

TRUTH IN LENDING ACT

What is the "Truth in Lending Act"?

It is Republic Act No. 3765, which is an act requiring the disclosure of finance charges in connection with the extension of credit.

What is the policy behind the Truth in Lending Act?

The declared policy behind the law is to protect the people from lack of awareness of the true cost of credit by assuring full disclosure of such cost, with a view of preventing the uninformed use of credit to the detriment of the national economy.

Who are covered under the Truth in Lending Act?

The law covers any creditor, which is defined as any person engaged in the business of extending credit (including any person, who as a regular business practice, makes loans or sells or rents property or services on a time, credit, or installment basis, either as principal or as agent) who requires as an incident to the extension of credit, the payment of a finance charge.

In that definition, what is meant by "credit"?

It means any loan, mortgage, deed of trust, advance, or discount; any conditional sales contract; any contract to sell, or contract of sale of property or services, either for present or future delivery, under which part or all of the price is payable subsequent to the making of such sale or contract; any rental-purchase contract; any contract or arrangement for the hire, bailment, or leasing of property, any option, demand, lien, pledge, or other claim against, or for the delivery of, property or money; any purchase, or other acquisition of, or any credit upon the security of, any obligation of claim arising out of any of the foregoing; and any transaction or series of transactions having a similar purpose or effect.

In the same definition, what is meant by a "finance charge"?

A finance charge includes interest, fees, service charges, discounts, and such other charges incident to the extension of credit as may be prescribed by the Monetary Board of the Bangko Sentral ng Pilipinas through regulations.

What are the information required to be furnished to the debtor or borrower?

1. The cash price or delivered price of the property or service to be acquired;
2. The amounts, if any, to be credited as down payment and/or trade-in;
3. The difference between the amounts set forth under clauses (1) and (2);
4. The charges, individually itemized, which are paid or to be paid by such person in connection with the transaction but which are not incident to the extension of credit;
5. The total amount to be financed;
6. The finance charge expressed in terms of pesos and centavos; and
7. The percentage that the finance charge bears to the total amount to be financed expressed as a simple annual rate on the outstanding unpaid balance of the obligation.

Module 7 4 Truth In Lending Act Answers

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Table of Contents Module 7 4 Truth In Lending Act Answers

1. Understanding the eBook Module 7 4 Truth In Lending Act Answers
 - The Rise of Digital Reading Module 7 4 Truth In Lending Act Answers
 - Advantages of eBooks Over Traditional Books
2. Identifying Module 7 4 Truth In Lending Act Answers
 - Exploring Different Genres
 - Considering Fiction vs. Non-Fiction
 - Determining Your Reading Goals
3. Choosing the Right eBook Platform
 - Popular eBook Platforms
 - Features to Look for in an Module 7 4 Truth In Lending Act Answers
 - User-Friendly Interface
4. Exploring eBook Recommendations from Module 7 4 Truth In Lending Act Answers
 - Personalized Recommendations
 - Module 7 4 Truth In Lending Act Answers User Reviews and Ratings
 - Module 7 4 Truth In Lending Act Answers and Bestseller Lists
5. Accessing Module 7 4 Truth In Lending Act Answers Free and Paid eBooks
 - Module 7 4 Truth In Lending Act Answers Public Domain eBooks
 - Module 7 4 Truth In Lending Act Answers eBook Subscription Services
 - Module 7 4 Truth In Lending Act Answers Budget-Friendly Options

6. Navigating Module 7 4 Truth In Lending Act Answers eBook Formats
 - ePub, PDF, MOBI, and More
 - Module 7 4 Truth In Lending Act Answers Compatibility with Devices
 - Module 7 4 Truth In Lending Act Answers Enhanced eBook Features
7. Enhancing Your Reading Experience
 - Adjustable Fonts and Text Sizes of Module 7 4 Truth In Lending Act Answers
 - Highlighting and Note-Taking Module 7 4 Truth In Lending Act Answers
 - Interactive Elements Module 7 4 Truth In Lending Act Answers
8. Staying Engaged with Module 7 4 Truth In Lending Act Answers
 - Joining Online Reading Communities
 - Participating in Virtual Book Clubs
 - Following Authors and Publishers Module 7 4 Truth In Lending Act Answers
9. Balancing eBooks and Physical Books Module 7 4 Truth In Lending Act Answers
 - Benefits of a Digital Library
 - Creating a Diverse Reading Collection Module 7 4 Truth In Lending Act Answers
10. Overcoming Reading Challenges
 - Dealing with Digital Eye Strain
 - Minimizing Distractions
 - Managing Screen Time
11. Cultivating a Reading Routine Module 7 4 Truth In Lending Act Answers
 - Setting Reading Goals Module 7 4 Truth In Lending Act Answers
 - Carving Out Dedicated Reading Time
12. Sourcing Reliable Information of Module 7 4 Truth In Lending Act Answers
 - Fact-Checking eBook Content of Module 7 4 Truth In Lending Act Answers
 - Distinguishing Credible Sources
13. Promoting Lifelong Learning
 - Utilizing eBooks for Skill Development
 - Exploring Educational eBooks
14. Embracing eBook Trends
 - Integration of Multimedia Elements

- Interactive and Gamified eBooks

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