


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

SENATE
OFFICE OF THE SECRETARY

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SENATE
S. No. 2302

RECEIVED BY: 

Introduced by Senator Miriam Defensor Santiago

1 AN ACT
2 AMENDING ACT NO. 3815, AS AMENDED, OTHERWISE KNOWN AS THE PENAL
3 CODE, ARTICLE 310, TO INCREASE THE PENALTIES IN CERTAIN INSTANCES OF
4 QUALIFIED THEFT

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

5 SECTION 1. Article 310, Chapter 3 of Republic Act No. 3815, as amended, otherwise
6 known as the Penal Code, is hereby further amended to read as follows:

7 "ART. 310. Qualified Theft. – The crime of theft shall be punished by the
8 penalties next higher by two degrees than those respectively specified in the next
9 preceding articles, if committed by a domestic servant, or with grave abuse of
10 confidence, or if the property stolen is a motor vehicle, mail matter or large cattle
11 or consists of coconut taken from the premises of the plantation or fish taken from
12 a fishpond or fishery.

13 THE PENALTY OF RECLUSION TEMPORAL IN ITS MAXIMUM
14 PERIOD TO RECLUSION PERPETUA SHALL BE IMPOSED IF THE
15 PROPERTY IS TAKEN ON THE OCCASION OF THE FOLLOWING OR
16 IMMEDIATELY THEREAFTER:

17 A) FIRE, EARTHQUAKE, TYPHOON, VOLCANIC ERUPTION, FLOODS,
18 OR ANY OTHER CALAMITY NATURAL OR MAN-MADE;

19 B) CIVIL DISRUPTION OR DISTURBANCE, PUBLIC WANT OR
20 EMERGENCY; AND

21 C) ACCIDENTS INVOLVING LAND, SEA, AIR AND TRANSPORT. THE
22 PENALTY SHALL ALSO APPLY IF THE PROPERTY IS TAKEN FROM A

1 VICTIM OF A CRIME COMMITTED BY ANOTHER, OR FROM PERSONS
2 IN DISTRESS.

3 THE PENALTY OF RECLUSION PERPETUA SHALL BE IMPOSED IF THE
4 OFFENDER IS A LAW ENFORCEMENT AGENT OR OFFICER; A
5 BARANGAY OFFICIAL, IF SUCH HAPPENS IN HIS JURISDICTION; A
6 FIREMAN OF THE BUREAU OF FIRE PROTECTION AND OF OTHER
7 CIVIL ORGANIZATIONS EXERCISING THE SAME FUNCTIONS AND
8 ANY OTHER GOVERNMENT OFFICIAL OR EMPLOYEE ENTRUSTED
9 WITH A DUTY TO RENDER ASSISTANCE ON THE FOREGOING
10 OCCURRENCES.”

11 SECTION 2. *Repealing Clause.* – Any law, presidential decree or issuance, executive
12 order, letter of instruction, administrative order, rule or regulation contrary to, or inconsistent
13 with, the provisions of this Act is hereby repealed, modified or amended accordingly.

14 SECTION 3. *Effectivity Clause.* – This Act shall take effect fifteen (15) days after its
15 publication in at least two (2) newspapers of general circulation.

Approved,