Threats to Freedom of Expression: PHILIPPINES

Jamael Jacob
Legal and Policy Advisor
FOUNDATION FOR MEDIA ALTERNATIVES
FM DECLARES MARTIAL LAW

The national situation in brief

Nation is calm; business, life continue.

But civilian gov't

still firmly

militarily.

President

The Chief

in charge.

The city of

and the

eventual.

Filipinos

and other

marchers.

The event

and to

Filipinos.

The situation

as it

from the

the morning.

The situation

in Manila.

The situation

in the

in the

in the

in the

in the

in the

in the

in the

in the

in the

in the

in the

in the
PH 2nd-most dangerous country for journalists in past 25 years—IFJ

Associated Press
05:24 PM January 31st, 2016
Philippines' Duterte condemned for saying journalists deserved to die

Duterte endorses killing corrupt journalists
Duterte blasts UN: You can't even solve conflicts

Duterte rape joke on Australian missionary: Too much?

Duterte to UN rapporteurs: ‘Go home and get some sleep’

Philippines won't honour UN climate deal, says president

Duterte curses Pope Francis over traffic during his visit

(UPDATED) Could the mayor and presidential aspirant have gone too far with his jokes?
Laws

- **Republic Act No. 10175** (Cybercrime Prevention Act of 2012)
- **Republic Act No. 10173** (Data Privacy Act of 2012)
- **Republic Act No. 4200** (Anti-Wiretapping Law)
- **Republic Act No. 9372** (Human Security Act of 2007)
Government Agencies

- **Department of Justice**
  - Office of Cybercrime
  - National Bureau of Investigation (Cyber Crimes Division)

- **Philippine National Police**
  - Anti-Cybercrime Group
  - Intelligence Group
  - Directorate for Intelligence

- **Armed Forces of the Philippines**
  - ISAFP
  - Army, Navy, Air Force

- **National Intelligence Coordinating Agency**
Content Types Subject to Censorship, Filtering or Surveillance

- **Cyber-Libel and other Cybercrimes** (censorship + surveillance)
- **Child Pornography** (filtering) + surveillance
- **Malicious Disclosure of Information** (censorship + surveillance)
- **Treason, Espionage, Provoking War and Disloyalty in case of War, Piracy, Mutiny in the High Seas, Rebellion** (incl. Conspiracy and to Proposal to Commit, Inciting to), **Sedition** (incl. Conspiracy to Commit, and Inciting to) and **Kidnapping** (surveillance)
- **Terrorism** (surveillance)
Instances of Censorship and Surveillance
• "Offensive" social media posts/content

**Journalists' FB page taken down after criticizing Duterte**

**ALTERMIDYA: FB'S ARBITRARY REMOVAL OF JORNOS' POSTS 'DISTURBING'**

A group of independent and progressive members of alternative media on Thursday described as "disturbing" Facebook's arbitrary take down of posts by some journalists.

"It's unfortunate that our organization's account was taken down by Facebook after we posted our statement warning about media killings in the Philippines."

**Facebook takes down business journos' page after anti-Duterte post**

The Facebook page of the Economic Journalists Association of the Philippines (EJAP) is removed after the group posted a statement against President-elect Rodrigo Duterte.
Facebook bans TV5 journalist for anti-Marcos posts

Facebook apologizes for removing journos' anti-Marcos post

FB restores journos Lingao's account, says takedown a 'mistake'

Censorship? FB says sorry
• **Surveillance of former Presidents**
  - Pres. Gloria Macapagal-Arroyor ("Hello Garci" Scandal)
  - Pres. Corazon Aquino
• Surveillance re: corruption-related cases/transactions (e.g., NBN-ZTE scandal)

Broadcasters refuse to name source of 'wiretapped conversation'

Published May 26, 2008 6:12pm

MANILA, Philippines - Two broadcasters on Monday refused to name the source of the alleged wiretapped conversation between businessman Joey de Venecia III and a man believed to be former Commission on Elections chairman Benjamin Abalos.

The two broadcasters - Anthony Taberna and Gerry Baja of dzMM - made the manifestation when they were placed on the witness stand during the hearing of the petition for the issuance of the writ of habeas data sought by the younger de Venecia.
Emerging Threats
proposed National ID System

National ID proposal has backers, critics

MANILA - Quezon City Representative Sonny Belmonte filed House Bill 12 is an act establishing a Filipino identification system for the country. The ID card and shall gradually convert and consolidate identification systems into one integrated and efficient platform.

Two party-list lawmakers make own national ID proposal

July 17, 2016

Trillanes files bill to create national ID system

INQUIRER.net

12:42 PM July 5th, 2016
proposed Mandatory SIM Card Registration System
proposed Expansion of Exemptions to Anti-Wiretapping Law (e.g., drug-related offenses, coup, corruption)

Lacson bill allows wiretaps vs coups, money laundering, illegal drugs
[philstar.com] | Updated July 10, 2016 - 1:03pm

Sen. Panfilo Lacson recently filed a bill which sought to allow wiretaps against crimes such as coups, money-laundering and drug cases. File photo

MANILA, Philippines — Sen. Panfilo Lacson recently filed a bill to allow wiretaps against crimes such as coups, money laundering and illegal drugs.
END