

## RECORD OF THE SENATE

**TUESDAY, FEBRUARY 6, 2001**

### OPENING OF THE SESSION

*At 4:08 p.m., the Senate President, Hon. Aquilino Q. Pimentel Jr. called the session to order.*

**The President.** The 51st session of the Senate in the Third Regular Session of the Eleventh Congress is hereby called to order.

Let us all stand for the opening prayer to be led by Sen. Teofisto T. Guingona Jr.

*Everybody rose for the prayer.*

### PRAYER

**Senator Guingona.** Let us bow our heads in prayer.

Dear God in Heaven,

The nation has emerged from a storm  
It is now time to build, a time to heal  
A time to renew faith, to restore moral values  
like honesty and honor;  
A time to address with vigor the challenges we all face:  
poverty, social and economic inequity, free  
trade in an unequal world, justice, especially to  
the underprivileged.

As we emerge from the storm of the recent past,  
It is time we take stock and ask: Where do we go from  
here? What other problems and priorities?  
How do we bind the nation's wounds and build  
the Filipino anew? What legacy do we wish to  
leave to our children?

Dear God in Heaven,

Help us as You did thru the storm  
Guide us, strengthen us, teach us.  
Infuse into us the spirit to fight for truth  
To bind the past into lessons for the future, to build the  
nation resolutely for Your own eternal glory.

Amen.

### ROLL CALL

**The President.** The Secretary will please call the roll.

**The Secretary, reading:**

Senator Teresa Aquino-Oreta .....	Present*
Senator Robert Z. Barbers .....	Absent **
Senator Rodolfo G. Biazon .....	Present
Senator Renato L. Compañero Cayetano ....	Present
Senator Anna Dominique M. L. Coseteng ..	Present*
Senator Miriam Defensor Santiago .....	Present
Senator Franklin M. Drilon .....	Present
Senator Juan Ponce Enrile .....	Present
Senator Juan M. Flavio .....	Present
Senator Teofisto T. Guingona Jr. ....	Present
Senator Gregorio B. Honasan .....	Present
Senator Robert S. Jaworski .....	Present
Senator Loren B. Legarda-Leviste .....	Present*
Senator Ramon B. Magsaysay Jr. ....	Present*
Senator Blas F. Ople .....	Present*
Senator John Henry R. Osmeña .....	Present*
Senator Sergio R. Osmeña III .....	Present
Senator Ramon B. Revilla .....	Present
Senator Raul S. Roco .....	Present*
Senator Vicente C. Sotto III .....	Present
Senator Francisco S. Tatad .....	Present
The President .....	Present

**The President.** With 14 senators present, there is a quorum.

### ACKNOWLEDGMENT OF THE OFFICIAL VISIT OF LOCAL OFFICIALS FROM THE MUNICIPALITY OF MAJAYJAY, AKLAN LED BY TELO AND RACHEL TONGLD

May the Chair kindly acknowledge the presence of some local officials from the municipality of Majayjay, Aklan, led by Mrs. Rachel Tonglod and her husband, Telo. Will you please all kindly rise to be acknowledged.

Thank you very much.

The Majority Leader is recognized.

### THE JOURNAL (Consideration Deferred)

**Senator Drilon.** Mr. President, I move that we defer consideration of the 50th *Journal* as it is still being finalized.

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

\* Arrived after the roll call

\*\* Absent on account of illness

## BILL ON THIRD READING

## S. No. 2208—Special Incentives and Rewards for Exemplary Service in Revenue-Generating Agencies

Senator Tatad. Mr. President, in view of that certification, I move that we vote on Third Reading on Senate Bill No. 2208.

The President. Is there any objection? *[Silence]* There being none, voting on Third Reading on Senate Bill No. 2208 is now in order.

The Secretary will please read only the title of the bill.

The Secretary. Senate Bill No. 2208, entitled

AN ACT PROVIDING FOR OPTIMUM PERFORMANCE IN REVENUE COLLECTION THROUGH LATERAL ATTRITION AND GRANTING OF SPECIAL INCENTIVES AND REWARDS FOR EXEMPLARY SERVICE IN REVENUE-GENERATING AGENCIES OF THE GOVERNMENT AND FOR OTHER PURPOSES

The President. We shall now vote on the bill and the Secretary will call the roll.

The Secretary. Senators

Aquino-Oreta .....	Yes
Barbers .....	
Biazon .....	Yes
Cayetano .....	Yes
Coseteng .....	Yes
Defensor Santiago .....	
Drilon .....	Yes
Enrile .....	Yes
Flavier .....	Yes
Guingona Jr. ....	
Honasan .....	
Jaworski .....	Yes
Legarda-Leviste .....	Yes
Magsaysay Jr. ....	Yes
Ople .....	Yes
Osmeña (J.) .....	Yes
Osmeña III .....	Yes
Revilla .....	Yes
Roco .....	Yes
Sotto III .....	Yes
Tatad .....	Yes
The President .....	Yes

## APPROVAL OF S. NO. 2208 ON THIRD READING

The President. With 18 affirmative votes, no negative vote, and no abstention, Senate Bill No. 2208 is approved on Third Reading.

## BILL ON SECOND READING

S. No. 2196—Amending the Tariff and Customs Code  
(Continuation)

Senator Tatad. Mr. President, I move that we resume consideration of Senate Bill No. 2196 as reported out under Committee Report No. 439.

The President. Is there any objection? *[Silence]* There being none, resumption of consideration of Senate Bill No. 2196 is now in order.

Senator Tatad. Mr. President, we are still in the period of interpellations. But I am given to understand that those who had made a reservation to interpellate have since withdrawn that reservation. I now move that we close the period of interpellations.

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

Senator Tatad. Are there any committee amendments?

Senator Enrile. There are no committee amendments.

Senator Tatad. Since there are no committee amendments, I move that the period of committee amendments be closed.

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

Senator Tatad. For any individual amendments, I ask that Sen. Juan Ponce Enrile be recognized to receive proposed individual amendments.

Senator Enrile. By the way, Mr. President, the provisions that are embodied in this measure are actually mostly taken from the WTO pertinent provisions in the determination of transaction values.

Senator Tatad. In this case, Mr. President, there are no proposed individual amendments. I move that we close the period of individual amendments.

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

APPROVAL OF S. NO. 2196 ON SECOND READING

**Senator Tatad.** Mr. President, I move that we vote on Second Reading on Senate Bill No. 2196.

**The President.** Is there any objection? *[Silence]* There being none, we shall now vote on Second Reading on Senate Bill No. 2196.

As many as are in favor of the bill, say *aye*.

**Several Members.** *Aye.*

**The President.** As many as are against the bill, say *nay*. *[Silence]*

Senate Bill No. 2196 is approved on Second Reading.

**Senator Tatad.** Mr. President, this is a certified measure. May I ask that the Secretary read the certification.

**The President.** The Secretary will read the certification.

SUSPENSION OF SESSION

**Senator Tatad.** I move that we suspend the session for one minute.

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

*It was 4:45 p.m.*

RESUMPTION OF SESSION

*At 4:49 p.m., the session was resumed.*

**The President.** The session is resumed.

The Secretary will now read the certification of the bill in question.

**The Secretary.**

November 8, 2000

HON. FRANKLIN M. DRILON

Senate President  
Philippine Senate  
Pasay City

Dear Senate President Drilon:

Pursuant to the provisions of Article VI, Section 26 (2) of the Constitution, I hereby certify to the

necessity of the immediate enactment of Senate Bill No. 2196, entitled

AN ACT AMENDING CERTAIN PROVISIONS OF PRESIDENTIAL DECREE NO. 1464, OTHERWISE KNOWN AS THE TARIFF AND CUSTOMS CODE OF THE PHILIPPINES, AS AMENDED, AND FOR OTHER PURPOSES,

to address the public emergency in strengthening government's ability to safeguard against possible undervaluation of all declared imported articles and other Customs fraud, and to demonstrate our adherence to World Trade Organization Agreement.

Very truly yours,

(Sgd.) JOSEPH EJERCITO ESTRADA

cc: HON. MANUEL B. VILLAR  
Speaker  
House of Representatives  
Quezon City

BILL ON THIRD READING

S. No. 2196—Amending the Tariff and Customs Code

**Senator Tatad.** Mr. President, in view of that certification, I move that we vote on Third Reading on Senate Bill No. 2196.

**The President.** Is there any objection? *[Silence]* There being none, voting on Third Reading on Senate Bill No. 2196 is now in order.

The Secretary will please read only the title of the bill.

**The Secretary.** Senate Bill No. 2196, entitled

AN ACT AMENDING CERTAIN PROVISIONS OF PRESIDENTIAL DECREE NO. 1464, OTHERWISE KNOWN AS THE TARIFF AND CUSTOMS CODE OF THE PHILIPPINES, AS AMENDED, AND FOR OTHER PURPOSES

**The President.** We shall now vote on the bill and the Secretary will call the roll.

**The Secretary.** Senators

Aquino-Oreta ..... Yes  
Barbers .....  
Biazon ..... Yes  
Cayetano ..... Yes

Coseteng .....	Yes
Defensor Santiago .....	
Drilon .....	Yes
Enrile .....	Yes
Flavier .....	Yes
Guingona Jr. ....	Yes
Honasan .....	
Jaworski .....	Yes
Legarda-Leviste .....	Yes
Magsaysay Jr. ....	Yes
Ople .....	Yes
Osmeña (J.) .....	Yes
Osmeña III .....	Yes
Revilla .....	Yes
Roco .....	Yes
Sotto III .....	Yes
Tatad .....	Yes
The President .....	Yes

## APPROVAL OF S. NO. 2196 ON THIRD READING

**The President.** With 19 affirmative votes, no negative vote, and no abstention, Senate Bill No. 2196 is approved on Third Reading.

**BILL ON SECOND READING**  
**S. No. 1989 — Protecting the Layout**  
**Design of Integrated Circuits**  
*(Continuation)*

**Senator Tatad.** Mr. President, I move that we resume consideration of Senate Bill No. 1989 as reported out under Committee Report No. 218.

**The President.** Is there any objection? *[Silence]* There being none, resumption of consideration of Senate Bill No. 1989 is now in order.

**Senator Tatad.** We are still in the period of interpellations but those who have made a reservation to interpellate have since withdrawn their reservation. I move that we now close the period of interpellations.

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

**Senator Tatad.** I ask that Sen. Ramon B. Magsaysay Jr. be recognized.

**The President.** Sen. Ramon B. Magsaysay Jr. is recognized.

**Senator Tatad.** May we know if there are proposed committee amendments?

**Senator Magsaysay.** There are no committee amendments.

**Senator Tatad.** Since there are no proposed committee amendments, I move that the period of committee amendments be closed.

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

**Senator Tatad.** This is a WTO-compliance measure, Mr. President. I do not believe there are any individual amendments. I move that the period of individual amendments be closed.

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

## APPROVAL OF S. NO. 1989 ON SECOND READING

**Senator Tatad.** Mr. President, I move that we vote on Second Reading on Senate Bill No. 1989.

**The President.** Is there any objection? *[Silence]* There being none, we shall now vote on Second Reading on Senate Bill No. 1989.

As many as are in favor of the bill, say *aye*.

Several Members. *Aye*.

**The President.** As many as are against the bill, say *nay*. *[Silence]*

Senate Bill No. 1989 is approved on Second Reading.

**Senator Magsaysay.** This is a certified measure, Mr. President.

**Senator Tatad.** This is a certified measure. I ask that the Secretary read the certification.

**The President.** The Secretary will please read the certification.

Mr. Majority Leader, there seems to be some problem. Maybe we should have a one-minute suspension of the session.

## SUSPENSION OF SESSION

**Senator Tatad.** Mr. President, I move that we suspend the session for one minute.

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

*It was 4:53 p.m.*