

[REPUBLIC ACT No. 2632]

AN ACT TO AMEND ARTICLE THREE HUNDRED
AND THIRTY-FIVE OF THE REVISED PENAL
CODE. (Re rape)

*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 amended to read as
follows:

“ART. 335. *When and how rape is committed—Penal-
ties.*—Rape is committed by having carnal knowledge of
a woman under any of the following circumstances:

1. By using force or intimidation;
2. When the woman is deprived of reason or otherwise
unconscious; and
3. 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 *reclusión tem-
poral*.

Whenever the crime of rape is committed with the use
of a deadly weapon or by two or more persons, the penalty
shall be imposed in its maximum period.

When by reason or on the occasion of the rape, a homi-
cide is committed the penalty shall be *reclusión perpetua*
to death.

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

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

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

Approved, June 18, 1960.

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