

AN ACT TO AMEND FURTHER ARTICLE THREE HUNDRED AND THIRTY-FIVE OF THE REVISED PENAL CODE. (RE RAPE)

REPUBLIC ACT NO. 4111, June 20, 1964

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

SECTION 1. Article Three hundred and thirty-five of the Revised Penal Code is hereby further amended to read as follows:

"ART. 335. When and how rape is committed—Penalties.—Rape is committed by having carnal knowledge of a woman under any of the following circumstances:

- By using force or intimidation;
- When the woman is deprived of reason or otherwise unconscious; and
- When the woman is under twelve years of age, even though neither of the circumstances mentioned in the two next preceding paragraphs shall be present:

The crime of rape shall be punished by reclusion perpetua.

Whenever the crime of rape is committed with the use of a deadly weapon or by two or more persons, the penalty shall be reclusion perpetua to death.

When by reason or on the occasion of the rape, the victim has become insane the penalty shall be death.

When the rape is attempted or frustrated and a homicide is committed by reason or on the occasion thereof, the penalty shall be likewise death.

When by reason or on the occasion of the rape, a homicide is committed, the penalty shall be death.

SEC. 2. This Act shall take effect upon its approval.

Approved, June 20, 1964.

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