

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

16th CONGRESS
First Regular Session

HOUSE BILL NO. 1315



Introduced by **REP. EVELINA G. ESCUDERO**

EXPLANATORY NOTE

This bill seeks to lower the penalty in case of conviction in criminal cases where the civil aspect of which is settled with finality through or by alternative dispute resolution.

With the passage of this bill, criminal cases will be resolved with dispatch especially in determining and satisfying civil liability at the least which is impliedly instituted in the filing of such cases in court.

I submit.


EVELINA G. ESCUDERO

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AN ACT
MANDATING THE IMPOSITION OF PENALTY LOWER THAN THAT PRESCRIBED
BY LAW IN CRIMINAL CASES THE CIVIL CASE OF WHICH IS SETTLED
THROUGH OR BY ALTERNATIVE DISPUTE RESOLUTION AMENDING FOR
THAT PURPOSE REPUBLIC ACT NO. 9285

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

1 SECTION 1. A new section is hereby added under Chapter 8 of Republic Act No. 9285
2 to be numbered and read as follows:

3
4 “SEC. 54. EFFECTS OF ADR ON CRIMINAL CASES. – IN
5 CRIMINAL CASES WHERE THE CIVIL ASPECT OF WHICH IS
6 SETTLED WITH FINALITY BY ADR THE PENALTY TO BE IMPOSED
7 SHALL BE AT LEAST TWO (2) DEGREES LOWER THAN THAT
8 PRESCRIBED BY LAW. IF THE SUBJECT OFFENSE CANNOT BE
9 LOWERED BY TWO (2) DEGREES PURSUANT TO ARTICLE 61 OF
10 THE REVISED PENAL CODE (RPC) THEN THE PENALTY TO BE
11 IMPOSED SHALL BE FROM THE MINIMUM TO THE NEXT LOWER
12 PENALTY PRESCRIBED BY LAW.”

13
14 SEC. 2. The sections subsequent to the provisions in Section 1 hereof are hereby
15 renumbered as SECTIONS 55 to 57 accordingly.

16
17 SEC. 3. All laws, decrees, executive orders and rules and regulations inconsistent
18 with the provisions of this Act are hereby repealed and modified accordingly.

19
20 SEC. 4. This Act shall take effect 15 days following its complete publication in at
21 least two (2) newspapers of general circulation.

22
23 *Approved,*