

[VOL. II, August 02, 1986]

R.C.C. NO. 46

Saturday, August 2, 1986

OPENING OF SESSION

At 9:35 a.m., 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 Cirilo A. Rigos.

Everybody remained standing for the Prayer.

PRAYER

REV. RIGOS: Most gracious and loving God, let Thy Spirit guide us in our work today. Help us to realize our inadequacy that we may look up to Thee for guidance and wisdom.

Grant us the strength equal to our task, and the faith that will enable us to overcome all difficulties.

In Jesus' name we pray. Amen.

ROLL CALL

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

THE SECRETARY-GENERAL, *reading*:

Abubakar	Present *	Concepcion	Present
Alonto	Present	Davide	Present
Aquino	Present *	Foz	Present
Azcuna	Present *	Garcia	Present
Bacani	Present *	Gascon	Present *
Bengzon	Present	Guingona	Present
Bennagen	Present	Jamir	Present
Bernas	Present	Laurel	Present
Rosario Braid	Present	Lerum	Present *
Brocka	Present *	Maambong	Present

Calderon	Present	Monsod	Present
Castro de	Present	Natividad	Present
Colayco	Present	Nieva	Present
Nolledo	Present	Rosales	Present
Ople	Present	Sarmiento	Present *
Padilla	Present	Suarez	Present
Quesada	Present	Sumulong	Present
Rama	Present	Tadeo	Present *
Regalado	Present	Tan	Present
Reyes de los	Present	Tingson	Present
Rigos	Present	Uka	Present
Rodrigo	Present	Villacorta	Present
Romulo	Present	Villegas	Present

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

The President is present.

The roll call shows 35 Members responded to the call.

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

MR. CALDERON: Madam President.

THE PRESIDENT: The Assistant Floor Leader is recognized.

MR. CALDERON: I move that we dispense with the reading of the Journal of the previous session.

THE PRESIDENT: Is there any objection? (*Silence*) The Chair hears none; the motion is approved.

APPROVAL OF JOURNAL

MR. CALDERON: Madam President, I move that we approve the Journal of yesterday's session.

THE PRESIDENT: Is there any objection? (*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 Communications, the President making the

corresponding references:

COMMUNICATIONS

Letter from former Senator Magnolia W. Antonino, 15th Floor, G.E. Antonino Building, T.M. Kalaw Street, Ermita, Manila, submitting some proposals for inclusion in the Constitution, to wit: (1) There shall be a Commission on Appointments composed of members of the legislature; (2) The only elective provincial officials shall be the Governor and the Vice-Governor. The Governor and the Vice-Governor shall be the chairman and vice-chairman, respectively, of a provincial assembly composed of all the municipal mayors in the province; (3) The only elective municipal officials shall be the Mayor and Vice-Mayor who shall be chairman and vice-chairman, respectively, of the municipal assembly composed of all barrio captains; and (4) The right of every citizen to possess firearms in his residence subject to reasonable restrictions and qualifications.

(Communication No. 416 — Constitutional Commission of 1986)

To the Steering Committee.

Letter from Mr. Ramon R. Batino, Jr. of P.O. Box 627, Bacolod City, expressing apprehension over the possible effects of the dismantling of the U.S. bases in the Philippines in the areas of national security, economic stability and religious freedom.

(Communication No. 417 — Constitutional Commission of 1986)

To the Committee on General Provisions.

Letter from Mr. Alexander de Jesus of the Miners Association of the Philippines, Inc., submitted thru the honorable Commissioner Ambrosio Padilla, suggesting a provision in the Constitution that "a petition for review of a final decision of the Supreme Court during martial law which is manifestly against the evidence and is contrary to law may be filed within one year from the ratification of this Constitution and given due course."

(Communication No. 418 — Constitutional Commission of 1986)

To the Committee on Amendments and Transitory Provisions.

Letter from Mr. Jose R. Reyes of 2278 Pasong Tamo Extension, Makati, Metro Manila, and 28 others, urging the Constitutional Commission to adopt a provision in the Constitution for the renewal of the U.S. Military Bases Agreement upon its expiry in 1991, and to take a firm stand with the forces of freedom, instead of taking a stance of neutrality and nonalignment.

(Communication No. 419 — Constitutional Commission of 1986)

To the Committee on General Provisions.

Letter from Ms. Dolores A. Endriga, OIC, School of Urban and Regional Planning, University of the Philippines, Diliman, Quezon City, submitting a resolution adopted

by the U.P. School of Urban and Regional Planning Faculty, suggesting incorporation in the Constitution of a provision on housing.

(Communication No. 420 — Constitutional Commission of 1986)

To the Committee on Social Justice.

Letter from Mr. Ricardo Amador of 32 Badminton Street, New Saint Francis Village, Cainta, Rizal, suggesting among others, the adoption of the electoral college type of voting for national elections.

(Communication No. 421 — Constitutional Commission of 1986)

To the Committee on Constitutional Commissions and Agencies.

Communication signed by 1,254 people with their corresponding addresses, seeking to include in the 1986 Constitution a provision obliging the State to protect the life of the unborn from the moment of conception.

(Communication No. 422 — Constitutional Commission of 1986)

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

Letter from the Honorable Bienvenido A. Tan, Jr., Commissioner of Internal Revenue, expressing doubts whether the adoption of important provisions by mere majority vote is a sufficient indication of the real will of the people, suggesting therefor that when voting at the referendum/plebiscite, the electorate can then indicate a vote for the Constitution as a whole document and the disputed provisions thereof and the resulting vote will decide what the final document will be.

(Communication No. 423 — Constitutional Commission of 1986)

To the Steering Committee.

Letter from Ms. Rosa Maria Juan Bautista of the Division of Research and Law Reform, U.P. Law Center, proposing provisions renouncing child labor, protecting working children, and giving aid and support to the Juvenile and Domestic Relations Court, and enclosing copies of lectures delivered at the U.P. Institute of Industrial Relations.

(Communication No. 424 — Constitutional Commission of 1986)

To the Committee on Preamble, National Territory, and Declaration of Principles.

Communication from the Integrated Bar of the Philippines, entitled: "Explanatory Note of the Proposed Commission on Justice."

(Communication No. 425 — Constitutional Commission of 1986)

To the Committee on the Judiciary.

Letter from Ms. Antonnette Queri, Campus Ministry Team, requesting a provision protecting the unborn.

(Communication No. 426 — Constitutional Commission of 1986)

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

Communication from the Family Planning Organization of the Philippines, Sorsogon Provincial Chapter, Sorsogon, Sorsogon, signed by its President, Cecilia A. Ortiz and other officers, petitioning the Constitutional Commission to incorporate in the Constitution a clear-cut statement of national policy on family planning.

(Communication No. 427 — Constitutional Commission of 1986)

To the Committee on General Provisions.

Communication from the Family Planning Organization of the Philippines, Davao Provincial Chapter, 33-F J.P. Laurel Avenue, Davao City, signed by its Chapter President, Roberto V. Alcantara and other officers and members, expressing among others the desire to have a Commission on Population whose activities are independent of any social or health agency.

(Communication No. 428 — Constitutional Commission of 1986)

To the Committee on General Provisions.

Letter from Ms. Rosalita Bengzon Moran of 686 Aurora Blvd., Quezon City, voicing the plight of small land-owners whose landholdings were covered by land reform, saying that small landowners were made the sacrificial lambs to quiet rural restiveness, and that she has not been paid her lawful share for some years now, among others.

(Communication No. 429 — Constitutional Commission of 1986)

To the Committee on Social Justice.

Letter from Mr. Ben Divina, c/o United Nationalist Democratic Organization, Old Congress Bldg., Manila, submitting a newspaper clipping captioned "Overseas Workers as Capitalists."

(Communication No. 430 — Constitutional Commission of 1986)

To the Committee on Social Justice.

MR. RAMA: Madam President.

THE PRESIDENT: The Floor Leader is recognized.