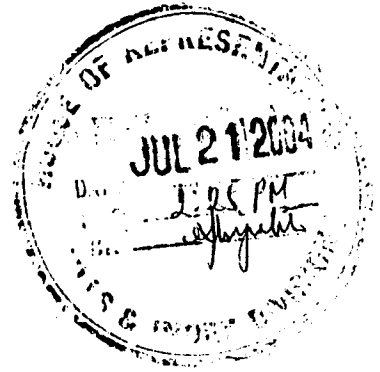


Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City, Metro Manila

THIRTEENTH CONGRESS
First Regular Session

HOUSE BILL NO. 1562



Introduced by Honorable Ernesto S. Gidaya

EXPLANATORY NOTE

This bill seeks to amend Republic Act No. 340, otherwise known as An Act To Establish A Uniform Retirement System For The Armed Forces Of The Philippines, To Provide For Separation Therefrom, And For Other Purposes, as amended by Republic Act No. 803 and Republic Act No. 3056.

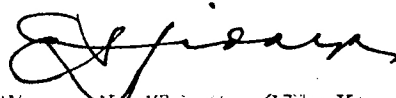
Republic Act No. 340, as amended, covers the retirement of military personnel prior to 10 September 1979.

Section 3 of the Act provides for the payment of benefits to survivors of retired military personnel but it specifically excludes from entitlement to such benefits the widow of a retired officer or enlisted man if her marriage to the officer or enlisted man was contracted after his retirement from the military service. This provision is unfair to widows who married their husbands when these men were already advanced in years and therefore needed more companionship, care and attention.

In contrast, Republic Act No. 6948, as amended by Republic Act No. 7696, provides benefits to a veteran's unmarried widow, regardless of when the widow was married to the deceased veteran.

It is recommended that Republic Act No. 340 be further amended to provide equal consideration and benefit to all widows of military retirees.

FTSM


HON. ERNESTO S. GIDAYA

Republic of the Philippines
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THIRTEENTH CONGRESS
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HOUSE BILL NO. 1562

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AN ACT
TO AMEND REPUBLIC ACT NUMBER 340, AS AMENDED,
WHICH ESTABLISHED A UNIFORM RETIREMENT SYSTEM
FOR THE ARMED FORCES OF THE PHILIPPINES.

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

SECTION 1. Entitlement of Widows and Orphans. - Section 3 of Republic Act No 340, as amended, is further amended to read as follows:

"SECTION 3. Upon the death of an officer or enlisted man who has been retired or would, at the time when he died, have been entitled to retire under section one of this Act, the surviving legitimate, adopted or acknowledged natural children of such officer or enlisted man and/or his widow, shall be entitled to receive, in equal shares and with the right of accretion, seventy-five per centum of the annual retirement pay which the officer or enlisted man was receiving or would have been entitled to receive if he had not died, the same amount to be payable in equal monthly installments: Provided: That no payment under this section shall be made to children after they have attained the age of twenty-one years or have married, nor to the widow if she remarries." [Provided, further, That no payment whatever shall be made to the widow if her marriage to the deceased officer or enlisted man was contracted after his retirement from the service.]

SECTION 2. Repealing Clause. - All existing laws or parts thereof which are inconsistent with the provisions of this Act are hereby repealed or modified accordingly.

SECTION 3. Effectivity. - This Act shall take effect fifteen (15) days from the date of its publication in the Official Gazette or in at least two (2) newspapers of general circulation.