

Republic of the Philippines  
HOUSE OF REPRESENTATIVES  
Quezon City

SEVENTEENTH CONGRESS  
First Regular Session



COMMITTEE REPORT NO. 04  
06 OCT 2016

Submitted by the Committee on Revision of Laws on \_\_\_\_\_

Re : House Bill No. 3988

Recommending its approval in substitution of House Bill No. 315.

Sponsors : Representatives Marlyn L. Primicias-Agabas and Gwendolyn F. Garcia

Mr. Speaker:

The Committee on Revision of Laws to which was referred House Bill No. 315, introduced by Rep. Gwendolyn F. Garcia, entitled:

“AN ACT  
AMENDING ARTICLE 75 OF TITLE IV OF EXECUTIVE ORDER NO. 209, AS AMENDED BY EXECUTIVE ORDER NO. 227, OTHERWISE KNOWN AS THE FAMILY CODE OF THE PHILIPPINES”

has considered the same and recommends that the attached House Bill No. 3988, entitled:

“AN ACT  
PROVIDING FOR THE CONJUGAL PARTNERSHIP OF GAINS AS THE GOVERNING REGIME IN THE ABSENCE OF A MARRIAGE SETTLEMENT OR WHEN THE REGIME AGREED UPON IS VOID, AMENDING FOR THE PURPOSE ARTICLE 75 OF TITLE IV OF EXECUTIVE ORDER NO. 209, AS AMENDED BY EXECUTIVE ORDER NO. 227, OTHERWISE KNOWN AS THE FAMILY CODE OF THE PHILIPPINES”

be approved in substitution of House Bill No. 315 with Reps. Joseph Stephen S. Paduano, Ramon V.A. Rocamora, and Marlyn L. Primicias-Agabas as co-authors thereof.

Respectfully submitted,

  
MARLYN L. PRIMICIAS-AGABAS  
Chairperson

THE HONORABLE SPEAKER  
HOUSE OF REPRESENTATIVES  
Quezon City

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3988

HOUSE BILL NO. \_\_\_\_\_  
In Substitution of House Bill No. 315

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Introduced by Representatives GWENDOLYN F. GARCIA, MARLYN L.  
PRIMICIAS-AGABAS, JOSEPH STEPHEN S. PADUANO AND RAMON V.  
ROCAMORA  
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1  
2 AN ACT

3 PROVIDING FOR THE CONJUGAL PARTNERSHIP OF GAINS AS THE  
4 GOVERNING REGIME IN THE ABSENCE OF A MARRIAGE SETTLEMENT OR  
5 WHEN THE REGIME AGREED UPON IS VOID, AMENDING FOR THE PURPOSE  
6 ARTICLE 75 OF TITLE IV OF EXECUTIVE ORDER NO. 209, AS AMENDED BY  
7 EXECUTIVE ORDER NO. 227, OTHERWISE KNOWN AS THE FAMILY CODE OF  
8 THE PHILIPPINES  
9

10 *Be it enacted by the Senate of the Philippines and the House of Representatives in*  
11 *Congress assembled:*  
12

13 **SECTION 1.** Article 75 of Title IV of the Family Code of the Philippines is hereby  
14 amended to read as follows:  
15

16 "ART. 75. The future spouses may, in the marriage settlements,  
17 agree upon the regime of absolute community, conjugal partnership of  
18 gains, complete separation of property, or any other regime. In the  
19 absence of a marriage settlement, or when the regime agreed upon is  
20 void, the system of [absolute community of property] CONJUGAL  
21 PARTNERSHIP OF GAINS as established in this Code shall govern.  
22

23 **SEC. 2.** This Act shall take effect fifteen (15) days after its publication in the  
24 *Official Gazette* or in a newspaper of general circulation.  
25

26 *Approved,*



House of Representatives  
Committee Affairs Department

FACT SHEET

House Bill No. **3988**

In Substitution of House Bill No. 315

Approved by the Committee on 20 September 2016

**AN ACT**

**PROVIDING FOR THE CONJUGAL PARTNERSHIP OF GAINS AS THE GOVERNING REGIME IN THE ABSENCE OF A MARRIAGE SETTLEMENT OR WHEN THE REGIME AGREED UPON IS VOID AMENDING FOR THE PURPOSE ARTICLE 75 TITLE IV OF EXECUTIVE ORDER NO. 209, AS AMENDED BY EXECUTIVE ORDER NO. 227, OTHERWISE KNOWN AS THE FAMILY CODE OF THE PHILIPPINES**

*Introduced by* : REPRESENTATIVE GWENDOLYN F. GARCIA  
*Committee Referral* : Revision of Laws  
*Committee Chairperson* : Rep. Marlyn L. Primicias-Agabas

**OBJECTIVE:**

- To reinstate the system of conjugal property of gains as the regime of property relations between husband and wife

**KEY PROVISION:**

- Provides that in the absence of a marriage settlement providing for the regime that will govern the property relations of husband and wife, or when the regime agreed upon is void, the system of conjugal property of gains shall govern

**RELATED LAW:**

- Section 75, Title IV of the Family Code of the Philippines