

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

16th CONGRESS
First Regular Session

HOUSE BILL NO. 1733



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

EXPLANATORY NOTE

This bill amends Article 359 of the Revised Penal Code by increasing the penalties on *any person who shall perform any act not included and punished in this title, which shall cast dishonor, discredit, or contempt upon another person*. It also included intentional filing of a false complaint in court or any other agencies of government exercising quasi-judicial or administrative powers.

This is being proposed to protect an individual from another who brings false accusations at him without fear of prosecution except for a counter-suit. In such cases, such individual will have to suffer loss of integrity which may never be regained regardless of the outcome of the countersuit.

Hence, the passage of this bill is immediately sought.


EVELINA G. ESCUDERO



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AN ACT
AMENDING ARTICLE 359 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:

1 SECTION 1. Article 359 of Act No. 3815, as amended, is further amended to
2 read as follows:

3 “Art. 359. *Slander by Deed.* - The penalty of [*arresto mayor* in its maximum]
4 **PRISION MAYOR IN ITS MEDIUM** period to [*prision correccional* in its minimum]
5 **ITS MAXIMUM** period or a fine [ranging from 200 to 1,000 pesos] **OF 100,000**
6 **PESOS, OR BOTH**, shall be imposed upon any person who shall perform any act not
7 included and punished in this title, which shall cast dishonor, discredit, or contempt upon
8 another person [.] , **SUCH AS, BUT NOT LIMITED TO, THE INTENTIONAL**
9 **FILING OF A FALSE COMPLAINT IN COURT OR IN ANY OTHER**
10 **AGENCIES OF GOVERNMENT EXERCISING QUASI-JUDICIAL OR**
11 **ADMINISTRATIVE POWERS.** If said act is not of a serious nature, the penalty shall
12 be [*arresto menor*] **PRISION MAYOR IN ITS MINIMUM PERIOD** or a fine [not
13 exceeding 200 pesos] **OF 50,000 PESOS.**

14 **IF DURING THE COURSE OF ANY FORMAL INVESTIGATION OR**
15 **TRIAL OF THE CASE IT IS PROVEN THAT THE ABOVE FALSE**
16 **COMPLAINT HAS BEEN OR IS BEING USED BY THE COMPLAINANT AS A**
17 **LEVERAGE AGAINST ANY PERSON IN ORDER TO GAIN ADVANTAGE OR**
18 **TO RECEIVE A FAVORABLE DECISION, ACTION OR RESOLUTION ON**
19 **ANY MATTER, THE MAXIMUM PENALTY PROVIDED HEREIN SHALL BE**
20 **IMPOSED.”**

1 SEC. 2. *Separability Clause.* - If any provision of this Act is declared invalid by a
2 competent court, the remainder of this Act or any provision not otherwise affected by
3 such declaration of invalidity shall remain in force and effect.

4 SEC. 3. *Repealing Clause.* - All laws, presidential decrees, executive orders, other
5 executive issuances, rules and regulations or parts thereof which are contrary to or
6 inconsistent with the provisions of this Act are hereby repealed, modified or amended
7 accordingly.

8 SEC. 4. *Effectivity Clause.* - This Act shall take effect fifteen (15) days after its
9 publication in the Official Gazette or in at least two (2) newspapers of general
10 circulation.

Approved.