

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

SIXTEENTH CONGRESS

Second Regular Session

House Bill No. **4694**



Introduced by **Rep. EVELIO R. LEONARDIA**

EXPLANATORY NOTE

The Family Code under Article 225 recognizes the fact that minor children are in some instances earn more than their parents or may own assets or properties by reason of their talents, prodigious abilities, or by inheritance from their rich ascendants other than their parents, such that any income or property of said minor children in the amount of P50,000.00 or more shall be under the guardianship of the parents with the corresponding posting of the guardianship bond.

However, the subject amount of P50,000.00 was set way back in 1988 yet when the Family Code was first enacted, making such value outmoded at the present time, thus, the need to increase it to P100,000.00 for a more realistic valuation.

As such, the approval of this Bill is earnestly sought.


REP. EVELIO R. LEONARDIA
Lone District of Bacolod City

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**AN ACT
AMENDING ARTICLE 225 OF EXECUTIVE ORDER NO. 209, AS AMENDED,
OTHERWISE KNOWN AS THE FAMILY CODE OF THE PHILIPPINES**

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

SECTION 1. Article 225 of Executive Order No. 209, as amended, otherwise known as The Family Code of the Philippines is hereby amended as follows:

“Art. 225. The father and the mother shall, jointly exercise legal guardianship over the property of their unemancipated common child without the necessity of a court appointment. In case of disagreement, the father’s decision shall prevail, unless there is a judicial order to the contrary.

Where the market value of the property or the annual income of the child exceeds [P50,000,] P100,000.00, the parent concerned shall be required to furnish a bond in such amount as the court may determine, but not less than ten *per centum* (10%) of the value of the property or annual income, to guarantee the performance of the obligations prescribed for general guardians.”

SECTION 2. All laws, executive orders, rules and regulations, or any part thereof inconsistent herewith are deemed repealed or modified accordingly.

SECTION 3. This Act shall take effect fifteen (15) days after its publication in the *Official Gazette* or in two (2) newspapers of general circulation.

Approved,