COMMITTEE REPORT NO. 1311

Submitted by the Committee on Revision of Laws on November 8, 2021

Re: House Bill No. 10455

Recommend its approval in substitution of House Bill No. 4001

Sponsors: Representatives Cheryl P. Deloso-Montalla and Faustino Michael Carlos T. Dy III

Mr. Speaker:

The Committee on Revision of Laws to which was referred House Bill No. 4001, introduced by Rep. Faustino Michael Carlos T. Dy III, entitled:

"AN ACT

has considered the same and recommends that the attached House Bill No. 10455, entitled:

"AN ACT


Respectfully submitted,

CHERYL P. DELoso-MONtALLA
Chairperson
Committee on Revision of Laws

THE HONORABLE SPEAKER
HOUSE OF REPRESENTATIVES
Quezon City
AN ACT

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

SECTION. 1. Article 13, Chapter 1 of Republic Act No. 386 as amended, otherwise known as the New Civil Code of the Philippines is hereby amended to read as follows:

“ARTICLE . 13. When the laws speak of years, months, days or nights, it shall be understood that years [are of three hundred sixty-five days each;] SHALL BE RECKONED FROM A SPECIFIC DATE OF A GIVEN YEAR TO THE SAME DATE IN THE FOLLOWING YEARS, REGARDLESS OF NUMBER OF DAYS IN A CALENDAR YEAR; months, of thirty days; days, of twenty-four hours; and nights from sunset to sunrise.”

SEC. 2. Section 31 of Chapter 8, Book I of Executive Order No. 292, as amended, is hereby amended as follows:
“SEC. 31. Legal Periods. - "Year" shall be [understood to be twelve calendar months] RECKONED FROM A SPECIFIC DATE OF A GIVEN YEAR TO THE SAME DATE IN THE FOLLOWING YEARS, REGARDLESS OF NUMBER OF DAYS IN A CALENDAR YEAR; "month" SHALL CONSIST of thirty days, unless it refers to a specific calendar month in which case it shall be computed according to the number of days the specific month contains; "day," to a day of twenty-four hours; and THE TERM "night," SHALL MEAN from sunset to sunrise.”

SEC. 3. If any portion or provision of this Act is subsequently declared invalid or unconstitutional, other provisions hereof which are not affected thereby shall remain in full force and effect.

SEC. 4. All laws, acts, presidential decrees, executive orders, presidential proclamations, issuances, rules and regulations or parts thereof which are contrary to or inconsistent with any of the provisions of this Act are hereby repealed, amended, or modified accordingly.

SEC. 5. This Act shall take effect fifteen (15) days after its publication in the Official Gazette or in a newspaper of general circulation.

Approved,
House of Representatives
Committee Affairs Department

FACT SHEET

House Bill No. 10455
(In Substitution of House Bill No. 4001)

AN ACT


Committee Referral: COMMITTEE ON REVISION OF LAWS
Committee Chairperson: REP. CHERYL P. DELOSO-MONTALLA

OBJECTIVE:

• To avoid confusion or mistake in the computation of the periods of prescription and other legal periods by simplifying the definition of a year, thereby preventing injustice or inequity in the performance of obligations or legal remedies.

KEY PROVISION:

• Defines the term “Year” as the period that starts on a specific date of the current year to the same date in the following year regardless of the number of days in a calendar year.

RELATED LAWS:

• Republic Act No. 386, otherwise known as the New Civil Code of the Philippines;
• Executive Order No. 292, otherwise known as the Administrative Code of the Philippines.