



ORDINANCE NO. SP-**1220**S-2002

AN ORDINANCE REQUIRING LAW ENFORCEMENT OFFICERS TO PROVIDE INFORMATION ON THE PLACE OF DETENTION OR WHEREABOUTS OF PERSONS WHO ARE ARRESTED WITHOUT A WARRANT, UNDER CUSTODIAL INVESTIGATION, OR OTHERWISE DEPRIVED OF LIBERTY.

Introduced by Councilors VOLTAIRE GODOFREDO L. LIBAN III, ELIZABETH A. DELARMENTE, BERNADETTE HERRERA-DY, ROMMEL R. ABESAMIS, RAMON P. MEDALLA, ALLAN BUTCH T. FRANCISCO, ERIC Z. MEDINA, JORGE L. BANAL, JULIAN M.L. COSETENG, FRANZ S. PUMAREN, WENCEROM BENEDICT C. LAGUMBAY, JESUS MANUEL C. SUNTAY, RICARDO R. DEL ROSARIO, RESTITUTO B. MALAÑGEN and XYRUS L. LANOT.

WHEREAS, the protection of human rights is an essential feature of democracy, and is one of the hallowed mandates enshrined in our Constitution;

WHEREAS, the absence of information on the whereabouts of persons who are arrested without warrant, or brought under custodial investigation, or otherwise detained or deprived of liberty for any cause, give rise to well-founded apprehension, fear, tension and anxiety among the members of their families who are at a loss where to look for such person;

WHEREAS, giving the necessary information on the whereabouts of detained persons under the foregoing circumstances will go a long way to promote the proper implementation of the human rights protection clauses provided in our Constitution.

NOW, THEREFORE

BE IT ORDAINED BY THE CITY COUNCIL OF QUEZON CITY IN SESSION ASSEMBLED:

SECTION 1. Any law enforcement officer who arrests a person without a warrant, or places such person under custodial investigation, or otherwise detains or deprives him of his liberty, or directs and orders such arrest, detention or deprivation of liberty, within the territorial jurisdiction of Quezon City, shall immediately inform or notify the members of the family of such person, his guardian, landlord or anyone with whom he is known to be staying, of the place of his detention or whereabouts within twenty-four (24) hours from such arrest, custody, detention or deprivation of liberty.

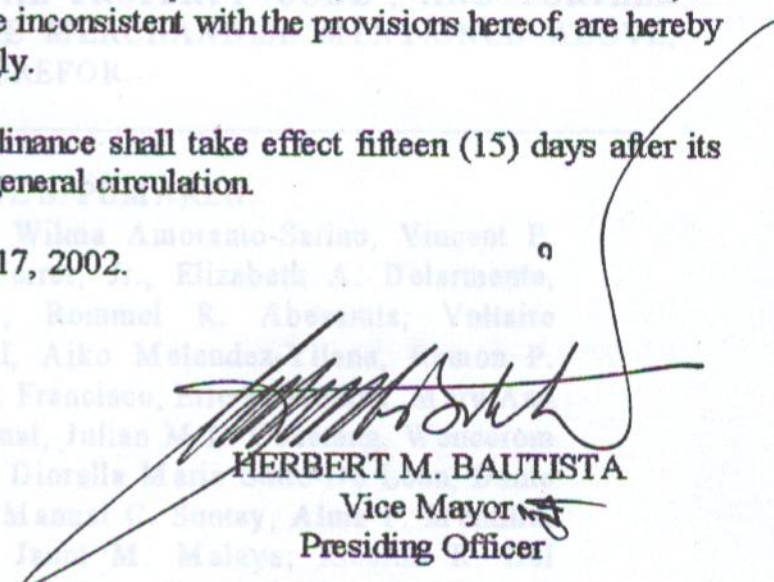
[Handwritten signatures and initials]

SECTION 2. Any violation of Section 1 hereof shall be punished with imprisonment for a period of not less than one (1) month and not more than six (6) months, at the discretion of the Court.

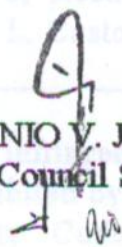
SECTION 3. The provisions of any ordinance, local Executive Order, or other local issuances, which are inconsistent with the provisions hereof, are hereby repealed or amended accordingly.

SECTION 4. This Ordinance shall take effect fifteen (15) days after its publication in a newspaper of general circulation.

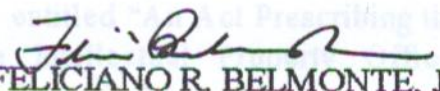
ENACTED: December 17, 2002.


HERBERT M. BAUTISTA
Vice Mayor
Presiding Officer

ATTESTED :

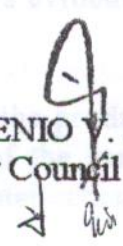

EUGENIO V. JURILLA
City Council Secretary

APPROVED: Jan. 31, 2003


FELICIANO R. BELMONTE, JR.
City Mayor

CERTIFICATION

This is to certify that this Ordinance which was APPROVED on Second Reading on December 17, 2002, was finally PASSED on Third Reading by the City Council under Suspended Rules on the same date.


EUGENIO V. JURILLA
City Council Secretary