

RECORD OF THE SENATE

WEDNESDAY, MAY 16, 1990

OPENING OF THE SESSION

At 3:17 p.m., the Honorable Jovito R. Salonga, President of the Senate, called the session to order.

The President. Binubuksan ang pulong ng Senado.

Pangungunahan tayo sa panalangin ni Senador Sotero H. Laurel.

Everybody remained standing for the opening prayer.

PRAYER

Senator Laurel.

Dear Lord,

Teach us to pray — to pray harder and oftener.

But more than just pray — teach us to be more contemplative and resolute; to strive harder, and still harder that we may be truly a part of You. For only being a part of You can we say You are a part of us and with us — and only then can we have more of life in this Chamber, a fuller birth every waking hour, a fresher youth every rising morning and at close of day, a more creditable record of genuine accomplishments.

Amen.

ROLL CALL

The President. Babasahin ng Kalihim ang talaan ng mga Senador.

The Secretary.

Senator Heherson T. Alvarez	Present
Senator Edgardo J. Angara	Present*
Senator Agapito A. Aquino	Present
Senator Juan Ponce Enrile	Present
Senator Joseph Ejercito Estrada	Present*
Senator Neptali A. Gonzales	**
Senator Teofisto T. Guingona, Jr.	Present
Senator Ernesto F. Herrera	Present*
Senator Sotero H. Laurel	Present
Senator Jose D. Lina, Jr.	Present
Senator Ernesto M. Maceda	Present

Senator Orlando S. Mercado	Present
Senator John H. Osmeña	Present
Senator Vicente T. Paterno	Present
Senator Aquilino Q. Pimentel, Jr.	Present
Senator Santanina T. Rasul	Present*
Senator Alberto G. Romulo	Present
Senator Rene A. V. Saguisag	Present
Senator Leticia Ramos Shahani	Present*
Senator Mamintal Abdul J. Tamano	Present*
Senator Wigberto E. Tañada	Present
Senator Victor S. Ziga	Present
The President	Present

The President. Labing-anim na Senador ang dumalo sa ating pagpupulong; mayroon tayong korum.

THE JOURNAL

Senator Guingona. Mr. President, I move to dispense with the reading of the *Journal* of yesterday's session and consider the same as approved.

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

The Secretary will now proceed with the reading of the Order of Business.

REFERENCE OF BUSINESS

MESSAGE OF THE PRESIDENT OF THE PHILIPPINES

The Secretary.

10 May 1990

Gentlemen:

I have the honor to forward herewith one (1) certified true copy and sixteen (16) additional copies of the Protocol Between the Government of the Republic of the Philippines and the Kingdom of Norway Amending the Convention for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with Respect to Taxes on Income and on Capital signed at Manila on 22 May 1989 by the former Secretary of Finance, Vicente R. Jayme, and the Norwegian Ambassador to the Philippines, Harald Svan Middtun.

The Protocol amends paragraph 3, Article 15, as well as paragraph 2, Article 29, of the RP-Norway Convention for the Avoidance of Double Taxation on Fiscal Evasion with Respect to Taxes on Income and consists of four Articles.

*Arrived after the roll call

**On official mission

SUSPENSION OF THE SESSION

Senator Maceda. May I have a one-minute suspension of the session, Mr. President.

The President Pro Tempore. The session is suspended for one minute, if there is no objection. *[There was none.]*

It was 4:42 p.m.

RESUMPTION OF THE SESSION

At 4:43 p.m., the session is resumed.

The President Pro Tempore. The session is resumed.

MACEDA AMENDMENT

Senator Maceda. On page 14, Section 26, line 15, we propose to replace the "Commissioner of the Bureau of Internal Revenue" with "THE SECRETARY OF FINANCE", so that it will cover not only the Bureau of Internal Revenue but the Bureau of Customs, the EIIB, and other agencies under the Department of Finance that would have something to do with this. If the Bureau of Internal Revenue is included, then the others would have something to do with it — the Secretary of Finance.

Senator Pimentel. Accepted, Mr. President.

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

The Chair would like to ask a question and this question relates to matters that are being considered by this Chamber under the bill on environment or pollution control being sponsored by the Senator from Isabela. On page 10, Section 18, we find that there are provisions relative to the Board banning the use of mercury or any other noxious substances in mining areas, et cetera. The Chair would like to know if this provision will be affected by any ultimate decision that might be reached by the Chamber relative to the Pollution Control Bill.

Senator Pimentel. This will be in effect a special rule regarding mining activities. Of course, since the other bill is pending, we can introduce the concept embodied here in that bill. There will be no conflict whatsoever. That would be my proposal.

The President Pro Tempore. In other words, this would be without prejudice to one or the other being changed so as to arrive at a uniform policy or decision.

Senator Pimentel. Certainly, Mr. President.

The President Pro Tempore. The Majority Floor Leader is recognized.

Senator Guingona. Mr. President, I move that we close the period of amendments.

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

APPROVAL OF SENATE BILL NO. 1333
ON SECOND READING, AS AMENDED

Senator Guingona. Mr. President, I move that we vote on Senate Bill No. 1333, as amended, on Second Reading.

The President Pro Tempore. We shall now vote on the bill, as amended, on Second Reading. As many as are in favor of the bill, as amended, will please say *Aye*. *[Several Senators: Aye]* As many as are against will please say *Nay*. *[Silence]* Senate Bill No. 1333, as amended, is approved on Second Reading.

Senator Guingona. We are supposed to have a caucus this afternoon on the Local Government Code, and perhaps we can also include the Logging Ban. Both are in the Calendar but in view of the fact that we can achieve more through a caucus, I ask that we suspend the session for the caucus.

SUSPENSION OF THE SESSION

The President Pro Tempore. The session is suspended for a caucus that will follow, if there is no objection. *[There was none.]*

It was 4:47 p.m.

RESUMPTION OF THE SESSION

At 6:41 p.m., the session was resumed with the Honorable Jovito R. Salonga, President of the Senate, presiding.

The President. The session is resumed.

SPECIAL ORDERS

Senator Guingona. Mr. President, I move that the following Committee Reports be transferred to the Calendar for Special Orders:

Committee Report No. 138 on Senate Bill No. 335, entitled

AN ACT REGULATING THE PRACTICE OF
NURSING IN THE PHILIPPINES.

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

Senator Guingona. Committee Report No. 914 on Senate Bill No. 1243, entitled

AN ACT PROVIDING FOR THE TWENTY YEAR PRESCRIPTIVE PERIOD FOR THE CRIME OF ILLEGAL RECRUITMENT CONSTITUTING ECONOMIC SABOTAGE, AMENDING FOR THE PURPOSE ARTICLE 290 OF THE LABOR CODE OF THE PHILIPPINES.

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

Senator Guingona. Committee Report No. 161 on Senate Bill No. 240, entitled

AN ACT PROVIDING FOR THE PROMOTION, DEVELOPMENT, PRESERVATION OF NATIONAL LIVING TREASURES ENGAGED IN TRADITIONAL ARTS AND CRAFTS.

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

Senator Guingona. Committee Report No. 1059 on Senate Bill No. 1532, entitled

AN ACT TO AMEND AND REVISE REPUBLIC ACT 3019, AS AMENDED, OTHERWISE KNOWN AS THE ANTI-GRAFT AND CORRUPT PRACTICES ACT.

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

Senator Guingona. Mr. President, tomorrow, we will consider Senate Bill No. 335, the Nursing Act; Senate Bill No. 1243, Illegal Recruitment; Senate Bill No. 1047, Public Disclosures; Senate Bill No. 240, National Living Treasures; Senate Bill No. 1294, Public Service Announcements; Senate Bill No. 1468, returning to civil courts jurisdiction over offenses by military men; Senate Bill No. 799, Foreign Service Act; and House Bill No. 8048, Dipolog Normal College; House Bill No. 746, extending the franchise of PT&T; House Bill No. 19576, strategic environmental plan for Palawan; and Senate Bill No. 909 on ancestral domain.

The President. All right.

Senator Guingona. Mr. President, I move that we adjourn the session until three o'clock tomorrow afternoon.

ADJOURNMENT OF THE SESSION

The President. The session is adjourned until three o'clock tomorrow afternoon, if there is no objection. [*There was none.*]

It was 6:44 p.m.