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MALACAÑAN PALACE
MANILA

BY THE PRESIDENT OF THE PHILIPPINES

PROCLAMATION NO. ____

GRANTING AMNESTY TO ALL FILIPINOS WHO HAVE BEEN ARRESTED, IMPRISONED, CHARGED AND/OR CONVICTED FOR ACTS OR OMISSIONS PUNISHABLE UNDER THE REVISED PENAL CODE OR SPECIAL LAWS IN CONNECTION WITH THE REBELLION WAGED BY THE COMMUNIST PARTY OF THE PHILIPPINES (CPP) AND THE NEW PEOPLE'S ARMY (NPA), OR FOR OTHER CRIMES IN PURSUIT OF ONE'S POLITICAL BELIEFS

WHEREAS, it is recognized that certain Filipinos have been arrested, imprisoned, charged and/or convicted for acts or omissions punishable under the Revised Penal Code or special laws in connection with the rebellion waged by the Communist Party of the Philippines (CPP) and the New People's Army (NPA), or for offenses that will otherwise be common crimes but were committed or alleged to be committed in furtherance of one's political beliefs;

WHEREAS, Section 19, Article VII of the Constitution expressly vests the power to grant amnesty upon the President;

WHEREAS, in order to promote an atmosphere conducive to the attainment of a just, comprehensive and enduring peace and as a necessary component and integral part of the GRP-NDFP Interim Peace Agreement (IPA), there is a need to declare amnesty in favor of the said Filipinos;

NOW, THEREFORE, I, RODRIGO R. DUTERTE, President of the Philippines, by virtue of the powers vested in me by Section 19, Article VII of the Philippine Constitution, do hereby **DECLARE and PROCLAIM**:

SECTION 1. Grant of Amnesty. - Amnesty shall be granted to all Filipinos covered under this Proclamation.

SECTION 2. Coverage. - Amnesty shall cover acts or omissions punishable under the Revised Penal Code or special laws in connection with the rebellion waged by the Communist Party of the Philippines (CPP) and the New People's Army (NPA), or for offenses that will otherwise be common crimes but were committed or alleged to be committed in furtherance of one's political beliefs;

Provided, that the crimes for which amnesty shall be granted must have been committed on or before the date of effectivity of this Proclamation; and

Provided further, that amnesty shall not cover crimes against chastity and rape.

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SECTION 3. Amnesty Grantees. — Any Filipino who is in the list provided by the National Democratic Front of the Philippines (NDFP) at the time of the effectivity of this Proclamation as a political prisoner, including those on temporary liberty, and who has been imprisoned, charged and/or convicted for acts or omissions punishable under the Revised Penal Code or special laws in connection with the rebellion waged by the Communist Party of the Philippines (CPP) and the New People's Army (NPA), or for other offenses that will otherwise be common crimes but were committed or alleged to be committed in furtherance of one's political beliefs shall be granted general, unconditional and omnibus amnesty.

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SECTION 4. Application. — Applicants may apply for amnesty under this Proclamation with the Department of Justice (DOJ) which is hereby tasked with the function and duty of simplifying, receiving and processing such applications and determining whether the applicants are covered, in cooperation with the duly authorized representatives of the National Democratic Front of the Philippines (NDFP).

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The aforesaid applications must be under oath and must be kept confidential and not disclosed without the express written consent of the applicant. Any information contained in such applications cannot be used against the applicant for whatever purpose in any proceeding.

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SECTION 5. Period of Application. — Applications shall be filed with the DOJ after the publication of this Proclamation in two (2) newspapers of general circulation. The DOJ shall forthwith act on the same with dispatch within a period of seven (7) days from receipt. The applicants shall be processed for a period not longer than one week on the humane, fair and just presumption that they have been processed repeatedly upon their previous arrest, detention and subjection to trial.

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The final decision or determination of the DOJ that is negative to any applicant shall be appealable to the Office of the President who shall dispose of the appeal within a period of seven (7) days from filing of the appeal.

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SECTION 6. Effects. —

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(a) Amnesty under this proclamation shall extinguish any criminal liability for acts or omissions punishable under the Revised Penal Code or special laws in connection with the rebellion waged by the Communist Party of the Philippines (CPP) and the New People's Army (NPA), or for other offenses that will otherwise be common crimes but were committed or alleged to be committed in furtherance of one's political beliefs; and

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(b) The grant of amnesty shall also effect the restoration of civil and political rights suspended or lost adversely by virtue of any executive, administrative or criminal action or proceedings against the grantee.

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SECTION 7. Effectivity. — This Proclamation shall immediately be certified as urgent and shall take effect upon the concurrence of a majority of all the Members of Congress. Such

1 concurrence shall cause to be done within three (3) months therefrom in order to effect the
2 expeditious release of the amnesty grantees.

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4 **IN WITNESS WHEREOF**, I have hereunto set my hand and caused the seal of the
5 Republic of the Philippines to be affixed.

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7 DONE in the City of Manila, _____ day of _____ in the year of our Lord, Two
8 Thousand and Eighteen.

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10 (Sgd.) **RODRIGO R. DUTERTE**

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12 By the President:

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14 (Sgd.) _____

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16 Executive Secretary