

[ **Act No. 1757, October 09, 1907** ]

**AN ACT TO PROHIBIT GAMBLING, TO REPEAL ARTICLE EIGHTEEN HUNDRED AND OF THE CIVIL CODE AND ARTICLES THREE HUNDRED AND FORTY-THREE AND FIVE HUNDRED AND SEVENTY-NINE OF THE PENAL CODE.**

*By authority of the United States, be it enacted by the Philippine Commission, that:*

SECTION 1. Gambling within the meaning of this Act consists in the playing of any game for money or any representative of value or valuable consideration or thing, the result of which game depends wholly or chiefly upon chance or hazard, or the use of any mechanical invention or contrivance to determine by chance the loser or winner of money or of any representative of value or of any valuable consideration or thing.

SEC. 2. A gambling house within the meaning of this Act is any building or structure or vessel, or part thereof, in which gambling is frequently carried on. or in which gambling is reputed to be frequently carried on. or to which or in which any person is invited or solicited to gamble.

SEC. 3. Gambling in a public place, or in any building, structure, vessel, or part thereof, to which the public is ordinarily admitted is hereby forbidden, and any person violating this section shall be punished by a fine of not less than ten pesos nor more than five hundred pesos or by imprisonment for not more than one year, or by both such fine and imprisonment, in the discretion of the court. In case of a second conviction both fine and imprisonment shall be imposed.

SEC. 4. Any person having charge or being in the possession or control of any building, structure, vessel, or any part thereof, to which the public is ordinarily admitted, who permits gambling to take place therein shall be punished as provided in the last preceding section.

SEC. 5. Any person having charge or being in the possession or buildings in general, control of any building, structure, or vessel, or any part thereof, who permits any gambling game to take place therein at which game a charge of any kind is made for playing or for the use of the premises or apparatus, or for which game any percentage is taken or collected, and any person having charge or being in the possession or control of any gambling house shall be punished as provided in section three of this Act: *Provided, however,* That nothing in this section contained shall be construed to repeal the provisions of Act Numbered Fifteen hundred and thirty-seven or the existing law as to cockpits.

SEC. 6. Any person who shall keep, maintain, or have charge or possession or control of any gambling house, or who shall knowingly permit any property owned by him to be used as a gambling house or who shall have any interest in any gambling house, shall be punished as provided in section three of this Act. Any person who loses any money or valuable consideration or thing in any gambling house, or his heirs, executors, administrators, or judgment creditor may, within three years thereafter, recover the same or its value together with an additional sum equal to the value thereof in an action in which all persons keeping, maintaining,