

JOURNAL NO. 29

Monday, July 14, 1986

CALL TO ORDER

At 9:35 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. Ambrosio B. Padilla, to wit:

Almighty God, Creator of the Universe, Master of Mankind, and Sovereign Lord, "Without Thee, we can do nothing. With Thee, nothing is impossible." Thou made possible the political miracle of February 22-25 through the peaceful revolution of our people, a unique event, unknown in the history of our ASEAN neighbors, and unprecedented in our own history. Our people succeeded without violence in terminating and topping down the dictatorship, which had been entrenched in absolute power during fourteen years of martial misrule. "More things are wrought by-prayers than this world dreams of".

Lord, many a Time in the past, Thou has shown deep affection for our country and abiding love for our people.

God of Power and Light, come to our aid again; in this delicate responsibility of formulating a new permanent Constitution. We must solicit and beseech Thine Divine Providence for aid and guidance - to enlighten our minds, to instill understanding in our hearts, and to fortify our resolve to labor assiduously with devotion and dedication, so that we may submit to our sovereign people a fundamental charter that will not only embody our ideals and aspirations, but also assure a just society, an honest government, a responsive administration, with the blessings of truth, justice, freedom, peace and progress in a living and effective democracy.

Blessed Mother Mary, You have never abandoned, but have ever extended Your motherly affection and love to our people. During these days of our need for Your assistance, we pray that You be with us today and always-to bless our people with a better life and for all to enjoy a government not only of and by the people, but more importantly for the people.

Amen.

ROLL CALL

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

Aquino, F. S.	Nolledo, J. N.
Azcuna, A. S.	Padilla, A. B.
Bacani, T. C.	Muñoz Palma, C.
Bengzon, J. F. S.	Quesada, M. L. M.
Rosario Braid, F.	Rama, N. G.
De Castro, C. M.	Regalado, F. D.
Colayco, J. C.	Rigos, C. A.
Concepcion, R. R.	Rodrigo, F. A.
Foz, V. B.	Romulo, R. J.
Guingona, S. V. C.	Rosales, D. R.
Jamir, A. M. K.	Sarmiento, R. V.
Lerum, E. R.	Suarez, J. E.
Nieva, M. T. F.	Treñas. E. B.

With 26 Members present, the Chair declared the presence of a quorum.

The following Members appeared after the Roll Call:

Abubakar, Y. R.	Laurel. J. B.
Alonto, A. D.	Maambong, R. E.
Bennagen, P. L.	Monsod, C. S.
Bernas, J. G.	Natividad, T. C.
Brocka, L. O.	Ople, B. F.
Calderon, J. D.	De Los Reyes, R. F.
Davide, H. G.	Sumulong, L. M.
Garcia, E. G.	Tadeo, J. S. L.
Gascon, J. L. M. C.	Villacorta, W. V.

Ms. Tan and Mr. Uka were absent.

Mr. Villegas was on official mission.

Mr. Tingson officially notified the Constitution Commission, through the Secretariat,

of his absence

READING AND APPROVAL OF THE JOURNAL

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

REFERRAL TO COMMITTEES OF RESOLUTIONS

Upon direction of the Chair, the Secretary General of the Commission read, on First Reading, the titles of the following proposed Resolutions which were, in turn, referred by the Chair to then Committees hereunder indicated:

Proposed Resolution No. 487, entitled:

RESOLUTION TO INCORPORATE IN THE TRANSITORY PROVISIONS OF THE NEW CONSTITUTION A PROVISION MANDATING THE TRANSFER OF ALL RECORDS, EQUIPMENT, BUILDINGS, FACILITIES, AND OTHER PROPERTIES OF ANY OFFICE OR BODY ABOLISHED OR REORGANIZED UNDER THIS CONSTITUTION TO THE OFFICE OR BODY TO WHICH ITS POWERS, FUNCTIONS, AND RESPONSIBILITIES SUBSTANTIALLY PERTAIN

Introduced by Honorable Davide, Jr.

TO THE COMMITTEE ON AMENDMENTS AND TRANSITORY PROVISIONS

Proposed Resolution No. 488, entitled:

RESOLUTION TO INCORPORATE IN THE NEW CONSTITUTION A PROVISION REQUIRING THE STATE TO UNDERTAKE THE TRANSLATION OF THE NEW CONSTITUTION INTO THE VARIOUS PHILIPPINE LANGUAGES AND TO PROVIDE A FREE COPY TO EVERY FAMILY OR HOUSEHOLD

Introduced by Honorable Bennagen and Sarmiento

TO THE COMMITTEE ON GENERAL PROVISIONS

Proposed Resolution No. 489, entitled:

RESOLUTION TO INCORPORATE IN THE NEW CONSTITUTION A PROVISION PROTECTING THE INDISSOLUBILITY OF MARRIAGE AND THE STABILITY OF THE FILIPINO FAMILY

Introduced by Honorable Bacani

TO THE COMMITTEE ON PREAMBLE, NATIONAL TERRITORY AND
DECLARATION OF PRINCIPLES

Proposed Resolution No. 490, entitled:

RESOLUTION TO INCORPORATE IN THE TRANSITORY PROVISIONS OF
THE NEW CONSTITUTION A PROVISION RECOGNIZING THE AUTHORITY
AND JURISDICTION OF EXISTING COURTS, MANDATING THE
DETERMINATION OF PENDING CASES IN ACCORDANCE WITH THE LAWS
THEN IN FORCE, UP- HOLDING THE PROVISIONS OF THE EXISTING
RULES OF COURT, PROVIDING FOR THE CONTINUANCE OF INCUMBENT
MEMBERS OF THE JUDICIARY AND THEIR REMOVAL ONLY FOR CAUSE,
AND REQUIRING SPECIAL. COURTS AND QUASI-JUDICIAL BODIES TO
SUBMIT THEIR RULES OF PROCEDURE FOR APPROVAL BY THE SUPREME
COURT

Introduced by Honorable Davide, Jr.

TO THE COMMITTEE ON AMENDMENTS AND TRANSITORY PROVISIONS

Proposed Resolution No. 491, entitled:

RESOLUTION TO INCORPORATE IN THE CONSTITUTION PROVISIONS
FOR THE PROTECTION OF RIGHTS AND WELFARE OF FILIPINO
OVERSEAS WORKERS (FOW'S)

Introduced by Honorable Quesada, Tadeo and Aquino

TO THE COMMITTEE ON SOCIAL JUSTICE

Proposed Resolution No. 492, entitled:

RESOLUTION TO INCORPORATE IN THE TRANSITORY PROVISIONS OF
THE NEW CONSTITUTION A PROVISION AUTHORIZING THE PRESIDENT
TO REVIEW CONTRACTS ENTERED INTO BY THE PREVIOUS
GOVERNMENT OR ANY SUBDIVISION, AGENCY OR INSTRUMENTALITY
THEREOF, IN- CLUDING GOVERNMENT-OWNED OR CONTROLLED
CORPORATIONS AND TO REVOKE, MODIFY OR AMEND THE SAME WHEN
THE NATIONAL INTEREST OR WELFARE SO REQUIRES

Introduced by Honorable Davide, Jr.

TO THE COMMITTEE ON AMENDMENTS AND TRANSITORY PROVISIONS

Proposed Resolution No. 493, entitled:

RESOLUTION PROVIDING FOR THE ESTABLISHMENT OF AN
INDEPENDENT CENTRAL MONETARY AUTHORITY

Introduced by Honorable Davide, Jr.

TO THE COMMITTEE ON GENERAL PROVISIONS

Proposed Resolution No. 494, entitled:

RESOLUTION TO INCORPORATE IN THE TRANSITORY PROVISIONS OF THE NEW CONSTITUTION A PROVISION MANDATING THE GRANT OF SEPARATION PAY AND OTHER BENEFITS TO CIVIL SERVICE ELIGIBLES WHO WERE SEPARATED FROM THE SERVICE FROM FEBRUARY TWENTY-SIX 1986

Introduced by Honorable Davide, Jr.

TO THE COMMITTEE ON AMENDMENTS AND TRANSITORY PROVISIONS

Proposed Resolution No. 495, entitled:

RESOLUTION PRESCRIBING THE ORDER OF SUCCESSION TO THE OFFICE OF THE PRESIDENT IN CASE OF PERMANENT VACANCY OR TEMPORARY DISABILITY AND PROVIDING FOR THE MECHANISM FOR THE DECLARATION OF INCAPACITY OF THE PRESIDENT

Introduced by Honorable Maambong, Ople, Natividad and De los Reyes, Jr.

TO THE COMMITTEE ON THE EXECUTIVE

COMMUNICATIONS

Communication No. 175-Constitutional Commission of 1986

Letter from Mr. Ceferino P. Padua, former Constitutional Convention delegate, submitting the article "Right to Education-Somewhere in the Bill of Rights"

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

Communication No. 176 — Constitutional Commission of 1986

Letter from Ms. Cristina M. Liamzon, of the Philippine Partnership for the Development of Human Resources in Rural Areas, forwarding a resolution proposing the inclusion of provisions on agrarian reform and rural development

TO THE COMMITTEE ON SOCIAL JUSTICE

Communication No. 177 — Constitutional Commission of 1986

Letter from the Personal Officers Association of the Philippines, Inc. signed by Mr. Bacani A. Aquino, recommending certain provisions on the Civil Service rendered ten or more years active service

TO THE COMMITTEE ON CONSTITUTIONAL COMMISSIONS AND AGENCIES

Communication No. 178 — Constitutional Commission of 1986

Resolution No. 217 of Sangguniang Panlungsod of Davao City, proposing to abolish the integration of the local police and the Philippine