



State of Surveillance in the Philippines

2014

Prevailing Legal Regime

**Existing Agencies with Surveillance /
Intelligence-gathering Government Agencies**

Anti-Wiretapping Act

- *prohibits unlawful interception or recording of any private communication or spoken word using any recording or surveillance equipment*
- *possession of any such recording also unlawful*
- *exception: evidence-gathering authorized by a court order in cases involving treason, espionage, provoking war and disloyalty in case of war, piracy, mutiny, rebellion*, sedition*, kidnapping.*

Human Security Act

- *allows interception for terrorism suspects, members of judicially declared and outlawed terrorist organization, or persons charged with terrorism**

Anti-Child Pornography Act

- *requires ISPs to: (1) notify authorities of indicators that child porn is being committed using its servers; (2) preserve evidence of such fact; (3) furnish authorities with info re: users who accessed* child porn sites; and (4) install software that will ensure blocking/filtering of access to child porn*

NTC Memo Circular No. 01-01-2014

- *mandatory installation of blocking/ filtering software*
- *NTC-provided list of pornographic sites for blocking/filtering*
- *submission to police/NBI of facts/ circumstances indicating commission of child porn using iSP services/facility*
- *preservation of data for purposes of investigation*

Cybercrime Protection Act

- *mandatory preservation of traffic data & subscribers' info for 6mos MINIMUM*
- *preservation of content data for 6mos upon the order of authorities (order to be kept confidential)*

Implementing Rules and Regulations of the Cybercrime Protection Act

- *allows collection of computer data (traffic+ content), provided a court warrant is secured*
- *requires ISPs not only to assist but carry out the collection of data, once the warrant is secured*
- *available for all cybercrimes*

SC Rules on the Writ of Habeas Data

- *available to persons whose right to privacy in life, liberty or security is violated or threatened by another person engaged in gathering, collecting or storing data regarding them, their family, home, or correspondence*
- *allows petitioners to: (1) know what info is being gathered, the purpose of the collection; (2) to ask for updating/correction/destruction of the data; (3) ask for court order enjoining any related threats*

Office of the President

National Security Council

**Department of the Interior
and Local Government**

**Department of
National Defense**

**Department
of Justice**

**Office of the National
Security Adviser**

**Philippine Drug
Enforcement Agency**

**National Intelligence
Coordinating Agency**

**Philippine National
Police**

**Armed Forces of
the Philippines**

Office of Cybercrime

**Directorate for
Intelligence**

**Intelligence
Services of the AFP
(Military Intelligence
Group)**

**National Bureau
of Investigation**

Intelligence Group

Bureau of Immigration

**Anti-Cybercrime
Group**

Army Intelligence

Air Force Intelligence

Naval Intelligence

2015

Surveillance technologies

REMOTE CONTROL SYSTEM

GALILEO

P.I.S.C.E.S.

BI-NAIA to create anti-terror task force

By [Sandy Araneta](#) | Updated August 15, 2004 - 12:00am

The Bureau of Immigration (BI) is planning to create its own anti-terrorism task force to be deployed at the Ninoy Aquino International Airport (NAIA), a top bureau official said yesterday.

Ferdinand Sampol, head supervisor of the BI-NAIA, said Immigration Commissioner Alpio Fernandez is considering tapping a military man to be a consultant of the bureau.

"The anti-terrorism campaign should be in close coordination with all the Philippine government's agencies," Sampol said.

He said Fernandez feels that the right agency to go to is the military, being the lead agency in the anti-terror campaign of the government.

Signal



"Spectrum"

P135-M spy gadgets trained on opponents

Written by **Tribune Wires** | Monday, 07 April 2014 08:00 | font size  | Print | 1 comment

INTELLIGENCE NETWORK CENTRALIZED UNDER DND

Part of the Aquino administration's plan to create a vast integrated government intelligence network was the purchase of P135 million worth of high-end surveillance equipment comparable to those being used by the United States government but which will primarily be used to spy on critics of President Aquino, including the political opposition.

A source said the German-made technology gadgets unlike in the US which uses the gadgets to spy on potential terror threats, these will be used against targets of the Aquino administration who are key opposition leaders and their families.

Surveillance technologies

"Hello Garci"



"Project Lighthouse"

Cory Aquino Wiretaps



De Venecia and Lozada Wiretaps



Guillermo Luz case



2016



The US as a Surveillance State



WANT TO SEE DOMESTIC SPYING'S FUTURE? FOLLOW THE DRUG WAR



DAVID BUTOW/CORBIS

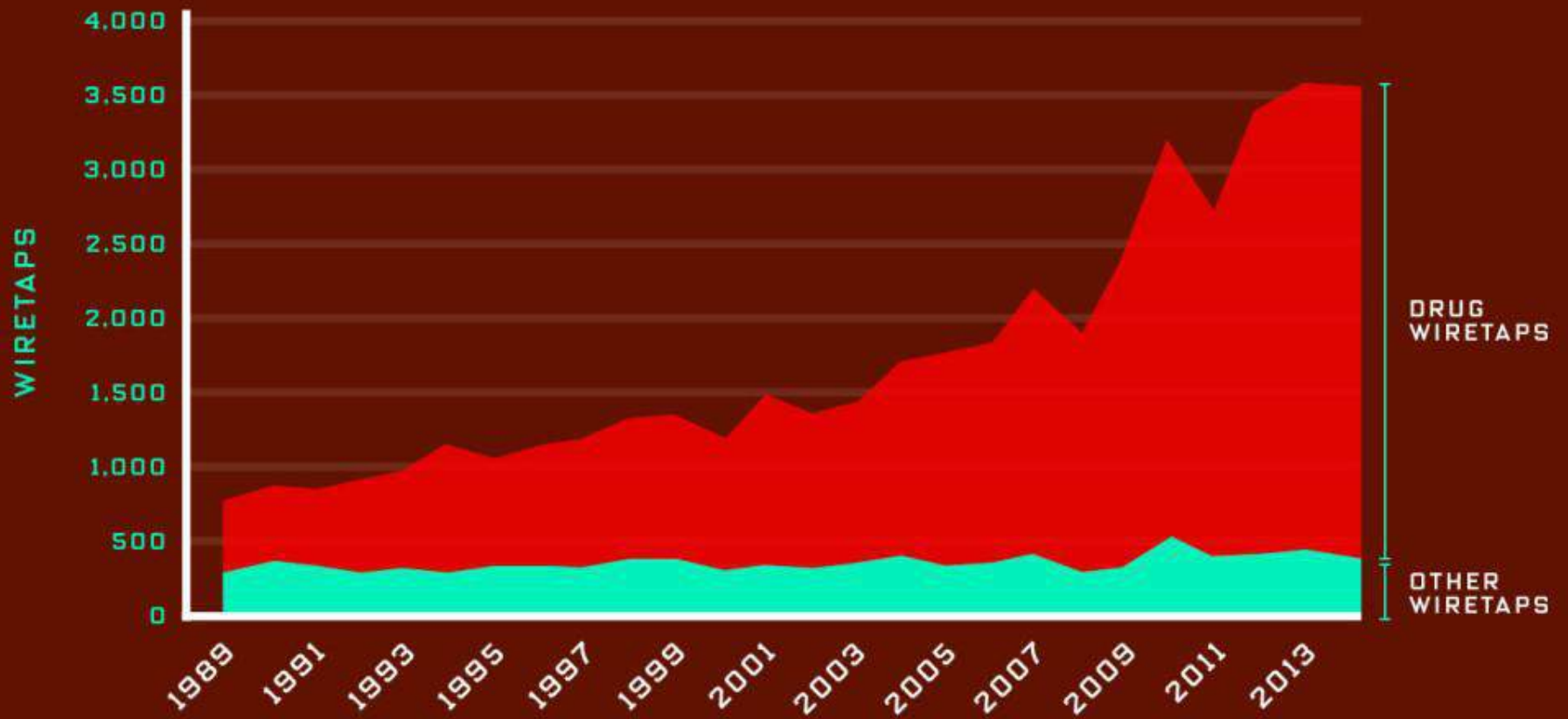
Same Surveillance State, Different War

How government justification for mass surveillance during the war on drugs turned into rationalization for spying on citizens in the war on terror

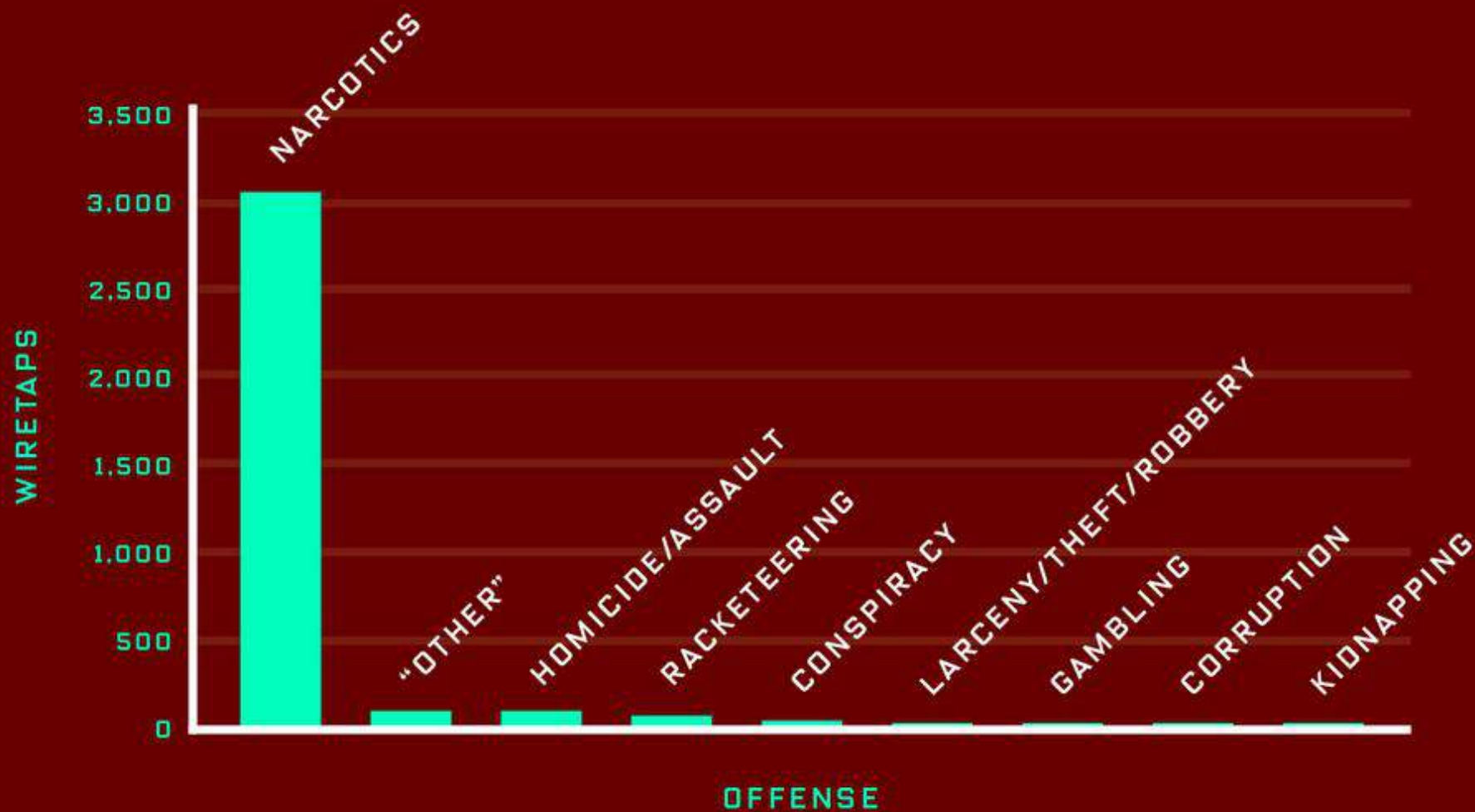


Kevin Lamarque/Reuters

Drug Wiretaps Over the Last 25 Years



Number of Wiretaps for Types of Criminal Investigations in 2013



DBM: Rody's P2.5-B intelligence fund meant for drug war

By [Jess Diaz](#) (The Philippine Star) | Updated August 18, 2016 - 12:00am

National Police now looking for good wiretapping device

🕒 September 29, 2016 👤 PNA 📁 Nation 💬 0



Share



Tweet



Philippine National Police (PNP) chief Director General Ronald “Bato” Dela Rosa has confirmed that they are now scouting for a good wiretapping device which can be used in the surveillance of drug lords.



Foundation for
Media Alternatives

Growing Intelligence Market

Duterte seeks billions in confidential, intel funds in 2017

RG Cruz, ABS-CBN News

Posted at Aug 22 2016 04:04 PM | Updated as of Aug 23 2016 08:58 AM

NEWS

Filtered By: News

PNP chief vows to look for funds for procurement of wiretapping equipment

Published September 28, 2016 3:01pm

By AMITA LEGASPI, GMA News



amitalegaspi

@amitalegaspi








Follow

PNP chief Dela Rosa checks out jammers and intel equipment at exhibit @gmanewsbreaking

10:41 AM - 28 Sep 2016

Sweden wants in on Philippine defense market

By Aurea Calica (The Philippine Star) | Updated November 3, 2016 - 12:00am

 Tweet 16  Share 6535  googleplus 1  Email 1  Like 18K



Shephard News

@ShephardNews



 Follow

#ADAS2016 (video): Rohde & Schwarz targets
Philippine market

shephardmedia.com/news/digital-b ...

@RohdeSchwarz @RohdeSchwarzNA


@RohdeSchwarzSG

Key Issues

National ID System

National ID system getting more support

🕒 July 17, 2016 👤 PNA 📁 Nation 💬 0

 Share

 Tweet



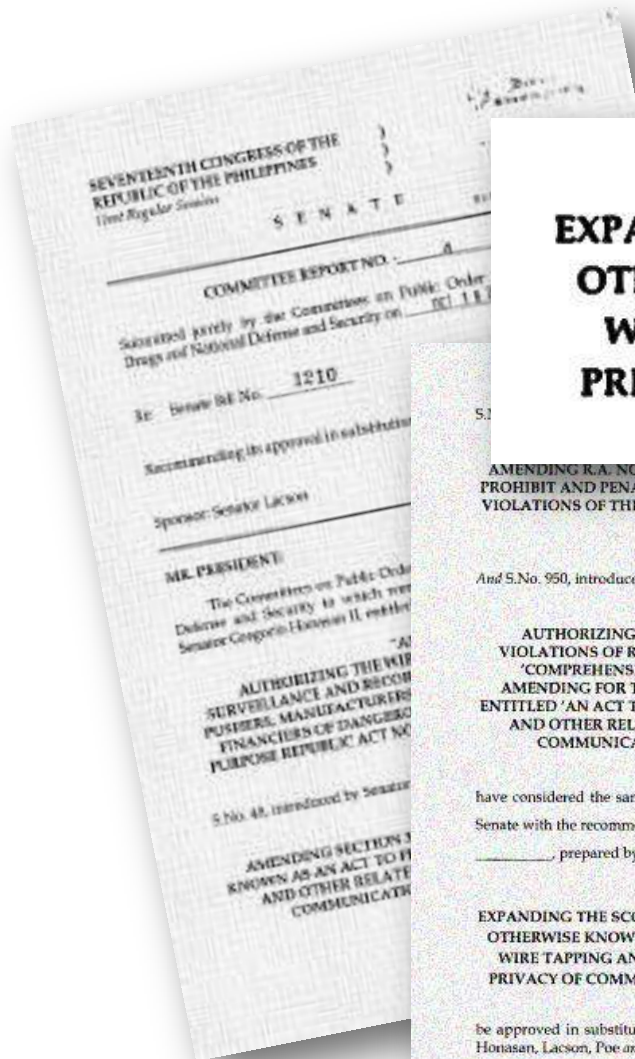
National ID plan revived

posted July 10, 2016 at 12:01 am by

Maricel Cruz



Wiretapping Amendments



"AN ACT EXPANDING THE SCOPE AND COVERAGE OF REPUBLIC ACT 4200, OTHERWISE KNOWN AS AN ACT TO PROHIBIT AND PENALIZE WIRE TAPPING AND OTHER RELATED VIOLATIONS OF THE PRIVACY OF COMMUNICATION, AND FOR OTHER PURPOSES"

AMENDING R.A. NO. 4200, OTHERWISE KNOWN AS AN ACT TO PROHIBIT AND PENALIZE WIRE TAPPING AND OTHER RELATED VIOLATIONS OF THE PRIVACY OF COMMUNICATION, AND FOR OTHER PURPOSES."

And S.No. 950, introduced by Senator Sonny Angara, entitled:

**"AN ACT
AUTHORIZING WIRE TAPPING IN CASES INVOLVING
VIOLATIONS OF R.A. NO. 9165, OTHERWISE KNOWN AS THE
'COMPREHENSIVE DANGEROUS DRUGS ACT OF 2002',
AMENDING FOR THE PURPOSE SECTION 3 OF R.A. NO. 4200,
ENTITLED 'AN ACT TO PROHIBIT AND PENALIZE WIRE TAPPING
AND OTHER RELATED VIOLATIONS OF THE PRIVACY OF
COMMUNICATION, AND FOR OTHER PURPOSES'"**

have considered the same and have the honor to report them back to the Senate with the recommendation that the attached Senate Bill No. 1210 _____, prepared by the Committees, entitled:

**"AN ACT
EXPANDING THE SCOPE AND COVERAGE OF REPUBLIC ACT 4200,
OTHERWISE KNOWN AS AN ACT TO PROHIBIT AND PENALIZE
WIRE TAPPING AND OTHER RELATED VIOLATIONS OF THE
PRIVACY OF COMMUNICATION, AND FOR OTHER PURPOSES"**

be approved in substitution of S. Nos. 21, 48, 871 and 950 with Senators Honasan, Lacson, Poe and Angara as authors thereof.

Wiretapping Amendments

- Expanded exemptions
- Vague/broad definitions
- Cooperation of telcos
- Lack of oversight in the acquisition of wiretapping technologies

SIM Card Registration



Cybersecurity in Government



Anonymous Philippines

Greetings Philippines! We are Anonymous.

Constitution so asserts that "Sovereignty resides in the people and all government authority emanates from the processes by which people exercise their sovereignty is through voting in an election- where people elect candidates who will best represent them, who will serve them under the principle that "Public office is a public trust. But what happens when the electoral process is so mired with questions and controversies? Can the government still guarantee that the sovereignty of the people is upheld?

We request the implementation of the security features on the PCOS machines.

Commission on Elections, We are watching!

We are Anonymous,
We are legion,
We do not forgive,
We do not forget.

EXPECT US!

info@anonph.net

The Way Forward

- Need for oversight and transparency
- Cooperation and dialogue among government agencies and between government and civil society

END