



Republic of the Philippines
**NATIONAL
STATISTICS
OFFICE**
Manila

Ref. No. 07GAD06-078

Memorandum Circular No. 2007- 006

**TO: ALL CITY / MUNICIPAL CIVIL REGISTRARS
CONSULS GENERAL**

**FROM: *Carmelita N. Ericta*
CARMELITA N. ERICTA
Civil Registrar General**

**SUBJECT: GUIDELINES IN FILING THE APPROPRIATE PETITION
INVOLVING THE USE OF JR., II, III and the likes under RA
9048**

Date: February 13, 2007

The following illustrated cases serve as guidelines in the filing of appropriate petition involving the use of Jr. II, III, and the like. The Civil Code of the Philippines provides:

"Article 375 - In case of identity of names and surnames between ascendants and descendants, the word "Junior" can be used only by a son. Grandsons and other direct male descendant shall either:

1. *Add a middle name or the mother's surname, or*
2. *Add the Roman numerals II, III and so on."*

Further, **Rule 11 of Administrative Order No. 1 series of 1993**, otherwise known as the Implementing Rules and Regulations of Act No.3753, provides:

"Rule 11 (1). - A supplemental report using the appropriate form maybe filed to supply information inadvertently omitted when the document was registered. xxx."



*Providing Statistics
for a Globally Competitive Economy*

P.O. Box 772, Manila, Philippines
Cable Address: **NSOPHIL**
Email: **C.Ericta@census.gov.ph**
Web: **http://www.census.gov.ph**
Telephone: **(832)713-7074 (832)718-0734**
Fax: **(832)713-7073 (832)718-6602**

(2). - The supplemental report shall not be used in any manner to change or to correct any entry which was previously entered in the civil register or to circumvent the provision of Article 412 of the Civil Code (or Republic Act No. 9048)..."

Based on the foregoing laws, and rules, the illustrated cases and the guidelines in the proper course of action to take are provided as follows:

CASE NO. I. The word Jr. is inadvertently omitted in the child's first name in Certificate of Live Birth (COLB).

Example:

Name of Child in COLB	Name of father
Juanito	Juanito

The additional name "Jr." was not entered (omitted) in the COLB to distinguish the father from the child. The petitioner may apply for supplemental report under Rule 11 of AO No.1, Series of 1993, provided that the entry in the father's first and last name bear similar first and last name of the child. This is pursuant to Article 375 of the Civil Code.

Likewise, the additional name II, III, IV if omitted can be supplied by applying the procedure under Rule 11 (Supplemental Report), AO No. 1 s. 1993. Prior to the effectivity of A.O. 1 s. 1993, we considered the first name "Baby Boy" and "Baby Girl" as if names were omitted, hence these are cases falling under the procedure of supplemental report. In 1993, onwards the entry "Baby Girl or Boy" were considered as an entry in name, hence, can be filed as a petition for correction of entry under RA 9048 (Clerical Error Law).

CASE NO. II. The additional name "JR." was erroneously entered in the COLB as part of the child's first name but the father's first name is different from the child. "JR." can be considered erroneously entered.

Example:

Name of Child in COLB	Name of father
Ramon Jr.	Ramoncito

Thus, the proper petition to be filed is a petition for correction (CCE) of child's first name to delete "Jr." as provided under Republic Act 9048.

If the petitioner wants to correct the father's first name from Ramoncito to Ramon, the proper petition to be filed is the petition for correction of clerical error (CCE) in the father's first name under RA 9048.

CASE NO. III. The Roman numeral "II" (instead of Jr.) is inadvertently placed as part of the child's first name in the COLB.

Example:

Name of Child in COLB	Name of father
Mario II	Mario

Under this case, the additional name to be entered should be Jr. not II. A petition for correction of clerical error is proper under this case.

CASE NO. IV. The Roman numeral "III, IV," and so on was added to the first name of the child without any other previous or older child using the additional name "JR."

Example:

Name of Child in COLB	Name of father
Tirso III	Tirso

The first name of the child is registered with Roman numeral "III" but the father's first name is the same as that of the child. Under this case, the petitioner may file a petition for correction of clerical error to correct III to Jr.

CASE NO. V. The additional name "JRA" or the use of Roman numeral II was inadvertently placed in the child's name who is a female.

Example:

Name of Daughter in COLB	Name of Father
Julie Jra. / Julie II	Julie

There is no legal basis for a daughter or other female descendants to use the additional name "JRA." or placing any Roman numeral with their first names. Article 375 of the Civil Code applies only to the "son", "grandson", or "other direct descendants".

The proper petition to be filed is a petition for Change of First Name (CFN) under RA 9048.

CASE NO. VI. If the name of the child is written in full as "JUNIOR" and it is to be changed to short "JR." and vice-versa, the proper petition to be filed should be a petition for CFN.

Example:

Name of Child in COLB	
From	To
Junior	Jr.
Ric, Jr.	Ric Junior

CASE NO. VII. If the additional name Sr./Jr., is to be entered in the father's name either in the COLB and Certificate of Marriage (CM) the same must be subjected to the filing of a petition for correction of clerical error (CCE) under RA 9048 and not through the procedures of supplemental report under A.O. 1 s. 1993 provided the Sr./Jr. appear in the father's COLB.

Example: Father's first name is to be corrected.

COLB/ CM	
From	To
Carlo Cruz	Carlo Cruz Jr.
Carlo Cruz	Carlo Cruz Sr.

Please be guided accordingly.