as follows:

"SEC. 192. Office of register of deeds.—There shall be one register of deeds for each city and one for each province, except in the Mountain Province, where there shall be two: one for the Subprovince of Benguet and another for the rest of the province: Provided, however, That the register of deeds of the City of Baguio shall be