

[VOL. II, July 24, 1986]

R.C.C. NO. 38

Thursday, July 24, 1986

OPENING OF SESSION

At 9:44 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 Decoroso R. Rosales.

Everybody remained standing for the Prayer.

PRAYER

MR. ROSALES: Almighty and benevolent God, with bowed heads and humble hearts, we fervently beseech Thee to baptize this Assembly with the fire of the Holy Spirit, that we may be enlightened and inspired to formulate a new Charter that would truly embody and enshrine the dreams, sentiments, ideals and aspirations of our suffering people. Grant this to us, O Most Merciful Lord.

Holy Virgin, Mother of God, at whose behest our Lord, Jesus Christ, performed the first miracle at the wedding celebration in Cana, with bended knees, we pray for Thy Motherly intercession and invoke Thine aid. *Mater Christi Ora Pro Nobis.* Amen.

THE PRESIDENT: We wish to acknowledge with thanks the presence of the grade school students of St. Scholastica's College and we wish to assure them that the Commission is drafting a fundamental law which will ensure a peaceful future for our youth and for the generations to come.

ROLL CALL

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

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	Present
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 34 Members responded to the call.

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

MR. CALDERON: Madam President.

THE PRESIDENT: The Assistant Floor Leader is recognized.

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

THE PRESIDENT: Is there any objection? (*Silence*) The Chair hears none; the motion is approved.

APPROVAL OF JOURNAL

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

THE PRESIDENT: Is there any objection? (*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? (*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 Proposed Resolution on First Reading, and Communications, the President making the corresponding references:

PROPOSED RESOLUTION ON FIRST READING

Proposed Resolution No. 532, entitled:

RESOLUTION EXPRESSING THE PROFOUND APPRECIATION OF THE CONSTITUTIONAL COMMISSION TO THE NATIONAL MOVEMENT FOR FREE ELECTIONS (NAMFREL) FOR THE INVALUABLE ASSISTANCE IN ORGANIZING PROVINCIAL CONSULTATIONS.

Introduced by Hon. Sarmiento, Villacorta and Quesada.

To the Steering Committee.

COMMUNICATIONS

Communication from the (Southern) Philippines Physics Society, signed by its President, Mr. Gerardo C. Maxino, seeking to convert the Philippine Atomic Energy Commission into a constitutional body.

(Communication No. 288 — Constitutional Commission of 1986)

To the Committee on General Provisions.

Letter from Judge Delilah Vidallon Magtolis of the Metropolitan Trial Court of Metro Manila, Branch XLI, Quezon City, addressed to the Honorable Cirilo A. Rigos, proposing a constitutional provision on the teaching of religion in public elementary schools and high schools.

(Communication No. 289 — Constitutional Commission of 1986)

To the Committee on Human Resources.

Letter from Mr. Roque B. Dajao of Mantahan, Maasin, Southern Leyte, proposing a provision to make mandatory the establishment of vocational schools (secondary and college level) in all capital towns of the country.

(Communication No. 290 — Constitutional Commission of 1986)

To the Committee on Human Resources.

Letter from the Philippine Chamber of Communications, Inc., signed by Mr. Santiago Morales of Room 525, SMS Bldg., 120 Juan Luna, Binondo, Manila, suggesting a constitutional provision that only citizens of the Philippines shall be allowed to sit in the governing body of any public utility and no foreigner or corporation, association, or any other entity which is not wholly owned by Filipinos shall be allowed to

manage, control, administer or operate public utilities.

(Communication No. 291 — Constitutional Commission of 1986)

To the Committee on the National Economy and Patrimony.

Resolution from the Philippine Federation of Savings and Loan Banks, Inc., Room 306, Puso ng Maynila Bldg., corner U.N. Avenue and Mabini Street, Ermita, Manila, signed by its President, Noli B. Bajada, and other Members of the Board of Directors, proposing a constitutional provision which would inculcate credit worthiness in the youth.

(Communication No. 292-Constitutional Commission of 1986)

To the Committee on Human Resources.

Resolution No. 07, S. 1986, of the Southern Philippine Muslim Youth Association, c/o P.O. Box 5452, Iligan City, signed by its national Chairman, Datu Camad M. Ali, urging consideration and full implementation of the Bangsa Moro Autonomous Government within the framework of the national sovereignty and territorial integrity of the Philippines.

(Communication No. 293 — Constitutional Commission of 1986)

To the Committee on Local Governments.

Letter from Mr. Ernesto P. Tupas of Rosal-Grande Sts., TWHA Village, Dumoy, Toril, Davao City, suggesting that the filing and payment of income tax be embodied in the Constitution.

(Communication No. 294 — Constitutional Commission of 1986)

To the Committee on Citizenship, Bill of Rights, Political Rights and Obligations and Human Rights.

Letter from Mr. Simeon V. Enriquez of 635-E A. Mabini St., Caloocan City, Metro Manila, proposing a constitutional provision on social justice.

(Communication No. 295 — Constitutional Commission of 1986)

To the Committee on Social Justice.

Letter from Ms. Roxane S. Rodriguez of Naga City, containing her comments and suggestions on the various issues under consideration by the Constitutional Commission.

(Communication No. 296 — Constitutional Commission of 1986)

To the Steering Committee.

Letter from Mr. Santiago R. Merino of 23 Bagtikan St. Pilar Village, Las Piñas, Metro Manila, suggesting, among others, the adoption of the policy of neutrality.

(Communication No. 297 — Constitutional Commission of 1986)

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

Communication from LUMAD people, signed by Messrs. Precioso M. Tapitan and Vicente Pedrosa and four others, proposing a policy of neutrality and non alignment, a bill of political and civil rights, a bill of economic, social and cultural rights, autonomy for the Cordillera and LUMAD and Muslim peoples of Mindanao, and systems of recall and initiative, among others.

(Communication No. 298 — Constitutional Commission of 1986)

To the Steering Committee.

Position paper of NAMFREL, Pitogo Municipal Chapter, proposing, among others, provisions on the legislature, to wit: four-year term for a bicameral legislature, question hour to include the President, the creation of a commission on appointments, the declaration of martial law for a maximum period of two months after consultation with the legislature and that the President cannot dissolve the legislature.

(Communication No. 299 — Constitutional Commission of 1986)

To the Committee on the Legislative.

Letter from Ms. Charito Apao de la Peña of 749 Capistrano Street, Molave, Zamboanga del Sur, proposing the retention of the U.S. military bases for economic and security reasons; a federal form of government; and the principle of self-determination regarding the Sabah issue.

(Communication No. 300 — Constitutional Commission of 1986)

To the Steering Committee.

Letter from Mr. Antonio S. Rodriguez of Baclay, Tukuran, Zamboanga del Sur, suggesting that the Members of the Commission on Elections and the Commission on Audit be appointed by civic and religious groups to make them truly independent.

(Communication No. 301 — Constitutional Commission of 1986)

To the Committee on Constitutional Commissions and Agencies.

Letter from Mr. Esmeraldo M. Ignacio of 102 Sta. Maria Norte, Binalonan, Pangasinan, suggesting that theft of fruits, root crops, and other vegetables be given a heavier penalty.

(Communication No. 302 — Constitutional Commission of 1986)

To the Committee on Citizenship, Bill of Rights, Political Rights and Obligations and Human Rights.