

HOUSE OF REPRESENTATIVES

H. No. 10452

INTRODUCED BY HONORABLE GARCIA (P.), APOSTOL, ABUEG, JR., ABAYA, DAMASING, SATOR, PANES, URRO, FUENTES, CEZAR, LORETO, ZAPATA, DOMINGO, DATUMANONG, TAJON, ESPINOSA, VELOSO, NATIVIDAD, BARBERS, PONCE DE LEON, ORBOS, LOPEZ-VITO, LIZARDO, SERAPIO, CERILLES, GARCIA (M.), TILANDUCA, PEREZ (L.), ASISTIO, JAVIER (R.), CANDAZO, DIAZ (A.), ZARRAGA, ROMERO, ROMUALDO, GUANZON, MIRAN, CUENCO, ALMORO, ISIDRO, AVILA, AUMENTADO, PLAZA, ALBANO, ANDOLANA, ANTONINO, ARROYO, CATANE, CONCEPCION, CUA, DEJON, SR., DEL MAR, DINGLASAN, JR., ERMITA, FUA, GILLEGO, LACSON, LARA, LAUDICO, LAUREL-TRINIDAD, LOPEZ (E.), LOPEZ (J.), MONTEMAYOR, PALMA GIL, PARAS, ROMERO, ROXAS, SILVERIO, TAMMANG, TINGA, TUAZON, TULAWIE, TUPAS, VALDEZ, VELOSO, VERCELES (E.), AND VILLAVIZA

AN ACT REVISING THE JURISDICTION OF THE COURT OF APPEALS, AMENDING FOR THAT PURPOSE SECTION NINE OF BATAS PAMBANSA BILANG 129, KNOWN AS THE JUDICIARY ACT OF 1980, AS AMENDED

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

1 SECTION 1. Section 9 of Batas Pambansa Blg. 129, otherwise
 2 known as the Judiciary Reorganization Act of 1980, as amended by
 3 Executive Order No. 33, is hereby further amended to read as
 4 follows:

5 "SEC. 9. *Jurisdiction.* - The Court of Appeals shall exercise:

6 "(1) Original jurisdiction to issue writs of *mandamus*,
 7 prohibition, *certiorari*, *habeas corpus*, and *quo warranto*, and
 8 auxiliary writs, whether or not in aid of its appellate jurisdiction;

9 "(2) Exclusive original jurisdiction over actions for annulment
 10 of judgments of Regional Trial Courts; and

11 "(3) Exclusive [appellate] jurisdiction TO REVIEW, REVISE,
 12 REVERSE, MODIFY, OR AFFIRM ON APPEAL OR *CERTIORARI* [over] all
 13 final judgments, decisions, resolutions, orders or awards of Regional
 14 Trial Courts and quasi-judicial agencies, instrumentalities, boards
 15 or commissions, except those falling within the appellate jurisdiction
 16 of the Supreme Court in accordance with the Constitution [the
 17 provisions of this Act and of subparagraph (1) of the third
 18 paragraph and subparagraph (4) of the fourth paragraph of Section
 19 17 of the Judiciary Act of 1948].

20 "The Court of Appeals shall have the power to CONDUCT
 21 HEARINGS, receive evidence and perform any and all acts necessary
 22 IN THE INTEREST OF JUSTICE to resolve factual issues raised in [(a)]

1 cases falling within its original, APPELLATE OR CERTIORARI
 2 jurisdiction, [such as actions for annulment of judgments of regional
 3 trial courts in paragraph (2) hereof; and in (b) cases falling within
 4 its appellate jurisdiction wherein a motion for new trial based only
 5 on newly discovered evidence is granted by it.] INCLUDING THE
 6 POWER TO GRANT AND CONDUCT NEW TRIALS OR FURTHER
 7 PROCEEDINGS AS THE LAW OR THE RULES OF COURT MAY PROVIDE.

8 "These provisions shall not apply to decisions and
 9 interlocutory orders issued under the Labor Code of the Philippines
 10 [and by the Central Board of Assessment Appeals].

11 SEC. 2. All laws and rules inconsistent with the provisions of
 12 this Act are hereby repealed.

13 SEC. 3. This Act shall take effect upon its approval.

Approved,

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