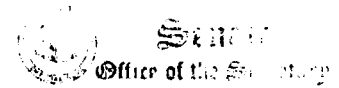


NINETEENTH CONGRESS OF THE )  
REPUBLIC OF THE PHILIPPINES )  
Second Regular Session )



24 JAN 30 P 3:33

SENATE

RECEIVED BY.

P.S. RES. NO. 920

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Introduced by Senator JOEL VILLANUEVA

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**RESOLUTION**

**AUTHORIZING THE SENATE PRESIDENT TO FILE THE APPROPRIATE ACTION BEFORE THE PROPER TRIBUNAL TO CHALLENGE THE CONSTITUTIONALITY, VALIDITY, AND IRREGULARITIES RELATING TO THE PEOPLE'S INITIATIVE TO AMEND THE CONSTITUTION AND TO ENGAGE THE SERVICES OF COUNSEL/S FOR THIS PURPOSE**

**WHEREAS**, pursuant to Article XVII, Section 2 of the 1987 Constitution, Republic Act (R.A.) No. 6735, or "The Initiative and Referendum Act," was enacted into law to establish a system of initiative and referendum to directly propose, enact, approve, or reject, in whole or in part, the Constitution, laws, ordinances, or resolutions passed by any legislative body;

**WHEREAS**, the Supreme Court in *Santiago vs. Commission on Elections, et al.*, G.R. No. 127325, declared that R.A. No. 6735 is "inadequate to cover the system of initiative on amendments to the Constitution, and to have failed to provide sufficient standard for subordinate legislation." Subsequently, in *Lambino vs. Commission on Elections*, G.R. No. 174135, the Supreme Court declared that there is no need to revisit the ruling in *Santiago vs. COMELEC* declaring that R.A. No. 6735 is "incomplete, inadequate, or wanting in essential terms and conditions" to cover the system of initiative to amend the Constitution;"

**WHEREAS**, in light of these Supreme Court decisions and the ongoing People's Initiative represented by Atty. Anthony A. Abad, et al., there may be a need to file the appropriate action before the proper tribunal;

Now, therefore, be it

**RESOLVED BY THE SENATE OF THE PHILIPPINES**, authorizing the Senate President:

- a) To file, as may be necessary, the appropriate action before the proper tribunal to challenge the constitutionality, validity, and irregularities relating to the People's Initiative to amend the Constitution; and
- b) To engage the services of counsel/s to prepare the appropriate action and all related pleadings and appear and argue before such tribunal/s for this purpose.

*Adopted,*

  
JOEL VILLANUEVA