

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



Senate
Office of the Secretary

'13 AUG 29 P5:18

SENATE
S. No. 1450

RECEIVED BY: *ji*

Introduced by Senator Miriam Defensor Santiago

EXPLANATORY NOTE

Intriguing against honor is punished under Article 364 of the 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 the victim but of some ingenious, crafty, and secret plot which produces the same effect.

This crime has been committed by many people due to the flimsy penalty attached to the crime. Because of the light penalty, the law has not served as a deterrent. This bill seeks to increase the penalty for the crime of intriguing against honor.*

Miriam Defensor Santiago
MIRIAM DEFENSOR SANTIAGO
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* This bill was originally filed in the third regular session of the 14th Congress.



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

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

4 SECTION 1. Article 364 of Act No. 3815, as amended, otherwise known as the Penal
5 Code, is hereby amended to read as follows:

6 Article 364. *Intriguing against honor.* — The penalty of *arresto MAYOR*
7 *[menor]* or fine not exceeding 5000 [200] pesos shall be imposed for any intrigue
8 which has for its principal purpose to blemish the honor or reputation of a person.

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

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14 with the provisions of this Act is hereby repealed, modified, or amended accordingly.

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

Approved,