



Republic of the Philippines
COMMISSION ON ELECTIONS
Manila

REPUBLIC OF THE PHILIPPINES
COMMISSION ON ELECTIONS
INTRAMUROS MANILA
EDUCATION AND INFORMATION DEPARTMENT

RECEIVED

BY: [Signature]
DATE: 1/11/13 TIME: 12:07 p.m.

IN THE MATTER OF AMENDING RESOLUTION NO. 9561-A OTHERWISE KNOWN AS THE "RULES AND REGULATIONS ON (1) THE BAN ON BEARING, CARRYING OR TRANSPORTING OF FIREARMS OR OTHER DEADLY WEAPONS; AND (2) THE EMPLOYMENT, AVAILMENT OR ENGAGEMENT OF THE SERVICES OF SECURITY PERSONNEL OR BODYGUARDS DURING THE ELECTION PERIOD FOR THE MAY 13, 2013 AUTOMATED SYNCHRONIZED NATIONAL, LOCAL ELECTIONS AND ARMM REGIONAL ELECTIONS, AS AMENDED."

BRILLANTES, Sixto, Jr., S., Chairman
SARMIENTO, Rene V. Commissioner
TAGLE, Lucenito N. Commissioner
VELASCO, Armando C. Commissioner
YUSOPH, Elias R. Commissioner
LIM, Christian Robert S., Commissioner
PADACA, Maria Gracia Cielo M., Commissioner

PROMULGATED: January 11, 2013

[Signature]

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RESOLUTION NO. 9608
[Signature]

WHEREAS, on December 4, 2012, the Commission promulgated Resolution No. 9561-A entitled "Rules And Regulations on (1) the Ban on Bearing, Carrying or Transporting of Firearms or Other Deadly Weapons; and (2) the Employment, Availment or Engagement of the Services of Security Personnel Or Bodyguards During the Election Period for the May 13, 2013 Automated Synchronized National, Local Elections and ARMM Regional Elections, as Amended";

WHEREAS, there is a need to amend the provisions thereof in order to properly implement Section 261 (q) of the Omnibus Election Code (B. P. Blg. 881) and Sections 32 and 33 of R. A. No. 7166;

NOW, THEREFORE, pursuant to the power vested in it by the Constitution, the Omnibus Election Code (B.P. 881), Republic Acts

No. 6646, 7166, 8189, 8436, 9189, 9369 and other election laws, the Commission RESOLVED, as it hereby RESOLVES, to clarify Section 5 of Resolution No. 9561-A;

SECTION 1. Section 1 of Resolution No. 9561-A is amended to read as follows:

“SECTION 1. General Guiding Principles.- During the election period:

- (a) xxx
- (b) xxx
- (c) xxx
- (d) xxx

In case of sale of firearms, the transport or delivery of the same shall be done by the duly authorized, legitimate, licensed and accredited manufacturer, importer, exporter, distributor or dealer itself or himself on a one-way basis directly to the address of the buyer within twenty four (24) hours from the date as indicated in the authority and under the strict conditions imposed by the PNP for the allowance of the transport. Likewise, the transport or delivery of firearms and spare parts for export to airports/seaports on a one-way basis; or the transport or delivery of imported parts, spare parts and other raw materials used in the manufacturing of firearms directly to the manufacturing facility of the licensed manufacturer, with prior notice to the Commission, shall be authorized.

The CBFSP shall adopt and impose the charges and fees imposed by the PNP on the issuance of permits/authority to transport firearms and/or its spare parts and explosives and/or

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its components, including the raw materials used in the manufacture thereof."

SEC. 2. Section 3 of Resolution No. 9561-A is amended to read as follows:

"SEC. 3. Suspension of Issuance of Firearms Licenses. – Except for the renewal of existing firearms licenses and the sale of firearms and its spare parts by duly authorized, legitimate, licensed and accredited manufacturers, importers, exporters, and distributors, the PNP shall suspend the issuance, processing, approval and release of firearms licenses during the election period, unless (i) both the license and firearm shall not be released to the owner thereof; and that said (ii) license and firearm shall be kept in deposit with the FEO, CSG, PNP during the election period.

Firearms licenses issued in violation of this Section are null and void, without prejudice to the filing of appropriate administrative and/or criminal charges against the holder of those responsible for the issuance of the license."

SEC. 3. – Section 4 of Resolution No. 9561-A is amended to read as follows:

SEC. 4. *Who May Bear Firearms.* – Only the following persons are authorized to bear, carry or transport firearms or other deadly weapons during the election period:

- (a) x x x;
- (b) Regular officers, members, and agents of the following agencies of the government who are actually performing law enforcement and/or security functions:

- 1. x x x;

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**2. Bureau of Corrections (BuCor), Department of Justice,
Provincial and City Jails;**

3. x x x;

4. x x x;

5. x x x;

6. x x x;

7. x x x;

8. (a) The Commissioner and Deputy Commissioners; (b)

**Law and Investigation Division and Intelligence
Division, of the Bureau of Immigration;**

9. x x x;

10. x x x;

11. x x x;

12. x x x;

13. x x x;

14. x x x;

15. x x x;

16. x x x;

17. x x x;

18. x x x;

19. x x x;

20. x x x;

21. x x x;

22. x x x;

23. x x x;

24. x x x;

25. x x x;

26. x x x;

27. x x x;

28. x x x;

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29. x x x;

30. The Secretary, Undersecretaries, Assistant Secretaries and the Internal Security of the Office of the Secretary of the Interior and Local Government;

31. x x x;

32. The Secretary, Undersecretaries, Assistant Secretaries, Prosecutor-General, Chief State Prosecutor, and State, Regional, Provincial and City Prosecutors; of the Department of Justice;

33. The Solicitor-General;

34. The Ombudsman, Deputy Ombudsman and Investigators and Prosecutors of the Office of the Ombudsman;

35. The Chairmen and Commissioners of the Constitutional Commissions;

36. The Chairperson and Commissioners of the Commission on Human Rights;

37. The Chief Public Attorney;

38. The Vice-President of the Republic of the Philippines;

39. Senators who are not running for re-election; and

40. Cabinet Secretaries.

SEC. 4. Section 6 of Resolution No. 9561-A is amended to read as follows:

SEC. 6. *Who may avail of security personnel or bodyguards.* - Except those constituting the regular security personnel complement of the President, Vice President, Senators who are not running for re-election, Justices, Judges, Cabinet Secretaries, Chairman and

Commissioners of the Commission on Elections, Chief of Staff of the AFP and AFP Major Service Commanders, Director Generals and Senior Officers of the PNP, all existing authority granting security personnel or bodyguards to carry firearms are hereby revoked at the start of the election period.

Incumbent Members of the House of Representatives and Provincial Governors, whether or not running for re-election or for another elective office, whose regular security complement have been provided by Officers or Members of the PNP, AFP, NBI or other Government Law Enforcement Agencies for at least one (1) year at the time of the promulgation of this Resolution, shall be allowed to retain the services of the officers or members of said government agencies, provided, that, said public officials shall be allowed to retain the services of a maximum of two (2) currently detailed officers or members of said law enforcement government agencies.

In case where the security situation of said incumbent Members of the House of Representatives and Provincial Governors warrant the augmentation of additional security personnel, said public officials may apply for the authority to employ, avail or engage the services of additional security personnel or bodyguard from duly licensed and accredited privately-owned or operated security, investigative, protective or intelligence agencies in accordance with the procedures in this Resolution.

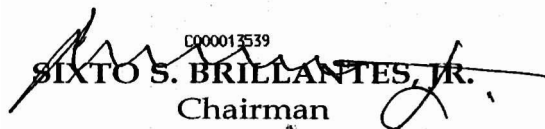
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SEC. 5. *Effectivity.* - This Resolution shall take effect immediately after its publication in two (2) daily newspapers of general circulation in the Philippines.

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SEC. 6. Dissemination. - The Education and Information Department shall cause the publication of this Resolution and shall furnish copies thereof to all Regional Election Directors, Provincial Election Supervisors, Election Officers, the PNP, the AFP and all other law enforcement agencies.

SO ORDERED.


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SIXTO S. BRILLANTES, JR.
Chairman


RENE V. SARMIENTO
Commissioner

Voted in Favor
LUCENITO N. TAGLE
Commissioner





Voted in Favor
ARMANDO C. VELASCO
Commissioner


ELIAS R. YUSOPH
Commissioner



Voted in Favor
CHRISTIAN ROBERT S. LIM
Commissioner


MARIA GRACIA CIELO M. PADACA
Commissioner

- cc: Chairman
- All Commissioners
- Executive Director
- Deputy Executive Director for Operations
- Education and Information Department
- Law Department
- Committee on the Ban on Firearms and security Personnel (CBFSP)
- CBFSP Secretariat



