

[REPUBLIC ACT NO. 134, June 14, 1947]

**AN ACT TO AMEND SECTIONS ONE, TWO AND TWO-A OF
COMMONWEALTH ACT NUMBERED ONE HUNDRED AND EIGHT,
ENTITLED "AN ACT TO PUNISH ACTS OF EVASION OF THE LAWS
ON THE NATIONALIZATION OF CERTAIN RIGHTS, FRANCHISES
OR PRIVILEGES," AS AMENDED, AND TO INSERT BETWEEN
SECTIONS THREE AND FOUR THEREOF A NEW SECTION TO BE
KNOWN AS SECTION THREE-A.**

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

SECTION 1. Sections one and two of Commonwealth Act Numbered One hundred and eight are amended to read as follows:

"SECTION 1. in all cases in which any constitutional or legal provision requires Philippine or any other specific citizenship as a requisite for the exercise or enjoyment of a right, franchise or privilege, any citizen of the Philippines or of any other specific country who allows his name or citizenship to be used for the purpose of evading such provision, and any alien or foreigner profiting thereby, shall be punished by imprisonment for not less than five nor more than fifteen years, and by a fine of not less than the value of the right, franchise or privilege, which is enjoyed or acquired in violation of the provisions hereof in no case less than five thousands pesos.

"The fact that the citizen of the Philippines or of any specific country charged with a violation of this Act had, at the time of the acquisition of his holdings in the corporations or associations referred to in section two of this Act, no real or personal property, credit or other assets the value of which shall at least be equivalent to said holdings, shall be evidence of a violation of this Act."

"SEC. 2. In all cases in which a constitutional or legal provision requires that, in order that a corporation or association may exercise or enjoy a right, franchise or privilege, not less than a certain *per centum* of its capital must be owned by citizens of the Philippines or of any other specific country, it shall be unlawful to falsely simulate the existence of such minimum of stock or capital as owned by such citizens, for the purpose of evading said provision. The president or managers and directors or trustees of corporations or associations convicted of a violation of this section shall be punished by imprisonment of not less than five nor more than fifteen years, and by a fine of not less than the value of the right, franchise or privilege, enjoyed or acquired in violation of the provisions hereof but in no case less than five thousand pesos."