

JOURNAL NO. 54

Tuesday, August 12, 1986

CALL TO ORDER

At 9:44 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. Ahmad Domocao Alonto, to wit:

Wa qaala Rabbukum ud-'uunii 'astajib lakum.

And your Lord hath said: Call to Me that I may answer your call . . . (Q. 40:60)

AL FATIHAH

Bismillaahir — Rahmaanir — Rahiim. — In the name of Allah, Most Benevolent, Ever Merciful.

We begin in Thy Holy Name, O God, to firm our hope for Thy Eternal Grace.

'Al-Hamdu Li'llaahi Rabbi'l — 'Aalamiin; All Praise be to Allah, Lord of all the Worlds:

Verily none is worthy of Praise save Thou, God, as Thou, and only Thou, is the Creator, Protector, Preserver and Sustainer of the Universe

'Ar-Rahmaanir — Rahiim; — Most Beneficent, Ever-Merciful:

Thy ever-watchful and inexhaustible Grace, O God, is what we need most to guide us in this period of crisis and revolution, of restlessness and anguish, of anxiety and frustrations, to light our way amidst our nascent but sincere effort of nation-building

Maaliki Yawmid-Diin! — King of the Day of Judgment:

We, who are Thy obedient servants in this tiny corner of Thy Universe, O God, are fully aware and do firmly believe that one day everyone will have to render account of all his acts to Thee.

'Iyyaaka na'-budu wa 'iyyaaka nasta-'iin. — You alone we worship; and to You alone we turn for help:

We affirm that none is worthy of worship and devotion, submission and obedience and subjection and servitude, except Thou, O God, and we affirm that we are Thy worshippers, Thy subjects and Thy slaves; keeping these relations with Thee and Thee alone; and so we ask Thy help as Thou art the Lord of the whole Universe and Thou hast all powers and Thou art the Master of everything; and verily, only Thee can give us help for the fulfillment of our cry for justice, freedom and democracy.

'Ihdinas-Siraatal-Mustaqiim — Guide us to the straight path:

We confess, O God, that events in this country in the past few years have confused our vision and made us lose sight of the right way the way that can lead us aright in every walk of life and can keep us free from errors and evil consequences and bring success in the end, so "Thine Will be done".

Siraatal-laziina 'an-'amta 'alay-him — The path of those whom Thou hast favoured:

We affirm our commitment, O God, to the ways of those Excellent Exemplars of human behavior who have not deviated a jot away from Thy Blessed Way throughout the whole course of human history — the *Anbiyya* or the Prophets — the *Siddiqin* or the *Faithfuls* — the *Shuhada* or the Martyrs and the *Salihin* or the Righteous.

Gayril-magzuubi 'alay-him wa laz-zaalliin. — Not the path of those who earn Thine anger nor of those who go astray. (Q. 1:1-7)

DUA ' — SUPPLICATION

Rabbanaa laa tuzig quluubanaa ba'-da 'iz hadaytanaa wa hablanaa milladunka rahmattan 'innaka 'Antal — Wahhaab.

Our Lord! Cause not our hearts to stray after Thou hast guided us, and bestow upon us mercy from Thy Presence. Lo! Thou, only Thou, art the Bestower! (Q. 3:8)

Our Lord! We pray for Thy Guidance in framing the Fundamental Law of the land and grant, that by it, we can establish *Ummattun yadu'una ila'l khayr wa ya'muruuna bil ma'-ruuf wa yanha'una ani'l Munkar* . . . a nation that invites to goodness, enjoins what is right and forbids what is evil. (Q. 3:104)

AMEEN. YA RABBAL'ALAMIIN.

ROLL CALL

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

Alonto, A. D.	Padilla, A. B.
Bacani, T. C.	Muñoz Palma, C.
Bennagen, P.	Quesada, M. L. M.
L.	
Bernas, J. G.	Rama, N. G.
Rosario	De los Reyes, R. F.
Braid, F.	
Brocka, L. O.	Rigos, C. A.
Calderon, J.	Rodrigo, F. A.
D.	
De Castro,	Romulo, R. .
C. M.	
Colayco, J.	Rosales, D. R.
C.	
Concepcion,	Suarez, J. E.
R. R.	
Davide, H.	Sumulong. L. M.
G.	
Foz, V. B.	Tadeo, J. S. L.
Gascon, J. L.	Tan, C.
M. C.	
Jamir, A. M.	Tingson, G. J.
K.	
Lerum, E. R.	Treñas, E. B.
Maambong,	Uka, L. L.
R. E.	
Monsod, R.	Villacorta, W. V.
E.	
Ople, B. F.	Villegas, B. M.

With 36 Members present, the Chair declared the presence of quorum.

The following Members appeared after the Roll Call:

A. M.

Abubakar, Y. R.	Laurel, J. B
Aquino, F. S.	Natividad, T.
	C.
Azcuna, A. S.	Nolledo, J.
	N.
Bengzon, J. F. S.	Sarmiento,
	R. V.
Garcia, E. G.	

Messrs. Guingona and Regalado
were sick.

Mrs. Nieva was absent.

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 RESOLUTION, PETITION AND COMMUNICATIONS

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

Proposed Resolution No. 538, entitled:

RESOLUTION FOR THE CONSTITUTIONAL COMMISSION TO CONGRATULATE SENATOR TAÑADA

Introduced by Honorable Villacorta, Muñoz Palma, Bernas, Tan, Abubakar, Alonto, Aquino, Azcuna, Bacani, Bengzon, Jr., Bennagen, Rosario Braid, Brocka, Calderon, De Castro, Colayco, Concepcion, Davide, Jr., Foz, Garcia, Gascon, Guingona, Jamir, Laurel, Jr., Lerum, Maambong, Monsod, Natividad, Nieva, Nollado, Ople, Padilla, Quesada, Rama, Regalado, De los Reyes, Jr., Rigos, Rodrigo, Romulo, Rosales, Sarmiento, Suarez, Sumulong, Tadeo, Tingson, Treñas, Uka and Villegas

TO THE STEERING COMMITTEE

PETITION

Petition No. 2 — Constitutional Commission of 1986

Petition of the Honorable Commissioners Decoroso R. Rosales, Jose D. Calderon, Teodoro C. Bacani, Eulogio R. Lerum, Hilario G. Davide, Jr., Adolfo S. Azcuna, Teodulo C. Natividad and Jose B. Laurel, Jr., expressing support of the Petition of the Honorable Commissioners Lugum L. Uka, Napoleon G. Rama, Florenz D. Regalado, Regalado E. Maambong, Jose N. Nollado, Ma. Teresa F. Nieva, Yusup R. Abubakar and Hilario G. Davide, Jr., asking the Committee on Human Resources to submit to the Constitutional Commission of 1986 a consolidated Committee Report

TO THE COMMITTEE ON HUMAN RESOURCES COMMUNICATIONS

Communication No. 524 — Constitutional Commission of 1986

Communication from Mr. Dorentino Z. Floresta of the Knights of Columbus, Council 3722, Olongapo City, strongly recommending that if the Filipino people thru its President, Corazon C. Aquino, decides to extend the U.S. Military Bases in the Philippines, the compensation given

to the Philippine government by the U.S. government for the use of the bases be considered rental and the same shall be increased in accordance with the prevailing rentals paid by the United States to Spain, Korea, Japan, Turkey and Germany; that the Labor Code of the Philippines shall be applied to the labor-management relationship inside the bases; that criminal offenses committed by American servicemen must be tried by the Philippine courts; and that the Philippine government shall have effective control over the bases including the operation of business establishments

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

Communication No. 525 — Constitutional Commission of 1986

Thirty-seven letters with eleven thousand seventy-nine (11,079) signatories with their respective addresses, all seeking to include in the Constitution a provision mandating the State to protect the life of the unborn from the moment of conception

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

Communication No. 526 — Constitutional Commission of 1986

Letter from Mr. Jaime Z. Bermudez of Agbannawag, Rizal, Nueva Ecija, urging the Constitutional Commission to include provisions on land reform that would enable small landowners to recover their lands from their tenants

TO THE COMMITTEE ON SOCIAL JUSTICE

Communication No. 527 — Constitutional Commission of 1986

Communication from the Council of the Laity of the Philippines, CAP Bldg., 372 Cabildo Street, Intramuros, Manila, signed by its President, Henrietta Tambunting de Villa, seeking inclusion in the Constitution of "the right to life from conception" and the integration of "religious instruction" into the primary and secondary educational system

TO THE STEERING COMMITTEE

PARLIAMENTARY INQUIRY OF MR. VILLACORTA

At this juncture, Mr. Villacorta invited attention to Petition No. 2 in the Order of Business submitted by Mr. Decoroso Rosales and others, requesting the Committee on Human Resources to submit to the Commission a consolidated Committee Report. Mr. Villacorta pointed out that the Committee had already submitted a consolidated report a long time ago, but the Petition would give a wrong impression to the public about the efficiency of said Committee.

SUSPENSION OF SESSION

At this juncture, the Chair suspended the session.