

JOURNAL NO. 39

Friday, July 25, 1986

CALL TO ORDER

At 9:41 a.m., the President of the Constitutional Commission, the Honorable Cecilia Muñoz Palma, called the session to order.

NATIONAL ANTHEM AND PRAYER

The National Anthem was sung followed by a prayer led by Mr. Rene V. Sarmiento, to wit:

"Give thanks to the Lord, for He is good for His mercy endures forever;

Give thanks to the God of gods, for His mercy endures forever;

Give thanks to the Lord of lords, for His mercy endures forever."

Psalm 136: 1-3

Almighty and Ever-loving Father, our Mighty Protector and Fortress, we thank You for the countless graces and blessings You faithfully give us, as we, in this hallowed assembly, work day and night to draft our people's Constitution. In particular, we thank You for the joys we experience as we interact with our colleagues and share ideas with them; we thank You for the patience You bestow upon us as we perform diligently and enthusiastically our noble task; we thank You for the support we receive from the Secretariat without whose untiring help and experience our work will be difficult; we thank You for the life You have generously given us so that we can, with all our virtues and weaknesses, humbly serve not the mighty and powerful but the least of our brethren, the thirsty, the hungry, the sick, the prisoners, and the naked.

As we thank You today for Your love and mercy, we ask You for Your wisdom so that in the framing of our people's Charter we will do what is right in Your sight, and do it without fear or vacillation. Guide us to place in our Constitution provisions that will, for generations to come, give happiness to our fellowmen, hope to our youth, security to our fathers and mothers, confidence to our farmers and fishermen, optimism to our workers and assurance to our prisoners.

When, in the appointed time, our task is finished, may we, alone or in the company of our loved ones, rejoice in the thought that we have done our best for Your glory and for the lasting peace, prosperity and progress of our country.

All these we pray in Jesus' name, Amen.

ROLL CALL

Upon direction of the Chair, the Secretary-General of the Commission called the Roll and the following Members responded:

Azcuna, A. S.	Muñoz Palma, C.
Bacani, T. C.	Rama, N. G.
Bengzon, J. F. S.	Regalado, F. D.
Bennagen, P. L.	De los Reyes, R. F.
Bernas, J. G.	Rigos, C. A.
Rosario Braid, F.	Rodrigo, F. A.
Brocka, L. O.	Romulo, R. J.
Calderon, J. D.	Rosales, D. R.
De Castro, C. M.	Sarmiento, R. V.
Concepcion, R. R.	Suarez, J. E.
Davide, H. G.	Sumulong, L. M.
Foz, V. B.	Tadeo, J. S. L.
Guingona, S. V. C.	Tan, C.
Jamir, A. M. K.	Tingson, G. J.
Maambong, R. E.	Treñas, E. B.
Nieva, M. T. F.	Uka, L. L.
Nolledo, J. N.	Villacorta, W. V.
Padilla, A. B.	

With 35 Members present, the Chair declared the presence of a quorum.

The following Members appeared after the Roll Call:

Abubakar, Y. R.	Lerum, E. R.
Alonto, A. D.	Monsod, C. S.
Aquino, F. S.	Natividad, T. C.
Colayco, J. C.	Ople, B. F.
Garcia, E. G.	Quesada, M. L. M.
Gascon, J. L. M. C.	Villegas, B. M.
Laurel, J. B.	

READING AND APPROVAL OF THE JOURNAL

On motion of Mr. Calderon, there being no objection, the reading of the Journal of the previous session was dispensed with and the said Journal was approved by the Body.

REFERENCE OF BUSINESS

On motion of Mr. Calderon, there being no objection, the Body proceeded to the Reference of Business.

REFERRAL TO COMMITTEES OF COMMUNICATIONS

Upon direction of the Chair, the Secretary-General read the titles of the following Communications which were, in turn, referred by the Chair to the Committees hereunder indicated:

Communication No. 310 — Constitutional Commission of 1986

Letter from Mr. Augusto L. de Leon, President of RFM Corporation, of Pioneer St. Pasig, Metro Manila, suggesting a constitutional provision for foreign infrastructure investment, allowing foreign investors to invest in government-approved infrastructure

TO THE COMMITTEE ON THE NATIONAL ECONOMY AND PATRIMONY

Communication No. 311 — Constitutional Commission of 1986

Draft constitution submitted by the National People's Forum entitled — An Alternative Filipino Constitution

TO THE STEERING COMMITTEE

Communication No. 312 — Constitutional Commission of 1986

Letter from Mr. Paterno S. Garcia of 3822 Daffodil Street, Sun Valley, Parañaque, Metro Manila, proposing a constitutional provision on the development of a national language

TO THE COMMITTEE ON HUMAN RESOURCES

Communication No. 313 — Constitutional Commission of 1986

Letter from the Solidarity of 531 Padre Faura, Manila, requesting appropriate action on the proposal concerning "Constitution Framers Urged to Adopt Decentralization Proviso"

TO THE COMMITTEE ON LOCAL GOVERNMENTS

Communication No. 314 — Constitutional Commission of 1986

Letter from Mr. Alberto T. Lustestica of Pangpang, Sorsogon, Sorsogon, proposing a provision in the new charter banning from any elective post those next of kin of public officials to avoid the propagation of "Political

Dynasties" and warlordism.

TO THE COMMITTEE ON CONSTITUTIONAL COMMISSIONS AND AGENCIES

Communication No. 315 — Constitutional Commission of 1986

Letter from Pastor Cornelio R. Dalisay of the Philippine Evangelical Mission, Inc., submitting various proposals for the consideration of the Constitutional Commission

TO THE STEERING COMMITTEE

Communication No. 316 — Constitutional Commission of 1986

Letter from Judge Alex L. Macalawi, Municipal Circuit Trial Court, Balindong, Lanao del Sur, urging proposal to incorporate in the Article on the Bill of Rights in the new Constitution that detention prisoners shall be compensated upon acquittal by the government corresponding to the number of days of his detention.

TO THE COMMITTEE ON SOCIAL JUSTICE

Communication No. 317 — Constitutional Commission of 1986

Communication from the Bulacan Social Action Movement, 844 Paseo De F. Estrella, Barangay San Juan, Malolos, Bulacan, signed by its Secretary-General, Tirso G. Robles, Jr., proposing a provision which would require the legislature to enact laws on "socialized medicine"

TO THE COMMITTEE ON THE LEGISLATIVE

Communication No. 318 — Constitutional Commission of 1986

Letter from Mr. Eduardo Salas of 2271 F. B. Harrison St., Pasay City, and Atty. Jovenio Angel of 170 Villaruel St., Pasay City, submitting, among others, proposals that the election of the President, Vice-President and other elective national officials should be based on equal geographical representation

TO THE COMMITTEE ON GENERAL PROVISIONS

Communication No. 319 — Constitutional Commission of 1986

Letter from Ricardo L. Magno of Mangaldan, Pangasinan, stressing the need to create the People's Consultative Council to give life and meaning to an effective involvement of the citizens in government affairs

TO THE COMMITTEE ON CITIZENSHIP, BILL OF RIGHTS, POLITICAL RIGHTS AND OBLIGATIONS AND HUMAN RIGHTS

Communication No. 320 — Constitutional Commission of 1986

Letter from Datu Ebrahim Bakar of Kabuntalan, Maguindanao, suggesting some qualifications of candidates for mayors, vice-mayors, barangay

captains, among others

TO THE COMMITTEE ON LOCAL GOVERNMENTS

Communication No. 321 — Constitutional Commission of 1986

Communication from the Sangguniang Panglungsod of the City of Puerto Princesa requesting the Constitutional Commission to abolish the component city classification

TO THE COMMITTEE ON LOCAL GOVERNMENTS

Communication No. 322 — Constitutional Commission of 1986

Letter from Mr. Jorge C. Magno, Local Government Officer I, c/o Ministry of Local Government, Region III, San Fernando, Pampanga, suggesting, among others, that the compulsory retirement age be reduced from 65 to 60 years old

TO THE COMMITTEE ON CONSTITUTIONAL COMMISSIONS AND AGENCIES

Communication No. 323 — Constitutional Commission of 1986

Communication from Messrs. Florencio L. Garcia, Jesse P. Gemora, and Eugenio H. Cadelina and residents of Bacolod City, Negros Occidental, requesting the adoption of a provision on Old Age Pension

TO THE COMMITTEE ON SOCIAL JUSTICE

Communication No. 324 — Constitutional Commission of 1986

Letter from Mr. D. M. Niere, President of the Central Philippines Union Mission of Seventh Day Adventists, Cebu City, urging the separation of church and state and the teaching of religion primarily as an individual and church function

TO THE COMMITTEE ON GENERAL PROVISIONS

Communication No. 325 — Constitutional Commission of 1986

Letter from Mr. Allan G. Wawie of La Trinidad, Benguet, expressing his hope for the establishment of a Cordillera Autonomous Region, among others

TO THE COMMITTEE ON LOCAL GOVERNMENTS

Communication No. 326 — Constitutional Commission of 1986

Communication from the Society of Philippine Sculptors, Penthouse, Labrador Bldg. 435 Remedios St., Malate, Manila, proposing the creation of a national art institution, among others

TO THE COMMITTEE ON HUMAN RESOURCES