

NINETEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
First Regular Session)



'22 JUL 18 A8:55

SENATE
S. No. 663

RECEIVED BY

Introduced by Senator **PIA S. CAYETANO**

AN ACT
AMENDING EXECUTIVE ORDER NO. 209, OTHERWISE KNOWN AS THE
FAMILY CODE OF THE PHILIPPINES AND FOR OTHER PURPOSES

EXPLANATORY NOTE


As the chief executive of the provincial government, the governor's powers, duties, and functions as stated in chapter 3, Article One, Section 465 of the Local Government Code (LGC) are similar to those exercised by the municipal or city mayor with minor exceptions. For instance, the LGC grants mayors the authority to solemnize marriages within their jurisdiction, but no similar power, however, is granted to the governor.

As such, this bill, which was originally filed by the undersigned in the 13th Congress, seeks to grant the governor the same power to solemnize marriages to enable him/her to be of better service to his/her constituents.

Pia S. Cayetano
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Be it enacted by the Senate and the House of Representatives of the Philippines in Congress assembled:

1 Section 1. Article 7 of the Family Code of the Philippines is hereby amended to
2 read as follows:

- 3 "Art. 7 Marriage may be solemnized by:
- 4 (1) Any incumbent member of the judiciary within the court's
5 jurisdiction;
 - 6 (2) Any priest, rabbi, imam, or minister of any church or religious
7 sect duly authorized by his church or religious sect and
8 registered with the civil register general, acting within the
9 limits of the written authority granted him by his church or
10 religious sect and provided that at least one of the
11 contracting parties belongs to the solemnizing officer's
12 church or religious sect;
 - 13 (3) Any ship captain or airplane chief only in the cases
14 mentioned in Article 31;
 - 15 (4) Any military commander of a unit to which a chaplain is
16 assigned, in the absence of the latter, during a military
17 operation, likewise only in the cases mentioned in Article 32;
 - 18 [or]

1 (5) Any consul-general, consul or vice-consul in the case
2 provided in Article 10; **OR**

3 (6) **ANY PROVINCIAL GOVERNOR, WITHIN HIS/HER**
4 **JURISDICTION."**

5 Sec. 2. Article 8 of the Family Code of the Philippines is hereby amended to
6 read as follows:

7 "Art. 8. The marriage shall be solemnized publicly in the chambers
8 of the judge or in open court, in the church, chapel or temple, or in
9 the office of the consul-general, consul or vice-consul, **OR**
10 **PROVINCIAL GOVERNOR** as the case may be, and not
11 elsewhere, except in cases of marriages contracted at the point of
12 death or in remote places in accordance with Art. 29 of this code,
13 or where both of the parties request the solemnizing officer in
14 writing in which case the marriage may be solemnized at a house
15 or place designated by them in a sworn statement to that effect."

16 Sec. 3. *Repealing Clause.* — All laws, decrees, executive orders, issuances, rules
17 and regulations, or parts thereof inconsistent with the provisions of this Act are hereby
18 repealed, amended, or modified accordingly.

19 Sec. 4. *Effectivity.* — This Act shall take effect fifteen (15) days after its
20 complete publication in the official gazette or in at least two (2) newspapers of general
21 publication.

Approved,