

## [ VOL. II, July 31, 1986 ]

### R.C.C. NO. 44

Thursday, July 31, 1986

#### OPENING OF SESSION

*At 9:47 a.m., the President, the Honorable Cecilia Muñoz Palma, opened the session.*

THE PRESIDENT: The session is called to order.

#### NATIONAL ANTHEM

THE PRESIDENT: Everybody will please rise to sing the National Anthem.

*Everybody rose to sing the National Anthem.*

THE PRESIDENT: Everybody will please remain standing for the Prayer to be led by the Honorable Lugum L. Uka.

*Everybody remained standing for the Prayer.*

#### PRAYER

MR. UKA: My friends, let us bow our heads and pray:

*Bismillah Ir Rahman Ir Rahim*

Most merciful and compassionate Almighty God, Who guides the destinies of men and nations, we, the forty-eight (48) Members of this Constitutional Commission of 1986, humbly ask You to guide us on the right path. Grant us the wisdom to enable us to draft a Constitution that will bring about real democracy, unity, love, brotherhood, peace and prosperity among our people, Christians, Muslims and tribal communities alike.

Instill in us the noble belief expressed in all Your Holy Books that all mankind, regardless of race, color or creed, are but one single nation, one-big family, founded by Adam and Eve whom You have created as mankind's common ancestors.

Fill our hearts, Almighty God, with the message of brotherhood, love and unity which You commanded Your holy messengers or prophets to preach unto every creature and which Moses, Jesus and Mohammad did.

Make us more tolerant, kind, forgiving and peaceful so that peace, love and prosperity for all mankind shall prevail throughout the world.

Hasten, O Lord, the dawn of that new day when all nations will sing together in perfect unison, "Peace on earth, goodwill to all men." Amen.

THE PRESIDENT: The Secretary-General will please call the roll.

## ROLL CALL

THE SECRETARY-GENERAL: *reading:*

|               |           |              |           |
|---------------|-----------|--------------|-----------|
| Abubakar      | Present * | Natividad    | Present * |
| Alonto        | Present * | Nieva        | Present * |
| Aquino        | Present   | Nolledo      | Present   |
| Azcuna        | Present   | Ople         | Present * |
| Bacani        | Present   | Padilla      | Present   |
| Bengzon       | Present * | Quesada      | Present   |
| Bennagen      | Present   | Rama         | Present   |
| Bernas        | Present   | Regalado     | Present   |
| Rosario Braid | Present   | Reyes de los | Present * |
| Brocka        | Present * | Rigos        | Present   |
| Calderon      | Present   | Rodrigo      | Present   |
| Castro de     | Present   | Romulo       | Present   |
| Colayco       | Present   | Rosales      | Absent    |
| Concepcion    | Present   | Sarmiento    | Present   |
| Davide        | Present   | Suarez       | Present * |
| Foz           | Present * | Sumulong     | Present   |
| Garcia        | Present * | Tadeo        | Present   |
| Gascon        | Present * | Tan          | Present   |
| Guingona      | Present   | Tingson      | Present   |
| Jamir         | Present   | Treñas       | Present   |
| Laurel        | Present * | Uka          | Present   |
| Lerum         | Present   | Villacorta   | Present   |
| Maambong      | Present * | Villegas     | Present   |
| Monsod        | Present   |              |           |

The President is present.

The roll call shows 35 Members responded to the call.

THE PRESIDENT: The Chair declares the presence of a quorum.

The Assistant Floor Leader is recognized.

MR. CALDERON: Madam President, I move that we dispense with the reading of the Journal of the previous session.

THE PRESIDENT: Is there any objection that we dispense with the reading of the Journal of the previous session? (*Silence*) The Chair hears none; the motion is approved.

## APPROVAL OF JOURNAL

MR. CALDERON: Madam President, I move that we approve the Journal of yesterday's session.

THE PRESIDENT: Is there any objection that we approve the Journal of yesterday's session? (*Silence*) The Chair hears none; the motion is approved.

MR. CALDERON: Madam President, I move that we proceed to the Reference of Business.

THE PRESIDENT: Is there any objection that we proceed to the Reference of Business? (*Silence*) The Chair hears none; the motion is approved.

The Secretary-General will read the Reference of Business.

## REFERENCE OF BUSINESS

*The Secretary-General read the following Communications, the President making the corresponding references:*

## COMMUNICATIONS

Letter from Mr. Q. Rebuena Hodreal for the Kapisanan ng mga Brodkaster sa Pilipinas, submitting its position favoring the Filipinization and structuring of broadcast media to discourage monopolies, and crossmedia owner-ship provided that radio and television be treated as one single medium separate from either print or cinema.

(Communication No. 385 — Constitutional Commission of 1986)

To the Committee on General Provisions.

Communication from Mr. Sergio Z. Esmilla, Jr. of the University of the Philippines College of Music and one thousand seven hundred fifty others, seeking the inclusion of a provision obliging the State to protect the life of the unborn from the moment of conception.

(Communication No. 386 — Constitutional Commission of 1986)

To the Committee on Preamble, National Territory and Declaration of Principles.

Letter signed by Dr. Miraflor G. Parpan and six others from the Kalinga-Isneg Self-Rule and Self-Determination Movement (KISSM), Province of Kalinga-Apayao, opposing the creation of an Autonomous Cordillera as proposed by the Cordillera Peoples Alliance (CPA)/Cordillera Bodong Association (CBA) because both spring from the CPP/NPA which seek to control the Cordillera Region into a consolidated secured base of the NPA communist ideology operation in the Luzon area.

(Communication No. 387 — Constitutional Commission of 1986)

To the Committee on Local Governments.

Letter from Mr. Lorenzo M. Tañada, former Senator of the Philippines, saying that the foreign bases in our country must go and our foreign policy makers must be so mandated by the Constitution.

(Communication No. 388 — Constitutional Commission of 1986)

To the Committee on General Provisions.

Letter from Mr. Alexis V. Pardo for the GSIS Lawyers' Guild, proposing the transfer of the compensation planning function of the Ministry of the Budget to the Civil Service Commission, representation of government employees in the CSC, strengthening of the security of tenure clause, and the government employees' right to self-organization for the purpose of collective bargaining

(Communication No. 389 — Constitutional Commission of 1986)

To the Committee on Constitutional Commissions and Agencies.

Letter from Mr. Clem Manalo Leano of the GSIS, requesting the inclusion of a provision that government properties classified as immovable and real estate properties sold and conveyed to private and juridical entities shall be subject to escheat proceedings.

(Communication No. 390 — Constitutional Commission of 1986)

To the Committee on General Provisions.

Letter from Mr. Ramon A. Tagle, Jr. of the Family Planning Organization of the Philippines, submitting a resolution passed by its National Office, proposing the inclusion of provisions providing for the strengthening of the family as a basic social institution, recognizing the sacredness and inviolability of human life, and condemning abortion in all forms.

(Communication No. 391 — Constitutional Commission of 1986)

To the Committee on Preamble, National Territory and Declaration of Principles.

Letter from Mr. Manuel A. Sanico of 4107 Corregidor-Pitogo, Makati, Metro Manila, proposing a provision for the award of home lots to the poor.

(Communication No. 392 — Constitutional Commission of 1986)

To the Committee on Social Justice.

Letter from Mr. Teofilo C. Ramos, Sr. of the Iglesia ni Kristo, stating that the Iglesia ni Kristo is unequivocally for the retention of the phrase "the separation of church and state" in Section 15. Article XV of the 1973 Constitution and attaching a copy of the editorial of July-August 1986 issue of the PASUGO.

(Communication No. 393 — Constitutional Commission of 1986)

To the Committee on General Provisions.

Letter from Mr. Ben Rafols and one hundred seventy-four others of United Students for a Better Central, Central Philippine University, Iloilo City, proposing that the State should not only recognize but affirm the vital role of the youth in nation

building and that the State should also promote respect for human rights.

(Communication No. 394 — Constitutional Commission of 1986)

To the Committee on Preamble. National Territory and Declaration of Principles.

Communication from Mr. Herman R. Juatas for Philippine Unemployed Labor Association, proposing a transitory provision constituting the Constitutional Commission of 1986 as an interim legislature for the purpose of enacting measures designed to counter problems of unemployment and poverty.

(Communication No. 395 — Constitutional Commission of 1986)

To the Committee on Social Justice.

Resolution No. 44, series of 1986, of the Sangguniang Bayan of Biliran, Subprovince of Biliran, Leyte, suggesting a provision making the Subprovince of Biliran a regular province.

(Communication No. 396 — Constitutional Commission of 1986)

To the Committee on Local Governments.

Letter from the Honorable Commissioner Ambrosio B. Padilla, transmitting a letter of Mr. Bienvenido A. Castillo of 50 Mckinley, Pulilan, Bulacan, opposing the creation of autonomous governments for Cordillera and Mindanao.

(Communication No. 397 — Constitutional Commission of 1986)

To the Committee on Local Governments.

Letter from Sr. Mary Clemencia Flora, RGS, for the Rural Missionaries of the Philippines, supporting the Program for Genuine Land Reform proposed by the Kilusang Magbubukid sa Pilipinas (KMP).

(Communication No. 398 — Constitutional Commission of 1986)

To the Committee on Social Justice.

Letter from Lunaz El Mismo, 264 N. Burlington Avenue, Los Angeles, California, proposing a six-year term for the President and Vice-President, English as a national language, dual citizenship for Filipino Americans, and the retention of U.S. military bases, among others.

(Communication No. 399 — Constitutional Commission of 1986)

To the Steering Committee.

Letter from Mr. Rene S. Santiago, proposing a provision that would set a time limit on the life of government agencies and corporations.

(Communication No. 400 — Constitutional Commission of 1986)