

REPUBLIC OF THE PHILIPPINES  
House of Representatives  
Quezon City

SEVENTEENTH CONGRESS  
1<sup>st</sup> Regular Session

HOUSE BILL NO. 1818



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Introduced by Congressman Alfredo D. Vargas III

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#### EXPLANATORY NOTE

The Republic Act No. 386, otherwise known as the Civil Code of the Philippines, defines succession as the 'mode of acquisition by virtue of which the property, rights and obligations to the extent of the value of the inheritance of a person are transmitted through his death to another or others either by his will or by operation of law.'<sup>1</sup> This statute also lists the modes of revoking wills and testamentary dispositions, one of which is the determination of a person's incapability of succeeding due to unworthiness.

Article 1032 of the Civil Code enumerates the instances that disqualify people to succeed due to unworthiness. It reads:

"The following are incapable of succeeding by reason of unworthiness:

- (1) Parents who have abandoned their children or induced their daughter to lead a corrupt or immoral life, or attempted against their virtue..."

This bill seeks to remove any gender biases from the criteria of succession disqualification. The proposed legislation amends Article 1032 of the Civil Code and includes *parents who have induced their sons to lead a corrupt or immoral life, or attempted against their virtue* in the list of people who are unworthy for hereditary and testamentary succession.

In view of the foregoing, passage of this measure is urged.

  
ALFREDO D. VARGAS III

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<sup>1</sup> Article 774 of RA 386 or the Civil Code of the Philippines.

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AN ACT  
AMENDING REPUBLIC ACT NO. 386, ALSO KNOWN AS THE CIVIL CODE OF THE  
PHILIPPINES, ARTICLE 1032, ON UNWORTHINESS TO SUCCEED

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

SECTION 1. Republic Act No. 386, also known as the Civil Code of the Philippines,  
Article 1032 is hereby amended to read as follows:

Article 1032. The following are incapable of succeeding by reason of  
unworthiness:

1. Parents who have abandoned their children, [or] induced  
[their daughters] **THEM** to lead a corrupt or immoral life,  
or attempted against their virtue.....

*Sec. 2. Repealing Clause.* - All laws, decrees, orders, and issuances, or portions  
thereof, which are inconsistent with the provisions of this Act, are hereby repealed,  
amended or modified accordingly.

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

Approved,