

# [ VOL. I, July 16, 1986 ]

## R.C.C. NO. 31

Wednesday, July 16, 1986

### OPENING OF SESSION

*At 9:33 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 Napoleon G. Rama.

*Everybody remained standing for the Prayer.*

### PRAYER

MR. RAMA: Almighty God, there are those who call into question the value of a new constitution as an instrument to change a system and reform society. There are those who scoff at what they believe the exaggerated importance attached to the appointive Constitutional Commission as a solver of the national problems.

So horrible and entrenched are the evils in our system and society that it ought to be obvious that it takes more than words and pious incantation of principles on a piece of paper, however elegantly strung together, to exorcise them.

Have we not perhaps, through our public hearings and press releases, set so lofty a goal. and thus set up the people for so crushing a letdown? Are we making a constitution and building an illusion?

I was beginning, Lord, to have doubts myself about the soundness of the formula of constitution-making as an instrument of national reform and redemption. But I remember that You, too, had a formula for reforming man and saving mankind.

I recall, Lord, that when You decided to re-create man in Your image and recover for him his lost Eden, You sent Your only Son to this world. And the first thing He did was to revise the old laws of Moses and to introduce new doctrines. He wrote a new constitution, now known as the New Testament.

The New Testament, Your new Constitution bearing Your Son's words and ideas, transfigured, ennobled and saved man. Constitution-making was also Your procedure for bringing reform and salvation to mankind.

We ask You now, Lord, let this new Constitution that we are now writing in this hall be the New Testament for the Filipino. Amen.

#### ROLL CALL

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

THE SECRETARY-GENERAL, *reading*:

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

The Secretariat is in receipt of official advice of absence of Commissioner Tingson.

Commissioner Villegas is on official mission.

The President is present.

The roll call shows 36 Members responded to the call.

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

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 to the motion of the Assistant Floor Leader?

MR. DE LOS REYES: Madam President.

THE PRESIDENT: Commissioner de los Reyes is recognized.

MR. DE LOS REYES: Just a minor correction on page 49 wherein it is stated: "Mr. de los Reyes noted that the normal practice." I did not say "normal" but I said "usual" because it is an abnormal practice to break the continuity of service, but it is the usual practice. My correction is to change "normal" to USUAL.

THE PRESIDENT: Is there any objection? (*Silence*) The Chair hears none; let the proper correction be made.

#### APPROVAL OF JOURNAL

MR. CALDERON: Madam President, I move for the approval of the Journal of the previous session, .as corrected.

THE PRESIDENT: Is there any objection to the motion of the Assistant Floor Leader to dispense with the reading of the Journal of the previous session and to approve the same? (*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 Resolutions on First Reading, Commanications and Committee Report, the President making the corresponding references:*

#### PROPOSED RESOLUTIONS ON FIRST READING

Proposed Resolution No. 524, entitled:

RESOLUTION TO INCORPORATE IN THE NEW CONSTITUTION A  
PROVISION ON THE RIGHTS AND ROLE OF PEOPLE'S ORGANIZATIONS.

Introduced by Hon. Garcia.

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

Proposed Resolution No. 525, entitled;

RESOLUTION TO INCORPORATE IN THE NEW CONSTITUTION A  
PROVISION ON THE RIGHT OF ALL CITIZENS TO DECENT SHELTER.

Introduced by Hon. Garcia.

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

## Human Rights

Proposed Resolution No. 526, entitled:

RESOLUTION TO INCORPORATE IN THE NEW CONSTITUTION AN ARTICLE FOR THE SYNCHRONIZATION OF NATIONAL ELECTIONS.

Introduced by Hon. Guingona.

To the Committee on Constitutional Commissions and Agencies.

Proposed Resolution No. 527, entitled:

RESOLUTION TO INCORPORATE IN THE NEW CONSTITUTION AN ARTICLE PROVIDING FOR NATIONAL/ LOCAL ELECTIONS IN 1987.

Introduced by Hon. Guingona.

To the Committee on Amendments and Transitory Provisions.

Proposed Resolution No. 528, entitled:

RESOLUTION TO INCORPORATE IN THE NEW CONSTITUTION AN ARTICLE TO RESTRICT INSTANCES WHEN THE STATE MAY ENGAGE IN BUSINESS ENDEAVORS.

Introduced by Hon. Guingona.

To the Committee on the National Economy and Patrimony.

Proposed Resolution No. 529, entitled:

RESOLUTION TO INCORPORATE IN THE NEW CONSTITUTION AN ARTICLE ON THE RATIFICATION OF THE DRAFT CONSTITUTION.

Introduced by Hon. Guingona.

To the Committee on Amendments and Transitory Provisions.

## COMMUNICATIONS

Letter from the Philippine Chamber of Health signed by Dr. Eduardo R. de la Cruz, proposing provisions on health in the preamble, declaration of principles and state policies, bill of rights, and general provisions.

(Communication No. 204 — Constitutional Commission of 1986)

To the Committee on Social Justice.

Letter from Deputy Minister Carmelo C. Noriel, Ministry of Labor and Employment, submitting the position paper of the ministry on the subjects of profit-sharing, workers' participation in decision-making and compulsory arbitration.

(Communication No. 205 — Constitutional Commission of 1986)

To the Committee on Social Justice.

Letter from the honorable Commissioner Ahmad Domocao Alonto, transmitting Special Resolution No. 6-27, series of 1986, of Daaron Nadwatol Islamia, petitioning the Commission to include the rights of the Muslims of Southern Philippines for an autonomous government.

(Communication No. 206 — Constitutional Commission of 1986)

To the Committee on Local Governments.

Communication from Mr. Willie B. Dazo of 14 Don Matias Street, Don Antonio Heights, Quezon City, proposing the inclusion of a provision on the right to bear arms.

(Communication No. 207 — Constitutional Commission of 1986)

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

Letter from Campaign for a Sovereign Philippines signed by Ms. Ma. Socorro I. Diokno, Ms. Loretta Ann P. Rosales, Messrs. Butch Abad and Efren C. Moncupa, and Rev. Elmo Gideon Manapat, calling for a ban from Philippine soil of all military bases and nuclear weapons and power plants.

(Communication No. 208 — Constitutional Commission of 1986)

To the Committee on General Provisions.

Letter from Mr. Jose Mari C. Gonzales, Officer-in-Charge, Bureau of Broadcasts, Ministry of Information, proposing the inclusion of a provision on the right to bear arms.

(Communication No. 209 — Constitutional Commission of 1986)

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

Letter from Ms. Delia Rarela-Barcelona for the Association for Non-Traditional Education. recommending the consideration of the need for alternative learning systems, along the lines of non-traditional education.

(Communication No. 210 — Constitutional Commission of 1986)

To the Committee on Human Resources.

Letter from TransProResources Corporation signed by Rene S. Santiago proposing a general provision for a balanced budget.

(Communication No. 211 — Constitutional Commission of 1986)