

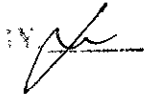
FIFTEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
Second Regular Session)

Office of the Secretary

12 MAR 12 11:45

S E N A T E

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COMMITTEE REPORT NO. 135

Submitted jointly by the Committees on Justice and Human Rights *and* Civil Service and Government Reorganization on MAR 12 2012.

Re: Senate Bill No. 3149.

Recommending its approval in substitution of Senate Bill Nos. 300 and 2117.

Sponsor: Senator Escudero

MR. PRESIDENT:

The Committees on Justice and Human Rights *and* Civil Service and Government Reorganization to which were referred Senate Bill No. 300, introduced by Senator Antonio F. Trillanes, entitled:

"AN ACT
AMENDING ARTICLE 359 OF ACT NO. 3815, OTHERWISE KNOWN AS THE
REVISED PENAL CODE, AS AMENDED"

And S.No. 2117, introduced by Senator Francis G. Escudero, entitled:

"AN ACT
AMENDING ARTICLE 359 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. 3149, prepared by the Committees, entitled:

**"AN ACT
AMENDING ARTICLE 359 OF ACT NO. 3815, AS AMENDED, OTHERWISE
KNOWN AS THE REVISED PENAL CODE"**

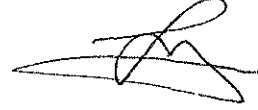
be approved in substitution of Senate Bill Nos. 300 and 2117, with Senators Trillanes *and* Escudero as authors thereof.

Respectfully Submitted:

Chairmen:

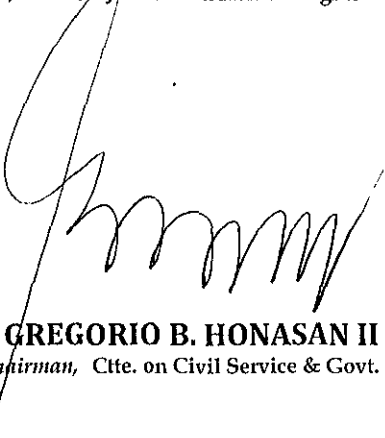


SEN. ANTONIO F. TRILLANES IV.
Committee on Civil Service & Gov't. Reorganization
Member, Ctte. on Justice and Human Rights

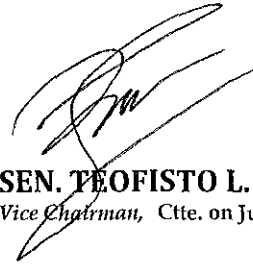


SEN. FRANCIS G. ESCUDERO
Committee on Justice and Human Rights

Vice Chairmen:

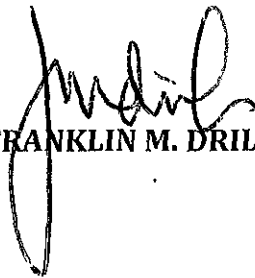


SEN. GREGORIO B. HONASAN II
Vice Chairman, Ctte. on Civil Service & Govt. Reorg.

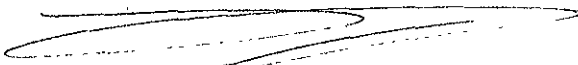


SEN. TEOFISTO L. GUINGONA III
Vice Chairman, Ctte. on Justice and Human Rights

Members:



SEN. FRANKLIN M. DRILON




SEN. LOREN B. LEGARDA



SEN. RAMON "BONG" REVILLA, JR.



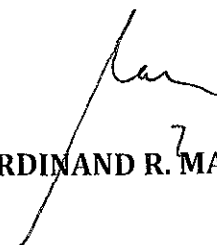
SEN. SERGIO R. OSMEÑA III



SEN. JOKER P. ARROYO

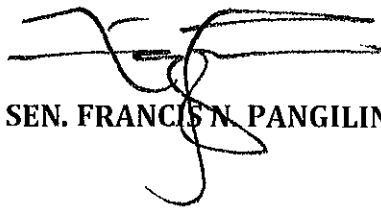


SEN. MANUEL "LITO" M. LAPID

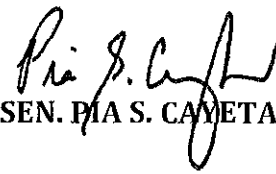


SEN. FERDINAND R. MARCOS, JR.

A-Pimentel (mag. interpellate)
SEN. AQUILINO "KOKO" PIMENTEL, III



SEN. FRANCIS N. PANGILINAN



SEN. PIA S. CAYETANO

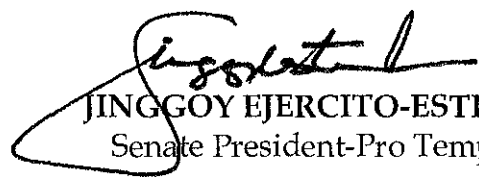
Ex-Officio Members:



SEN. ALAN PETER S. CAYETANO
Senate Minority Floor Leader



SEN. VICENTE C. SOTTO III
Senate Majority Floor Leader

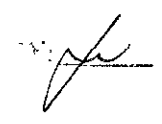


JINGGOY EJERCITO-ESTRADA
Senate President-Pro Tempore

HON. JUAN PONCE ENRILE
Senate President
Senate of the Philippines
Pasay City

SENATE

S. No. **3149**



Prepared by the Committees on Justice and Human Rights *and* Civil Service
and Government Reorganization with Senators Trillanes *and* Escudero
as Authors thereof.

1 AN ACT
2 AMENDING ARTICLE 359 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. Article 359 of Act No. 3815, as amended, is further amended
5 to read as follows:

6 "Art. 359. *Slander by Deed.* - The penalty of [*arresto mayor* in its maximum]
7 **PRISION MAYOR IN ITS MEDIUM** period to [*prision correccional* in its
8 minimum] **ITS MAXIMUM** period or a fine [ranging from 200 to 1,000 pesos]
9 **OF 100,000 PESOS, OR BOTH,** shall be imposed upon any person who shall
10 perform any act not included and punished in this title, which shall cast
11 dishonor, discredit, or contempt upon another person [.] , **SUCH AS, BUT NOT**
12 **LIMITED TO, THE INTENTIONAL FILING OF A FALSE COMPLAINT IN**
13 **COURT OR IN ANY OTHER AGENCIES OF GOVERNMENT EXERCISING**
14 **QUASI-JUDICIAL OR ADMINISTRATIVE POWERS.** If said act is not of a
15 serious nature, the penalty shall be [*arresto menor*] **PRISION MAYOR IN ITS**
16 **MINIMUM PERIOD** or a fine [not exceeding 200 pesos] **OF 50,000 PESOS.**

17 **IF DURING THE COURSE OF ANY FORMAL INVESTIGATION OR**
18 **TRIAL OF THE CASE IT IS PROVEN THAT THE ABOVE FALSE**
19 **COMPLAINT HAS BEEN OR IS BEING USED BY THE COMPLAINANT AS**
20 **A LEVERAGE AGAINST ANY PERSON IN ORDER TO GAIN**
21 **ADVANTAGE OR TO RECEIVE A FAVORABLE DECISION, ACTION OR**
22 **RESOLUTION ON ANY MATTER, THE MAXIMUM PENALTY PROVIDED**
23 **HEREIN SHALL BE IMPOSED."**

1 SEC. 2. *Separability Clause.* - If any provision of this Act is declared invalid
2 by a competent court, the remainder of this Act or any provision not otherwise
3 affected by such declaration of invalidity shall remain in force and effect.

4 SEC. 3. *Repealing Clause.* - All laws, presidential decrees, executive orders,
5 other executive issuances, rules and regulations or parts thereof which are
6 contrary to or inconsistent with the provisions of this Act are hereby repealed,
7 modified or amended accordingly.

8 SEC. 4. *Effectivity Clause.* - This Act shall take effect fifteen (15) days after
9 its publication in the Official Gazette or in at least two (2) newspapers of general
10 circulation.

Approved,