

[REPUBLIC ACT NO. 1862, June 22, 1957]

AN ACT TO EXTEND THE BENEFITS OF REPUBLIC ACT NUMBERED THREE HUNDRED FORTY, AS AMENDED, TO CERTAIN MILITARY PERSONS HERETOFORE RETIRED UNDER COMMONWEALTH ACT NUMBERED ONE HUNDRED NINETY, OR RETIRED UNDER REPUBLIC ACT NUMBERED THREE HUNDRED FORTY WITH EFFECTIVE DATE OF RETIREMENT PRIOR TO JANUARY ONE, NINETEEN HUNDRED FIFTY-FIVE, OR RETIRED UNDER ACT NUMBERED FORTY-ONE HUNDRED FIFTY-ONE, OR SEPARATED UNDER SUBSECTION (g), SECTION TWENTY-TWO OF THE NATIONAL DEFENSE ACT.

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

SECTION 1. The provisions of existing law to the contrary notwithstanding, and subject to the special provisions and limitations hereinafter provided, the provisions of Republic Act Numbered Three hundred forty, including all amendments thereto on the date this Act takes effect, shall be and are hereby made applicable to persons (1) retired under the provisions of Commonwealth Act Numbered One hundred ninety, or (2) honorably separated with gratuity under subsection (g), section twenty-two of Commonwealth Act Numbered One, otherwise known as the National Defense Act, or (3) retired under Republic Act Numbered Three hundred forty with effective date of retirement prior to January one, nineteen hundred fifty-five, or (4) retired under Act Numbered Forty-one hundred fifty-one, and which persons—

- a. were in the active service of the Philippine Army or any guerrilla organization duly recognized as a component thereof, at any time between December eight, nineteen hundred forty-one and September two, nineteen hundred forty-five; and
- b. had completed at least twenty years' active service on the date of their original retirement or separation: *Provided*, That persons separated with gratuity on account physical disability under subsection (g), section twenty-two of Commonwealth Act Numbered One who had less than twenty years' active service on the date of their original separation, shall be entitled to the benefits of the proviso contained in section eight of Republic Act Numbered Three hundred forty.

SEC. 2. Person who were retired paid gratuity under said Republic Act Numbered Three hundred forty, as amended, with effective date of retirement prior to January one, nineteen hundred fifty-five, and who within the purview of clauses (a) and (b) of the proceeding section may, at their option, elect to receive in lieu of such gratuity paid, to them the annual retirement pay as provided in section two of the said Act; and upon making such election, said persons shall, subject to the provisions and limitations hereinafter provided, be entitled to receive said annual