

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

Seventeenth Congress
First Regular Session

HOUSE OF REPRESENTATIVES
H.B. No. **5975**



Introduced by Representative H. Harry L. Roque Jr.

EXPLANATORY NOTE

The Family Code, Art. 111, provides that “a spouse of age” has the right to dispose exclusive properties without the consent of the other spouse. This provision is superfluous. Art. 234, as amended by Republic Act No. 6908, lowered the age of majority to eighteen (18) years, which is the age of emancipation and the age when a person may legally enter into a contract of marriage.

The Family Code, Art. 236 provides that “emancipation shall terminate parental authority over the person and property of the child who shall then be qualified and responsible for all acts of civil life, save the exceptions established by existing laws in special cases.”

This bill replaces the term “spouse of age” with the more accurate term “either spouse,” since a person must necessarily be of age to contract marriage.¹

A handwritten signature in black ink, appearing to be "H. Harry L. Roque Jr.".

H. HARRY L. ROQUE JR.

¹ This bill was originally filed by Senator Miriam Defensor Santiago during the Sixteenth Congress, First Regular Session.

- 1 SECTION 3. *Effectivity Clause.* - This Act shall take effect fifteen days (15) days
2 after its publication in at least two (2) newspapers of general circulation.

Approved,