

On the Heels of the Doctrine of “Hot Pursuit”

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The doctrine of “hot pursuit” is a recognized exception to warrantless searches and arrests. While it is presented in law books and law classes as something simple, the reality is never clear-cut. Prosecutors and police officers must comply with procedural requirements to prove and enforce this exception.

The Author revisits this exception to the constitutional injunction against unreasonable searches and seizures, more specifically, on the remedial aspect, as well as Supreme Court rulings on the matter. They are then compared to United States jurisprudence.

The Author’s observations and recommendations include amendments under Rule 113, Section 5 (b) of the 2000 Rules on Criminal Procedure, and changes to issuing warrants pending preliminary investigations and hold departure orders.