

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

04 JUN 30 11 59

SENATE

RECEIVED BY: Rede

S.B. NO. 1036

Introduced by Senator JINGGOY EJERCITO ESTRADA

EXPLANATORY NOTE

One of the amendments perceived to be necessary to strengthen the system established by P.D. No. 1508 of amicably settling disputes at the barangay level concerns the institution of safeguards against prescription of actions which may occur if conciliation is resorted to by the parties. This bill responds to this need by specifically providing that the filing of case with the Punong Barangay interrupts the running of the prescriptive period under the Civil Code and amending Article 1155 thereof to that effect. The suspension, however, does not extend to more than 60 days to prevent the possibility of undue delay that the suspension might engender.

In the interest of encouraging serious recourse to the system of amicably settling disputes at the barangay level, the passage of this bill is earnestly sought.


JINGGOY EJERCITO ESTRADA
Senator

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04 JUN 30 7:59

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**AN ACT
AMENDING ARTICLE ELEVEN HUNDRED FIFTY-FIVE OF REPUBLIC NUMBERED
THREE HUNDRED AND EIGHTY-SIX, OTHERWISE KNOWN AS THE CIVIL CODE
OF THE PHILIPPINES**

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

**SECTION 1. *Article 1155 of the Civil Code is hereby amended to read as
follows:***

"ART. 1155. The prescription of actions is interrupted when they are filed before the court, when there is a written extrajudicial demand by the creditors, [and] when there is a written acknowledgement of the debt by the debtor, OR IN ANY CASE SUBJECT TO ARBITRATION UNDER THE NEW ALTERNATIVE DISPUTE RESOLUTION LAW OR IF BROUGHT BEFORE THE LUPON NG TAGAPAMAYAPA UNDER THE PERTINENT PROVISIONS OF THE LOCAL GOVERNMENT CODE.

SECTION 2. This act shall take effect fifteen (15) days after its publication in two (2) newspapers of general circulation.

Approved,