

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

EIGHTEENTH CONGRESS
First Regular Session



COMMITTEE REPORT NO. 115

Submitted by the Committee on Justice on **DEC 02 2019**

Re: House Bill No. 4553

Recommending its approval without amendment

Sponsors: Representatives Vicente "Ching" S.E. Veloso III, Weslie Gatchalian, Naealla Bainto Aguinaldo, John Martin "Yul Servo" C. Nieto and Alfredo A. Garbin, Jr.


Mr. Speaker:

The Committee on Justice, to which was referred House Bill No. 4553 introduced by Rep. Vicente "Ching" S.E. Veloso III, entitled:

**"AN ACT
AMENDING ARTICLE 70 OF ACT NO. 3815, AS AMENDED, OTHERWISE
KNOWN AS THE REVISED PENAL CODE"**

has considered the same and recommends its approval without amendment, with Representatives Vicente "Ching" S.E. Veloso III, Weslie Gatchalian, Naealla Bainto Aguinaldo, John Martin "Yul Servo" C. Nieto, Alfredo A. Garbin, Jr., Deogracias Victor "DV" B. Savellano, Dale "Along" R. Malapitan, Jonathan Keith T. Flores, Romeo M. Jalosjos, Jr., Lianda B. Bolilia, Joel Mayo Z. Almario, Joseph Stephen S. Paduano, Henry S. Oaminal, Alfredo A. Garbin, Jr., Raneo "Ranie" E. Abu, Cyrille F. Abueg-Zaldivar, Tyrone D. Agabas, Peter John D. Calderon and Ruwel Peter S. Gonzaga as authors thereof.

Respectfully submitted,


VICENTE "CHING" S.E. VELOSO III
Chairperson
Committee on Justice

THE HONORABLE SPEAKER
HOUSE OF REPRESENTATIVES
QUEZON CITY

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HOUSE BILL NO. 4553*

Introduced by Representatives Vicente "Ching" S.E. Veloso III, Weslie Gatchalian, Naealla Bainto Aguinaldo, and John Martin "Yul Servo" C. Nieto, Alfredo A. Garbin, Jr., Deogracias Victor "DV" B. Savellano, Dale "Along" R. Malapitan, Jonathan Keith T. Flores, Romeo M. Jalosjos, Jr., Lianda B. Bolilia, Joel Mayo Z. Almario, Joseph Stephen S. Paduano, Henry S. Oaminal, Alfredo A. Garbin, Jr., Raneo "Rannie" E. Abu, Cyrille F. Abueg-Zaldivar, Tyrone D. Agabas, Peter John D. Calderon and Ruwel Peter S. Gonzaga

**AN ACT
FURTHER AMENDING ARTICLE 70 OF ACT NO. 3815, OTHERWISE KNOWN AS
THE REVISED PENAL CODE, AS AMENDED**

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

SECTION 1. Article 70 of Act No. 3815, otherwise known as the Revised Penal Code, as amended, is hereby further amended to read as follows:

"Art. 70. *Successive service of sentences.* – When the culprit has to serve two or more penalties, he shall serve them simultaneously if the nature of the penalties will so permit; otherwise, the following rules shall be observed:

In the imposition of the penalties, the order of their respective severity shall be followed so that they may be executed successively or as nearly as may be possible, should a pardon have been granted as to the penalty or penalties first imposed or should they have been served out.

For the purpose of applying the provisions of the next preceding paragraph the respective severity of the penalties shall be determined in accordance with the following scale:

Death,
Reclusion perpetua,
Reclusion temporal,
Prision mayor,
Prision correccional,
Arresto mayor,
Arresto menor,
Destierro,
Perpetual absolute disqualification,
Temporary absolute disqualification,

1 Suspension from public office, the right to vote and be voted for,
2 the right to follow profession or calling, and
3 Public censure.
4

5 Notwithstanding the provisions of the rule next preceding, the
6 maximum duration of the convict's sentence shall not be more than
7 threefold the length of time corresponding to the most severe of the
8 penalties imposed upon him. No other penalty to which he may be
9 liable shall be inflicted after the sum total of those imposed equals
10 the said maximum period.
11

12 [Such maximum period shall in no case exceed forty years.]
13

14 In applying the provisions of this rule, the duration of perpetual
15 penalties (*pena perpetua*) shall be computed at thirty years."
16

17 **SEC. 2.** All laws, executive orders, administrative orders, issuances, rules and
18 regulations or parts thereof, which are inconsistent with this Act are hereby amended,
19 repealed or modified accordingly.
20

21 **SEC. 3.** This Act shall take effect fifteen (15) days after its publication in the *Official*
22 *Gazette* or in a newspaper of general circulation.
23

24 Approved,

House of Representatives
Committee Affairs Department

FACT SHEET

House Bill No. 4553

(Approved by the Committee on November 19, 2019)

**“AN ACT AMENDING ARTICLE 70 OF ACT NO. 3815, AS AMENDED,
OTHERWISE KNOWN AS THE REVISED PENAL CODE”**

Introduced by: *Reps. VICENTE “CHING” S.E. VELOSO III, WES GATCHALIAN, NAEALLA ROSE BAINTO-AGUINALDO, JOHN MARVIN “Yul Servo” C. NIETO, ALFREDO A. GARBIN, JR., DEOGRACIAS VICTOR “DV” B. SAVELLANO, DALE “ALONG” R. MALAPITAN, JONATHAN KEITH T. FLORES, ROMEO M. JALOSJOS, JR., LIANDA B. BOLILIA, JOEL MAYO Z. ALMARIO, JOSEPH STEPHEN S. PADUANO, HENRY S. OAMINAL, ALFREDO A. GARBIN, JR., RANEO “RANNIE” E. ABU, CYRILLE F. ABUEG-ZALDIVAR, TYRONE D. AGABAS, PETER JOHN D. CALDERON AND RUWEL PETER S. GONZAGA*

*Committee Referral: **Committees on Justice***

*Committee Chairperson: **REP. VICENTE “CHING” S.E. VELOSO III***

OBJECTIVES:

- To remove the forty (40)-year maximum period of imprisonment as provided in Art.70 of the Revised Penal Code.
- To prevent the blatant travesty of the justice system and to ensure that justice is served to the victims and their relatives.

KEY PROVISIONS:

- Mandates the deletion of the last paragraph of Art. 70 of the Revised Penal Code which provides that the maximum period of imprisonment shall in no case exceed forty (40) years.

RELATED LAWS:

- Act no. 3815 otherwise known as the Revised Penal Code
- R.A. No. 10592