


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

SENATE  
OFFICE OF THE SECRETARY

10 AUG -2 1950

SENATE  
S. No. 2213

RECEIVED BY 

---

Introduced by Senator Miriam Defensor Santiago

---

#### EXPLANATORY NOTE

Intriguing against honor is punished under the Article 364 of the Revised Penal Code which provides:

Article. 364. Intriguing against honor. — The penalty of *arresto menor* or fine not exceeding 200 pesos shall be imposed for any intrigue which has for its principal purpose to blemish the honor or reputation of a person.

Intriguing against honor is any scheme or plot designed to blemish the reputation of a person by means which consist of some trickery. It is akin to slander by deed, in that the offender does not avail directly of written or spoken words, pictures or caricatures to ridicule his victim but of some ingenious, crafty and secret plot, producing the same effect.

This crime has been committed and neglected by many people due to the flimsy penalty attached to the crime. Because of the light penalty attached to the offense, it has lost the characteristic of being a deterrent.

The state having the right to declare what acts are criminal, within certain well defined limitations, has a right to specify or increase the penalty for a particular offence. Hence, the instant bill seeks to increase the penalty for the crime of Intriguing against Honor punished under article 364 of the Revised Penal Code.<sup>1</sup>

  
MIRIAM DEFENSOR SANTIAGO  
acc.

---

<sup>1</sup> This bill was originally filed in the third regular session of the 14<sup>th</sup> Congress.

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

SENATE  
OFFICE OF THE SECRETARY

10 AUG -2 A9 50

SENATE  
S. No. 2213

RECEIVED BY: 

Introduced by Senator Miriam Defensor Santiago

1 AN ACT  
2 AMENDING ARTICLE 364 OF ACT NO. 3815, AS AMENDED, OTHERWISE  
3 KNOWN AS THE REVISED PENAL CODE

*Be it enacted by the Senate and the House of Representatives of the Philippines in Congress assembled:*

4 SECTION 1. *Amending Article 364 of the Revised Penal Code* - Art. 364 of Act  
5 No. 3815, as amended, otherwise known as the Revised Penal Code, is hereby further  
6 amended to read as follows:

7 Article. 364. *Intriguing against honor.* — The penalty of *arresto mayor* or  
8 fine not exceeding 5000 pesos shall be imposed for any intrigue which has  
9 for its principal purpose to blemish the honor or reputation of a person.

10 SECTION 2. *Separability Clause.* — If any provision or part thereof, is held  
11 invalid or unconstitutional, the remainder of the law or the provision not otherwise  
12 affected shall remain valid and subsisting.

13 SECTION 3 *Repealing Clause.* — Any law, presidential decree or issuance,  
14 executive order, letter of instruction, administrative order, rule or regulation contrary to,  
15 or inconsistent with the provisions of this Act is hereby repealed, modified or amended  
16 accordingly.

17 SECTION 4. *Effectivity Clause.* — This Act shall take effect fifteen (15) days  
18 after its publication in at least two (2) newspapers of general circulation.

Approved.