

Human Rights Advisory for Arresting Officer Implementing Warrant of Arrest

(Revised POP December 2013, Rule 13 pages 32-37)

“All PNP personnel must promote and protect the citizen’s right to due process, presumption of innocence until proven guilty by the court, and equal protection of the law.”

1. Always carry a copy of the warrant of arrest. In case the warrant of arrest is not in the possession of the arresting officer, it must be produced and immediately shown to the person arrested after the conduct of the arrest;
2. Be in proper and complete uniform or as the nature of the operation would require, it is enough that a member of the team implementing the warrant is in uniform but everybody must have PNP ID CARD. Always identify yourself as a police officer;
3. Arresting officers must deliver the arrested person without unnecessary delay to the nearest Police Station or jail to record the fact of the arrest;
4. Respect the right of person deprived of liberty to have immediate access to any form of communication available to inform his/her family, relative, friend, lawyer or any human rights organization on his or her whereabouts and condition;
5. Arresting officers must inform the person arrested of the cause of the arrest and the fact that a warrant had been issued for his arrest, except when he flees or forcibly resist before the officer has opportunity to so inform him, or when giving such information will imperil the arrest;
6. As much as possible, use marked PNP vehicle in transporting arrested person(s);
7. No torture, force, violence, threat, intimidation, or any other similar means which vitiate the free will shall be used against an arrested person; and
8. The bringing of arrested persons to secret detention places, solitary confinement and the like is strictly prohibited.