

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



'13 SEP 10 A11:42

SENATE

RECEIVED BY: *ja*

Senate Bill No. 1611

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INTRODUCED BY SEN. JINGGOY EJERCITO ESTRADA

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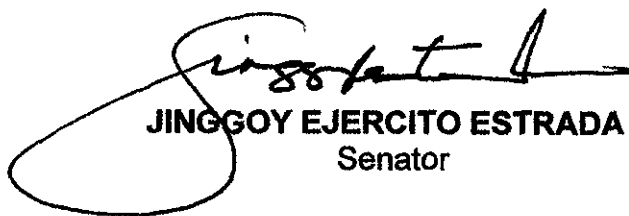
**EXPLANATORY NOTE**

This bill seeks to amend Article 177 of the Revised Penal Code, as amended by increasing the penalty for falsities, misrepresentations and/or usurpation of authority to *prision mayor* in its minimum and medium periods. If the offender is a public official, the penalty to be imposed shall be *prision mayor* in its maximum period. At present, the penalty is *prision correccional* in its maximum and medium periods which is equivalent to imprisonment of six months and one day to two years and four months up to four years and two months.

Article 177 may be violated thru (a) by knowingly and falsely representing oneself to be an officer, agent or representative of any department or agency of the Philippine Government or of any foreign government; (b) by performing any act pertaining to any person in authority or public officer of the Philippine Government or of foreign government or any agency thereof, under pretense of official position and without being lawfully entitled to do so.

This measure is a consolidated/substituted bill drafted by the Committee on Justice and Human Rights during the 14<sup>th</sup> Congress.

In view of the foregoing, approval of this bill is earnestly sought.

  
JINGGOY EJERCITO ESTRADA  
Senator

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Senate  
Office of the Secretary

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AN ACT  
AMENDING ARTICLE 177 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:*

**SECTION 1.** Article 177 of Act No. 3815, as amended, is hereby further  
amended to read as follows:

"ART. 177. *Usurpation of authority of official functions.*  
Any persons who shall knowingly and falsely represent himself to  
be an officer, agent or representative of any department or agency  
of the Philippine Government or of any foreign government, or who  
under pretence of official position, shall perform any act pertaining  
to any person in authority or public officer of the Philippine  
Government or of any foreign government, or any agency thereof,  
without being lawful entitled to do so, shall suffer the penalty of  
[prison correctional] **PRISION MAYOR** in its minimum and medium  
periods: *PROVIDED, THAT IF THE OFFENDER IS A PUBLIC  
OFFICIAL, THE PENALTY TO BE IMPOSED SHALL BE IN ITS  
MAXIMUM PERIOD.*"

**SEC. 2. *Repealing Clause.*** – All laws, decrees, ordinances, rules and  
regulations, executive or administrative orders, and other presidential issuances  
inconsistent with this Act, are hereby repealed, amended or modified accordingly.

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

*Approved,*