

AMENDING SECTION FOUR OF PRESIDENTIAL DECREE NO 971 ENTITLED "PROVIDING LEGAL ASSISTANCE FOR MEMBERS OF THE INTEGRATED NATIONAL POLICE WHO MAY BE CHARGED FOR SERVICE-CONNECTED O...

PRESIDENTIAL DECREE NO. 1847, July 25, 1982

Read online (full-text search, related cases, audio case brief): <https://batas.org/library/e630b536454a/>

WHEREAS, Section 4 of Presidential Decree No. 971 directs the immediate preventive suspension of members of the Integrated National Police who are charged in court pending final decision by the court of their cases;

WHEREAS, court records reveal that a significant number of criminal cases filed against members of the Integrated National Police resulted in the acquittal of the accused, for the reason that a large number of these cases were filed for purposes of harassment or to obtain leverage for settlement;

WHEREAS, the existing procedure has proven to be prejudicial to the public interest since the automatic preventive suspension of members of the Integrated National Police charged in court unduly deprives the police service of personnel who could otherwise perform their duties and responsibilities, and onerous to public finance, since upon acquittal, the accused are by law authorized to receive back salaries corresponding to the period of their preventive suspension; and

WHEREAS, there is a need to adopt a judicious procedure in the issuance of suspension orders with the end in view of limiting preventive suspension only to cases where public interest so requires;

NOW, THEREFORE, I, FERDINAND E. MARCOS, President of the Philippines, by virtue of the powers in me vested by the Constitution, do hereby order and decree the following:

SECTION 1. Section 4 of Presidential Decree No. 971 is hereby amended to read as follows:

"SECTION 4. Preventive Suspension by reason of pending criminal case.—Any provision of law to the contrary notwithstanding, no member of the Integrated National Police who is charged in court with any felony or violation of law shall be preventively suspended except in accordance with the following conditions and procedure:

"1. A motion for the preventive suspension of the accused may at any time after the filing of the complaint or information be filed by the prosecution in the court having jurisdiction to try the case on the merits.

"2. The court shall immediately conduct a summary hearing to determine the necessity of the suspension, taking into consideration the nature of the offense, the circumstances attendant to the commission, thereof, the record of service of the accused and other relevant factors. The motion shall be resolved within ten (10) days from the filing thereof.

"3. After the summary hearing, the resolution of the court shall be immediately effective. No motion for reconsideration shall stay the effectivity of the order. The order shall be forwarded to the District/ Police Superintendent, the Director General, INP and the National Police Commission for implementation of the immediate superior concerned.

"4. Any preventive suspension of the accused shall remain in effect pending decision of the case by the court unless sooner lifted by said court by reason of the exigency of the service."

SEC. 2. This Decree shall take effect immediately upon approval.

Done in the City of Manila, this 25th day of July in the year of Our Lord, nineteen hundred and eighty-two.

(Sgd.) FERDINAND E. MARCOS
President of the Philippines

By the President:

(Sgd.) JUAN C. TUVERA
Presidential Executive Assistant

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.