

DIRECTING THE DEPARTMENT OF JUSTICE TO OBSERVE A BAIL BOND GUIDE FOR QUALIFIED THEFT

Read online (full-text search, related cases, audio case brief): <https://batas.org/library/9e928224fc4b/>

WHEREAS, in proper cases, the right to bail may be invoked by the respondent or the accused;

WHEREAS, Prosecutors as officers of the court are duty bound to assist the courts by recommending the amount of bail to be granted;

WHEREAS, hundreds of thousands or millions of pesos are lost because of syndicated large-scale qualified theft affecting the semiconductors and electronic industries responsible in providing seventy percent (70%) of the country's exports;

WHEREAS, Article 310 in relation to Article 309 of the Revised Penal Code imposes a penalty of reclusion perpetua for qualified theft committed under certain circumstances;

WHEREAS, the Constitution provides that all persons, except those charged with offenses punishable by reclusion perpetua when the evidence of guilt is strong, shall before conviction, be bailable.

NOW, THEREFORE, I, GLORIA MACAPAGAL ARROYO , President of the Philippines by virtue of the powers vested in me by law do hereby order:

SECTION 1. No bail shall be recommended for the crime of qualified theft where the aggregate value of the property stolen is five hundred thousand (P500,000.00) and above;

SECTION 2. The Department of Justice is hereby further directed to constitute a committee for the modification of the 2000 Bail Bond Guide to make the necessary revisions insofar as the amounts of bail shall be recommended.

SECTION 3. This Memorandum hereby amends Department of Justice Circular No. 74 dated November 6, 2001 insofar as bail bond guide involving crimes for qualified theft;

SECTION 4. If any provision of this Memorandum Circular is declared invalid or unconstitutional, the remaining provisions not affected thereby shall continue to be in full force and effect.

SECTION 4. This Memorandum Order shall take effect immediately.

Adopted: 28 June 2005

(SGD.) GLORIA ARROYO

By Authority of the President:

(SGD.) EDUARDO R. ERMITA
Executive Secretary

ABOUT BATAS.ORG

Study smarter at BATAS.org

The Philippine bar review and law-school companion built around how your brain actually remembers.

The complete Philippine law library - free for everyone.

More than 100,000 Supreme Court decisions, Republic Acts, and executive issuances - full-text searchable, browsable by category and year, and always free. No paywall, no login. This PDF came from it.

Audio case-brief lectures.

Any decision becomes a podcast-style lecture - facts, issues, ruling, and doctrine - with read-along highlighting and a hands-free presentation mode. Study while commuting, working out, or resting your eyes.

Bar review built on the science of memory.

Complete, sequenced courses for all eight bar subjects, narrated like podcasts and reinforced with retrieval practice and spaced review - the study techniques with the strongest evidence behind them.

The full law-school curriculum.

One subscription unlocks the entire J.D. curriculum - every subject, every lesson, with your progress tracked down to the paragraph so you can pick up exactly where you left off, on any device.

Mock exams that tell you where you stand.

Timed multiple-choice exams graded instantly, with per-subject score breakdowns and focus suggestions that point you at your weakest topics first.

A study planner that keeps you on pace.

Set your schedule and BATAS tells you every day whether you are on track for bar day - and exactly which lesson to take next.

Start free at <https://batas.org>

The law library is free forever - and your first lesson is one click away.

The text of this document is an official public record and remains in the public domain. Formatting, presentation, and compilation © 2026 batas.org.

Downloaded free from the batas.org Law Library. Share it freely - the library is free for every law student, bar reviewee, and practitioner.