

**[DDB BOARD REGULATION NO. 11, S. 2003,
November 21, 2003]**

**GUIDELINES FOR THE IMPLEMENTATION OF MANDATORY DRUG
TESTING TO APPLICANTS OF FIREARMS LICENSE AND PERMIT
TO CARRY FIREARMS OUTSIDE OF RESIDENCE**

I. REFERENCES:

1. Republic Act No. 9165, Article III, Section 36, paragraph (b), which states, "All applicants for firearm's license and permit to carry firearms outside of residence shall undergo a mandatory drug test to ensure that they are free from the use of dangerous drugs: *Provided*, That all persons who by the nature of their profession carry firearms shall undergo drug testing.";
2. Republic Act No. 5487, entitled "An Act Governing the Organization and Management of Private Security Agencies, Company Guard Forces, and Government Security Forces" and its Implementing Rules and Regulations;
3. Presidential Decree 1866, as amended by RA 8294, entitled "Codifying the laws on illegal/unlawful possession, manufacture, dealing in, acquisition or disposition of firearms, ammunition or explosives or instruments used in the manufacture of firearms, ammunition or explosives, and imposing stiffer penalties for certain violations thereof and for relevant purposes as well as its related issuances".

II. PURPOSE:

1. To require a mandatory drug test to the following:
 - a. Applicants for license to possess firearms and permit to carry firearms outside residence (PTCFOR) for individual persons.
 - b. Applicants for license to operate, sell, manufacture, deal, acquire or dispose of firearms and ammunition or instruments used in the manufacture of firearms and ammunition, whether as a sole proprietorship, corporation or any other business arrangements.

c. Persons employed as warehouse personnel of licensed firearms dealers, or employed as vault keepers of licensed firearm dealers at Philippine National Police-Civil Security Group-Firearms and Explosives Division (PNP-CSG-FED) supervised storage and/or warehouse.

d. For Private Security Personnel, such as:

- 1) Operators, managers and supervisors
- 2) Security Guards or Watchmen
- 3) Security Officers
- 4) Private Detectives and Investigators

e. Officers and members of Government Security Units, including their authorized representative who applied for the license to operate. The testing shall be undertaken by the agency concerned.

f. Employees of security guard training institutions, whether on full-time or part-time basis, including other learning institutions, who handle firearm in the course of their employment and while within the premises of said institutions.

2. To enforce the random drug test to the following:

a. Employees of licensed firearms dealers or manufacturers, such as vault keepers or warehouse personnel, who handle firearms in the course of their employment;

b. Licensed Private Security Personnel.

III. SCOPE AND APPLICATION:

1. This SOP covers all person, whether natural or juridical, who would like to avail of the privileges that are within the regulatory authority of the PNP under PD1866, as amended, and RA 5487, including employees of licensed firearms dealers or manufacturers and private security agencies who handle firearms in the course of their employment. The commitment to undergo random drug testing to be conducted by the PNP shall be an added requirement for the issuance of the license or its renewal.

2. In the case of employees of private security training institutions and other learning institutions where the handling of firearms is involved in the course of their employment within the premises of their employers,

the requirement of random drug testing shall be considered by the employers concerned pursuant to Articles V and VI of RA 9165 in coordination with the Department of Labor and Employment (DOLE). In furtherance of the PNP's regulatory authority under PD 1866, said employers, shall submit a report that their respective establishments are drug-free workplaces for purposes of renewal of the licenses of the firearms registered under their names, in addition to other requirements.

IV. DEFINITION OF TERMS

1. Individual applicant (License to Possess) -- any person who is applying for or renewing a license to possess firearms as well as permit to carry firearm outside residence.

2. Juridical Entity (License to Possess) -- refers to any entity applying for a license to possess firearms through its duly authorized representative who is either the proprietor, manager and/or operator.

3. License -- an authority or permit to possess, own, carry, deal, and manufacture firearms. In the case of private security agencies, company guards and government security units, this refers to an authority to operate.

4. Authorized Representative -- any person designated and authorized by a business entity or law enforcement unit to apply for and obtain a license to possess, deal and/or manufacture firearms. With regard to Private Security Agencies, Company Guards and Government Security Units, this person is the designated proprietor, operator and/or manager.

5. Warehouse Personnel -- any person who is designated and authorized to manage a private warehouse or storage area of firearms and ammunition or the different vaults of the firearms dealer and to conduct inventory thereof.

6. Vault Keeper -- any person who is designated and authorized by a firearms dealer to secure and manage his or her own vault in the PNP-CSG-FED warehouse.

7. PNP-CSG-FED Supervised Storage and/or Warehouse -- refers to a CSG, FED supervised and managed warehouse or storage where the different vaults of firearms dealers are safekept.

8. PTCFOR -- a written authority issued to a person by the Chief of the Philippine National Police or his duly authorized representative which entitles him/her to possess and carry firearm outside of residence for the duration and purpose specified therein.

9. Security Guard or Watchman -- any person who is licensed to render personal service to secure or watch over a private residence, business establishment, or buildings, compounds, and other areas and to

conduct security inspection thereon. The terms, "Security Guard and Watchman" are generic and synonymous as far as this definition is concerned.

10. Security Officer -- any person designated by the management of a security agency to supervise security guards/watchmen detailed in private residences, business establishments, buildings, compounds or other areas.

11. Private Detective/Investigator -- any private individual who does detective or investigative work in behalf of another person or entity for compensation, reward or commission, other than members of the AFP, the PNP, the guards of BJMP, municipality or city jail guards or of any other law enforcement agencies of the government.

12. Private Security Agency -- any entity which is either a sole proprietorship, a partnership or a private corporation which is licensed to recruit, train, and provide security guards to any person or entity to perform security services or consultation for a compensation.

13. Company Guard -- is a security force maintained and operated by any private company/corporation utilizing any of its employees to watch, secure or guard its business establishment premises, compounds or properties.

14. Government Security Unit -- is a security unit maintained and operated by any government entity other than the military or police, which is established and maintained for the purpose of securing the office or compound and/or extension of such government facility or utility.

15. Training Instructor -- an individual who is accredited by the Philippine National Police-Civil Security Group-Security Agencies and Guards Supervision Division (PNP-CSG-SAGSD) to teach security and related subjects in the Commission on Higher Government (CHED) institutions offering Bachelor of Science in Criminology Courses (BS Crim Courses), and/or in the Technical Education and Skills Development Authority (TESDA) licensed Security Guard Training Schools.

16. Training Officer -- an individual who is accredited by PNP-CSG-SAGSD responsible in making training programs for the Security Guard Training Schools and/or CHED institutions offering BS Crim. Courses.

17. Training Director -- an individual accredited by PNP-CSG-SAGSD and responsible in managing the Security Guard Training Schools and/or CHED institutions offering BS Crim. Courses.

18. Security Guard Training School -- an institution licensed by TESDA and accredited by SAGSD to conduct pre-licensing, in-service training, supervisory training and other special courses to and for security guards in private agencies, companies and government units.

19. End-User or consumer -- any person or agency or a business entity