

**[PNP MEMORANDUM CIRCULAR NO. 2011-012,
April 19, 2011]**

**POLICY ON PROHIBITION OF ALL FORMS OF TORTURE, HAZING
AND OTHER CRUEL, INHUMAN, AND DEGRADING ACTS IN THE
CONDUCT OF POLICE TRAINING COURSES AND ALL OTHER
POLICE FUNCTIONS**

1. REFERENCES:

- a. LOI 55/07 Pamana (PNP Human Rights Development Program);
- b. Chief, PNP's Eight Foundation Initiatives and Operational Imperatives;
- c. Republic Act 9745 (Anti-Torture Law of 2009);
- d. Republic Act 9851 (IHL Act of 2009); and
- e. Republic Act 8049 anti-Hazing Law).

2. PURPOSE:

This Memorandum Circular provides the policy, directives, guidelines, and procedures for the strict observance of PNP human rights standards, specifically on the prohibition of torture, hazing and other cruel, inhuman and degrading acts in the conduct of police training courses and all other police functions.

3. DEFINITION OF TERMS:

For the purpose of this circular, the following terms shall mean:

a. Torture – refers to any punishment, hazing, and other forms of treatment or acts by which severe pain or suffering, whether physical, psychological, or pharmacological, is intentionally inflicted on police recruits/applicants, police personnel, and other persons undergoing training courses under the supervision and control of the PNP, including Regional Training Schools under the National Police College/Philippine Public Safety College (NPC / PPSC), and/or as defined under R.A. 9745 and R.A. 9851.

b. Hazing – refer to any form of physical or psychological suffering, punishment, or forms of maltreatment imposed on police applicant, recruit, trainee, or any other person as a prerequisite for admission into or for completion of PNP

education and training course, and/or defined under RA. 8049.

c. Cruel, Inhuman, and Degrading Treatment – refers to deliberate and aggravated treatment or punishment which includes any forms of discrimination inflicted by a superior PNP officer or personnel on police applicants, recruits, trainees, or any other person undergoing training under the supervision and control of the PNP, National Police College-Philippine Public Safety College, and/or as defined under R.A. 9745 and R.A. 9851.

d. Police Training – refers to all mandatory special education and training courses organized and implemented by the PNP.

e. Police Functions – refers to all operational and administrative tasks or actions taken by PNP personnel in the performance of their official functions.

f. Neglect of Duty and/or Failure to Exercise Command Responsibility refers to the failure of a superior officer to take preventive or corrective action if he has knowledge that torture, hazing, and other forms of cruel, inhuman, and degrading treatment shall be committed, are being committed, or were committed by his/her subordinates and by others under his command or area of responsibility; or as defined under Section 1 of Executive Order 226 dated February 15, 1995.

g. Immediate Officer – shall refer to the police commissioned officer who is holding an office or position that gives him immediate and direct control and supervision over the concerned personnel at the time of the commission of the offense.

4. POLICIES

Pursuant to Republic Acts 9745, 9851, 8049; the PNP Human Rights Development Program; and the Chief, PNP's Foundation Initiative on Human Rights, it is hereby the policy of the Philippine National Police to:

a. Fully observe and comply with the provisions of international and national human rights laws, treaties, conventions, and other legal instruments;

b. Apply only scientifically proven and human rights-compliant principles, strategies, and methods in the conduct of police education and training, and in the performance of all police duties and functions;

c. Strictly prohibit all forms of torture, hazing, and other forms of cruel, inhuman, and degrading acts against police applicants, recruits, trainees,