MALACAÑAN PALACE
MANILA

MEMORANDUM FROM THE PRESIDENT

TO : ALL CONCERNED AGENCIES

SUBJECT : **IMPLEMENTATION OF REPUBLIC ACT 9165 OTHERWISE KNOWN AS THE "COMPREHENSIVE DANGEROUS DRUGS ACT OF 2002"**

DATE : 10 October 2017

The Philippine Drug Enforcement Agency (PDEA) was created pursuant to Republic Act No. 9165 otherwise known as the "Comprehensive Dangerous Drugs Act of 2002" in order "to safeguard the integrity of its (state) territory and the well-being of its citizenry particularly the youth, from the harmful effects of dangerous drugs on their physical and mental well-being..."

Among others, the PDEA is mandated, empowered and authorized to:

> "
> xxx
> (b) Undertake the enforcement of the provisions of Article II of this Act relative to the unlawful acts and penalties involving any dangerous drug and/or controlled precursor and essential chemical and investigate all violators and other matters involved in the commission of any crime relative to the use, abuse or trafficking of any dangerous drug and/or controlled precursor and essential chemical as provided for in this Act and the provisions of Presidential Decree No. 1619;
> xxx
> (d) Arrest and apprehend as well as search all violators and seize or confiscate, the effects or proceeds of the crimes as provided by law and take custody thereof, for this purpose the prosecutors and enforcement agents are authorized to possess firearms, in accordance with existing laws;
> xxx
> (i) Monitor and if warranted by circumstances, in coordination with the Philippine Postal Office and the Bureau of Customs, inspect all air cargo packages, parcels and mails in the central post office, which appear from the package and address itself to be a possible importation of dangerous drugs and/or controlled precursors and essential chemicals, through on-line or cyber shops via the internet or cyberspace; xxx "

RA 9165 further mandates that while it (R.A. No. 9165) shall not mean to be a diminution of the investigative powers of the National Bureau of Investigation (NBI) and the Philippine National Police (PNP) on all crimes as provided for in their respective

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Merly D. Cereno
Signature over Printed Name/Date
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organic laws, the said law however specifically provides that "when the investigation being conducted by the NBI, PNP or any ad hoc anti-drug task force is found to be a violation of any of the provisions of this Act, the PDEA shall be the lead agency. The NBI, PNP or any of the task force shall immediately transfer the same to the PDEA...xxx"

Pursuant to the aforequoted provisions of R.A. No. 9165, and in order to bring order to the operation/campaign against illegal drugs, thus pinpointing precise accountability, I hereby direct, the NBI, PNP, Armed Forces of the Philippines (AFP), Bureau of Customs, Philippine Postal Office and all other agencies or any and all ad hoc anti-drug task force, to leave to the PDEA, as sole agency, the conduct of all campaigns and operations against all those who, directly or indirectly, and in whatever manner or capacity, are involved in or connected with, illegal drugs. All information/data received by the NBI, PNP, AFP, Bureau of Customs, Philippine Postal Office and all other agencies or any and all ad hoc anti-drug task forces shall forthwith be relayed, delivered or brought to the attention of the PDEA for its appropriate action.

The PNP shall, at all times, maintain police visibility, as a deterrent to illegal drug activities leaving to the PDEA however the conduct of anti-illegal drug operations as aforestated.

Strict compliance is hereby enjoined.

REPUBLIC OF THE PHILIPPINES
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ATTY. CONCEPCION ZENY L. FERROLINO-ENAD
DIRECTOR III - ACTING HEAD

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