

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

Secretary  
Office of the Secretary

11 NOV 17 P2 35

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COMMITTEE REPORT NO. 81

Submitted jointly by the Committees on Justice and Human Rights *and* Constitutional Amendments, Revision of Codes and Laws on NOV 17 2011.

Re: Senate Bill No. 3060.

Recommending its approval in substitution of Senate Bill Nos. 1378, 2116, and 2213.

Sponsor: Senator Escudero

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**MR. PRESIDENT:**

The Committees on Justice and Human Rights *and* Constitutional Amendments, Revision of Codes and Laws to which were referred Senate Bill No. 1378, introduced by Senator Loren Legarda, entitled:

**“AN ACT  
AMENDING ARTICLES 363 AND 364 OF ACT NO. 3815, OTHERWISE  
KNOWN AS THE REVISED PENAL CODE”**

S.No. 2116, introduced by Senator Francis G. Escudero, entitled:

**“AN ACT  
AMENDING ARTICLES 363 AND 364 OF ACT NO. 3815, AS AMENDED,  
OTHERWISE KNOWN AS THE REVISED PENAL CODE.”**

and S.No. 2213, introduced by Senator Miriam Defensor-Santiago, entitled:


**“AN ACT  
AMENDING ARTICLE 364 OF ACT NO. 3815, AS AMENDED, OTHERWISE  
KNOWN AS THE REVISED PENAL CODE.”**

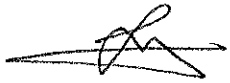
have considered the same and have the honor to report them back to the Senate with the recommendation that the attached Senate Bill No. 3060, prepared by the Committees, entitled:


**“AN ACT  
AMENDING ARTICLES 363 AND 364 OF ACT NO. 3815, AS AMENDED,  
OTHERWISE KNOWN AS THE REVISED PENAL CODE.”**

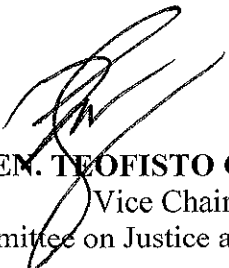
be approved in substitution of Senate Bill Nos. 1378, 2116 and 2213 with Senators Legarda, Escudero and Defensor-Santiago as authors thereof.

**Respectfully submitted:**


  
**SEN. MIRIAM DEFENSOR SANTIAGO**  
Chairperson,  
Committee on Constitutional Amendments,  
Revision of Codes and Laws

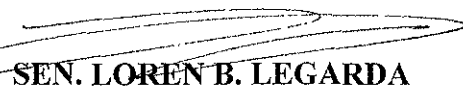
  
**SEN. FRANCIS G. ESCUDERO**  
Chairman,  
Committee on Justice and Human Rights

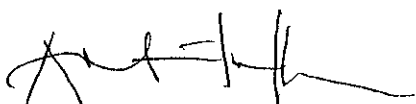
  
**SEN. EDGARDO J. ANGARA**  
Vice Chairman,  
Committee on Constitutional Amendments,  
Revision of Codes and Laws

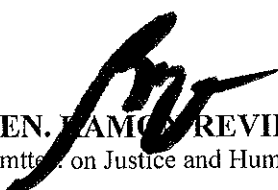
  
**SEN. TEOFISTO GUINGONA III**  
Vice Chairman,  
Committee on Justice and Human Rights

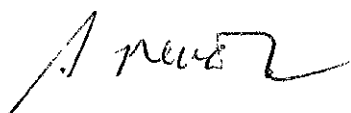
**MEMBERS:**

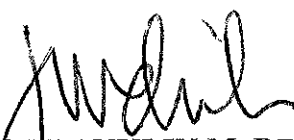
  
**SEN. MANNY VILLAR**  
Cmttees. on:  
Consti. Amendments, Revision of Codes and Laws

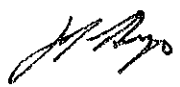
  
**SEN. LOREN B. LEGARDA**  
Cmttee. on Justice and Human Rights


  
**SEN. ANTONIO F. TRILLANES IV**  
Cmttees. on Justice and Human Rights  
& Consti. Amendments, Revision of Codes and Laws

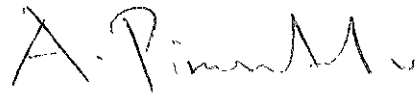
  
**SEN. RAMON REVILLA, JR.**  
Cmttee. on Justice and Human Rights

  
**SEN. SERGIO R. OSMEÑA III**  
Cmttee. on Justice and Human Rights

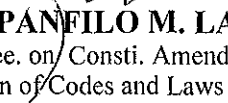
  
**SEN. FRANKLIN M. DRILON**  
Cmttee. on Justice and Human Rights  
& Consti. Amendments, Revision of Codes and Laws

  
**SEN. JOKER P. ARROYO**  
Cmttee. on Justice and Human Rights


  
**SEN. FRANCIS N. PANGILINAN**  
Cmttee. on Consti. Amendments,  
Revision of Codes and Laws

A handwritten signature in black ink, appearing to read "A. Pimentel, III". The signature is fluid and cursive, with the first name "A." and last name "Pimentel" clearly legible, followed by "III".

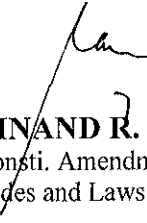
**SEN. AQUILINO "KOKO" PIMENTEL, III**  
Cmttee. on Justice and Human Rights



**SEN. PANFILO M. LACSON**  
Cmmtte. on Consti. Amendments,  
Revision of Codes and Laws



**SEN. MANUEL M. LAPID**  
Cmmtte. on Consti. Amendments,  
Revision of Codes and Laws



**SEN. FERDINAND R. MARCOS, JR.**  
Cmmtte. on Consti. Amendments,  
Revision of Codes and Laws


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*Senate Minority Floor Leader*



**SEN. VICENTE C. SOTTO III**  
*Senate Majority Floor Leader*



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**Senate President**

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SENATE

S. B. No. 3060

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Prepared by the Committees on Justice and Human Rights and Constitutional Amendments, Revision of Codes and Laws with Senators Legarda, Escudero and Defensor-Santiago as authors thereof.

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AN ACT  
AMENDING ARTICLES 363 AND 364 OF ACT NO. 3815,  
AS AMENDED, OTHERWISE KNOWN AS THE REVISED PENAL CODE

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

1           **SECTION 1.** Article 363 of Act No. 3815, as amended, otherwise known as the  
2 Revised Penal Code, is hereby further amended to read as follows:

3                   “ART. 363. *Incriminating innocent person.* – Any person who, by any act not  
4 constituting perjury, shall directly incriminate or impute to an innocent person  
5 the commission of a crime, shall be punished by [arresto mayor] **PRISION**  
6 **MAYOR IN ITS MINIMUM PERIOD.**”

7           **SEC. 2.** Article 364 of the same Act, is likewise hereby further amended to read  
8 as follows:

9                   “ART. 364. *Intriguing against honor.* – The penalty of [arresto menor] **PRISION**  
10 **CORRECCIONAL IN ITS MINIMUM PERIOD** or fine not exceeding [200] 50,000  
11 pesos shall be imposed for any intrigue which has for its principal purpose to blemish  
12 the honor or reputation of a person.”

13           **SEC. 3. *Separability Clause.*** If any provision of this Act is declared invalid, the  
14 remainder of this Act or any provision not affected thereby shall remain in force and  
15 effect.

1           **SEC 4 . *Repealing Clause.*** All laws, orders, decrees, rules and regulations, and  
2 other parts thereof inconsistent with the provisions of this Act are hereby repealed,  
3 amended or modified accordingly.

4           **SEC 5. *Effectivity.*** This Act shall take effect fifteen (15) days following its  
5 publication in the Official Gazette or at least (2) newspapers of general circulation.

6           Approved,