



Republic of the Philippines  
CITY COUNCIL  
City of Manila

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REGULAR SESSION NO. 122

12<sup>TH</sup> CITY COUNCIL

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**RESOLUTION NO. 171**  
Series of 2024

**RESOLUTION** URGING THE MANILA POLICE DISTRICT TO RIGOROUSLY IMPLEMENT CITY ORDINANCE NO. 7709, WHEN APPLICABLE

PRINCIPAL AUTHORS: **HON. RODOLFO N. LACSAMANA**, HON. BENNY FOG T. ABANTE III, HON. TERRENCE F. ALIBARBAR, HON. ARLENE MAILE I. ATIENZA, HON. DON JUAN "DJ" BAGATSING, HON. LARIS T. BORROMEO, HON. RUBEN F. BUENAVENTURA, HON. CARLOS C. CASTAÑEDA, HON. LOUISITO N. CHUA, HON. NIÑO M. DELA CRUZ, HON. JESUS E. FAJARDO, JR., HON. PAMELA "Fa" G. FUGOSO-PASCUAL, HON. JAYBEE S. HIZON, HON. MARTIN V. ISIDRO, JR., HON. RICARDO "Boy" A. ISIP, JR., HON. MOISES T. LIM, HON. NUMERO G. LIM, HON. ERICK IAN O. NIEVA, HON. CHARRY R. ORTEGA, HON. ELMER M. PAR, HON. LOUISA MARIE "Lady" J. QUINTOS-TAN, HON. SCIENCE A. REYES, HON. ROMA PAULA S. ROBLES-DALUZ, HON. JOEL "JTV" VILLANUEVA, HON. RAYMUNDO R. YUPANGCO, HON. LEILANI MARIE H. LACUNA, HON. JULIANA RAE M. IBAY, **HON. MACARIO M. LACSON**, President Pro-Tempore, HON. ERNESTO C. ISIP, JR., Majority Floor Leader, **HON. JOHANNA MAUREEN C. NIETO-RODRIGUEZ**, Acting Presiding Officer and **HON. JOHN MARVIN C. "Yul Servo" NIETO**, Vice-Mayor and Presiding Officer



WHEREAS, City Ordinance No. 7709, entitled: "An Ordinance making it mandatory upon police officers to inform all persons being placed under custodial investigation to inform said persons of all their rights while under said investigation" was enacted on July 21, 1989, authored by Hon. Ernesto G. Dionisio and Hon. Alex C. Co during the first City Council;

WHEREAS, Section 16 of the Local Government Code of 1991 provides that: "Every local government unit shall exercise the powers expressly granted, those necessarily implied there from, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare. Within their respective territorial jurisdictions, local government units shall ensure and support, among other things, the preservation and enrichment of culture, promote health and safety, enhance the right of the people to a balanced ecology, encourage and support the development of appropriate and self-reliant scientific and technological capabilities, improve public morals, enhance economic prosperity and social justice, promote full employment among their residents, maintain peace and order, and preserve the comfort and convenience of their inhabitants";

WHEREAS, the obligation of the Philippine National Police is to maintain the peace and order in the city while respecting and protecting the basic human rights to all citizens enshrined in the 1987 Constitution;

WHEREAS, the Supreme Court elaborated the requisites of the Miranda Doctrine in the case of People of the Philippines vs Dindo Mojello, G.R. No. 145566, March 9, 2004 that: (a) any person under custodial investigation has the right to remain silent; (b) anything he says can and will be used against him in a court of law; (c) he has the right to talk to an attorney before being questioned and to have his counsel present when being questioned; and (d) if he cannot afford an attorney, one will be provided before any questioning if he so desires;

WHEREAS, the Miranda Doctrine, under the 1987 Constitution, helps the person who is under custodial investigation to invoke his right to remain silent, making the search for truth and justice be based on the evidence provided by witnesses rather than on confession obtained from the accused;

WHEREAS, records show that 34 years since the enactment of this Ordinance, human rights violation committed by the Philippine National Police is still rampant, not just along the jurisdiction in the City of Manila, but also in the entire country;

WHEREAS, the strict implementation of the subject Ordinance shall benefit the citizens of the City of Manila to enjoy and preserve their rights as a citizen of the Philippines: NOW, THEREFORE, be it

RESOLVED, by the City Council of Manila to urge, as it hereby urges the Manila Police District to rigorously implement City Ordinance No. 7709, when applicable; and be it FURTHER



RESOLVED, that a copy of this Resolution be furnished to the Manila Police District Headquarters, United Nations Avenue, Ermita, Manila.

PRESIDED BY:

  
**JOHANNA MAUREEN C. NIETO-RODRIGUEZ**  
Acting Presiding Officer  
City Council, Manila

This Resolution was adopted by the City Council of Manila at its regular session on March 21, 2024.

ATTESTED:

  
**LUSH R. GEMPIS, JR.**  
City Government Department Head III  
(Secretary to the City Council)  


JMG//RRB:acl/jok/cpf/hpr/jrp