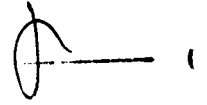


EIGHTEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
First Regular Session)

20 MAR -4 P 6:52

RECORDED



SENATE

COMMITTEE REPORT No. 66

Submitted jointly by the Committees on Economic Affairs, Civil Service, Government Reorganization and Professional Regulation, and Finance on MAR - 4 2020

RE: Senate Bill No. 1402

Recommending its approval in substitution of Senate Bill Nos. 169 and 1256

Sponsor: Senator Imee R. Marcos

MR. PRESIDENT:

The Committee on Economic Affairs; Civil Service, Government Reorganization and Professional Regulation; and Finance, to which were referred **Senate Bill No. 169**, introduced by Senator Win Gatchalian, entitled:

AN ACT
INSTITUTIONALIZING THE NATIONAL ECONOMIC AND DEVELOPMENT AUTHORITY AS THE INDEPENDENT ECONOMIC AND PLANNING AGENCY OF THE PHILIPPINE GOVERNMENT, DEFINING ITS FUNCTIONS AND AMENDING EXECUTIVE ORDER NO. 230 SERIES OF 1987, AS AMENDED, APPROPRIATING FUNDS THEREFOR, AND FOR OTHER PURPOSES

and **Senate Bill No. 1256**, introduced by Senator Imee R. Marcos, entitled:

AN ACT
INSTITUTIONALIZING THE NATIONAL ECONOMIC AND DEVELOPMENT AUTHORITY AS THE INDEPENDENT ECONOMIC

**AND PLANNING AGENCY OF THE PHILIPPINE GOVERNMENT,
DEFINING ITS FUNCTIONS AND AMENDING EXECUTIVE
ORDER NO. 230 SERIES OF 1987, AS AMENDED,
APPROPRIATING FUNDS THEREFOR, AND FOR OTHER
PURPOSES**

have considered the same and have the honor to report it back to the Senate with the recommendation that the attached Senate Bill No. 1402, prepared by the Committees, entitled:

**"AN ACT
CREATING THE DEPARTMENT OF ECONOMIC PLANNING AND
DEVELOPMENT, DEFINING ITS POWERS AND FUNCTIONS,
APPROPRIATING FUNDS THEREFOR, AND FOR OTHER
PURPOSES"**

be approved in substitution of Senate Bill Nos. 169 and 1256 with Senators Gatchalian and Marcos as author thereof.

Respectfully submitted:

Chairpersons:



SENATOR IMEE MARCOS
Committee on Economic Affairs
Vice-Chairperson, Committee on Finance



SENATOR RAMON BONG REVILLA JR.
Committee on Civil Service, Government Reorganization and Professional Regulation
Member, Committee on Economic Affairs
Member, Committee on Finance

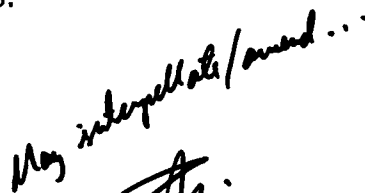


SENATOR SONNY ANGARA
Committee on Finance
Vice-Chairperson, Committee on Economic Affairs

Vice-Chairpersons:



SENATOR WIN GATCHALIAN
Committee on Economic Affairs
Vice-Chairperson, Committee on Finance



SENATOR JOEL VILLANUEVA
Committee on Civil Service, Government Reorganization and Professional Regulation
Vice-Chairperson, Committee on Finance

SENATOR PIA S. CAYETANO

Committee On Finance

Member, Committee on Economic
Affairs

Member, Committee on Civil Service,
Government Reorganization and
Professional Regulation

SENATOR CYNTHIA A. VILLAR

Committee on Finance

SENATOR PANFILO M. LACSON

Committee on Finance

SENATOR RICHARD J. GORDON

Committee on Finance

SENATOR CHRISTOPHER BONG T.

GO

Committee on Finance

Member, Committee on Civil Service,
Government Reorganization and
Professional Regulation

SENATOR RISA HONTIVEROS

Committee on Finance

Member, Committee on Economic
Affairs

Member, Committee on Civil Service,
Government Reorganization and
Professional Regulation

*may interpellate /
propose amendment -
needs.*

Members:

**SENATOR MANUEL "LITO" M.
LAPID**

Member, Committee on Economic
Affairs

Member, Committee on Finance

**SENATOR RONALD "BATO" DELA
ROSA**

Member, Committee on Finance
Member, Committee on Civil Service,
Government Reorganization and
Professional Regulation



**SENATOR FRANCIS "TOL" N.
TOLENTINO**

Member, Committee on Economic
Affairs

Member, Committee on Finance
Member, Committee on Civil Service,
Government Reorganization and
Professional Regulation



**SENATOR MARIA LOURDES S.
BINAY**

Committee on Finance



SENATOR GRACE POE

Member, Committee on Finance

**SENATOR AQUILINO "KOKO"
PIMETEL III**

Member, Committee on Finance

**SENATOR EMMANUEAL "MANNY"
D. PACQUIAO**

Member, Committee on Finance

**SENATOR FRANCIS "KIKO"
PANGILINAN**


Member, Committee on Finance

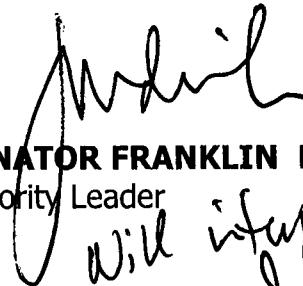
SENATOR LEILA M. DE LIMA

Member, Committee on Finance

Ex Officio Members

SENATOR RALPH G. RECTO
President Pro Tempore


SENATOR JUAN MIGUEL "MIGZ" F. ZUBIRI
Majority Leader *may interpellate and amend*


SENATOR FRANKLIN M. DRILON
Minority Leader *Will interpellate & amend*

SENATOR VICENTE SOTTO III
Senate President

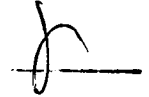
EIGHTEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
First Regular Session)



20 MAR -4 P 6 52

SENATE

S. No. 1402

RECEIVED 

Prepared and submitted jointly by the Committees on Economic Affairs, Civil Service, Government Reorganization and Professional Regulation, and Finance with Senators Gatchalian and Marcos as authors thereof

**AN ACT
CREATING THE DEPARTMENT OF ECONOMIC PLANNING AND
DEVELOPMENT, DEFINING ITS POWERS AND FUNCTIONS,
APPROPRIATING FUNDS THEREFOR, AND FOR OTHER PURPOSES**

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

**CHAPTER I
CREATION OF THE
DEPARTMENT OF ECONOMIC PLANNING AND DEVELOPMENT**

**ARTICLE I
TITLE AND POLICY**

1
2
3
4
5
6
7
8 SECTION 1. *Short Title.*— This Act shall be known as the "Department of
9 Economic Planning and Development."
10

11 SEC. 2. *Declaration of Policy.* – The State recognizes that, pursuant to Section
12 9, Article XII of the 1987 Philippine Constitution, the Congress may establish an
13 independent economic and planning agency headed by the President of the
14 Philippines, which shall, after consultations with the appropriate public agencies,
15 various private sectors, and local government units, recommend to Congress, and
16 implement continuing integrated and coordinated programs and policies for national

1 development.

2 The State recognizes that, pursuant to Section 1, Article XII of the Constitution,
3 the goals of the national economy are a more equitable distribution of opportunities,
4 income and wealth; a sustained increase in the amount of goods and services
5 produced by the nation for the benefit of the people; and an expanding productivity
6 as the key to raising the quality of life for all, especially the underprivileged.

8 **ARTICLE II**

9 **DEPARTMENT OF ECONOMIC PLANNING AND DEVELOPMENT-**

10
11 **SEC. 3. *Creation of the Department of Economics and Planning.*** – There is
12 hereby created a Department of Economic Planning and Development, hereafter
13 referred to as DEPD.

14
15 **SEC. 4. *Mandate.*** – DEPD shall be the policy, planning, coordinating,
16 implementing, and administrative entity of the Executive Branch of government on
17 economic planning and development. It shall formulate the country’s continuing,
18 integrated, and coordinated policies, plans, and programs for national development
19 and oversee the country’s public investment program.

20
21 **SEC. 5. *Powers and Functions.*** DEPD shall have the following powers and
22 functions:

23 **I. Policy and Planning**

- 24 a. Formulate the long-term development framework as the basis for
25 overall direction of government policies, programs, and projects;
26 b. Formulate the national and regional framework for physical and
27 spatial planning to ensure the sustainable use of land and other
28 physical resources;
29 c. Formulate national, inter-regional, regional and provincial
30 development plans that set forth measurable goals, strategies,
31 proposed policies, programs, and projects;

- 1 d. Ensure consistency of national, inter-regional, regional and provincial
- 2 sectoral, and spatial plans and programs and monitor their respective
- 3 implementations;
- 4 e. Recommend the priorities for budget expenditure policies including
- 5 sectoral and regional allocations;
- 6 f. Propose and review policies to achieve economic development goals
- 7 and foster innovation;
- 8 g. Conduct research, surveys, and related studies for the formulation of
- 9 policies, plans, programs, and projects; and
- 10 h. Coordinate with autonomous and administrative regions in the
- 11 conduct of planning activities affecting their respective regions.

12 **II. Investment Programming**

- 13 a. Formulate and review the national and regional public investment
- 14 program that identifies priority programs, activities, and projects;
- 15 b. Adopt and implement appropriate evaluation measures and criteria to
- 16 determine viability of programs and projects;
- 17 c. Appraise and recommend programs and projects that are found
- 18 viable;
- 19 d. Monitor and assess the progress of implementation of priority
- 20 programs and projects; and
- 21 e. Assess the impacts and outcomes of priority programs and projects.

22 **III. Capacity Building of Development Planners**

- 23 a. Establish and implement a capacity building program on development
- 24 planning for national, regional, and local planners; and
- 25 b. Provide technical assistance on the localization of national
- 26 development strategies.

27 **IV. Secretariat Support**

- 28 a. Provide technical and secretariat support to the Economics and Planning
- 29 Council and its Committees, Regional Development Councils, National
- 30 Innovation Council, and Legislative-Executive Development Advisory
- 31 Council.

1 SEC. 6. *Composition of DEPD.* – DEPD shall be headed by a Secretary. The
2 Department Proper shall be composed of the Office of the Secretary, the Offices of
3 the Undersecretaries and Assistant Secretaries, technical and sectoral staffs,
4 operations support staffs, and regional offices.

5
6 SEC. 7. *Secretary of Economics and Planning.* – The Secretary of Economics
7 and Planning, hereafter referred to as the Secretary, shall be appointed by the
8 President, subject to the confirmation of the Commission on Appointments.

9 The Secretary, who shall be the country's Chief Economist, shall have the
10 following minimum qualifications: a natural-born citizen and resident of the
11 Philippines: of good moral character; must have distinguished himself/herself
12 professionally in public, civic, or academic service in the field of economics; must have
13 been in the active practice of his/her profession for at least ten (10) years; and must
14 not have been a candidate for any elective national or local office in the immediately
15 preceding elections, whether regular or special.

16
17 SEC. 8. *Powers and Functions of the Secretary.* – The Secretary shall have the
18 following powers and functions:

- 19 (a) Advise the President on matters of national economic and social
20 development;
- 21 (b) Provide executive direction and supervision over the entire operations of
22 DEPD;
- 23 (c) Establish policies and standards for the efficient and effective operations
24 of DEPD;
- 25 (d) Exercise disciplinary powers over officers and employees of DEPD in
26 accordance with law;
- 27 (e) Promulgate such rules and regulations, and exercise such other powers
28 as may be required to implement the objectives of this Act; and
- 29 (f) Perform such other functions as may be provided by law.

1 **SEC. 9. *Undersecretaries and Assistant Secretaries.*** – The Secretary shall be
2 assisted by four (4) Undersecretaries and eight (8) Assistant Secretaries, who shall be
3 appointed by the President upon recommendation of the Secretary.

4 The Secretary shall have the flexibility to determine the respective
5 assignments of the Undersecretaries and Assistant Secretaries depending on
6 DEPD’s strategic directions and/or on emerging development trends affecting the
7 country’s economy.

8
9 **SEC. 10. *Groups and Offices.*** – DEPD shall have four (4) major Groups headed
10 by Undersecretaries, to be supported by Offices and Staffs in the discharge of their
11 functions, to wit:

12 (a) The Policy and Planning Group which shall be responsible for preparing and
13 updating the integrated long-term development frameworks and plans, and
14 physical planning frameworks; harmonizing national and sub-national,
15 sectoral, and spatial plans and programs and monitoring their respective
16 implementations; conducting research and related studies for plan
17 formulation and policy recommendations; and preparing the annual
18 economic reports;

19 (b) The Investment Programming Group which shall be responsible for
20 translating plans and policies into programs and projects for sectoral and
21 regional development; and formulating the public investment program;

22 (c) The Regional Development Group which shall be responsible for promoting
23 and undertaking regional planning and development; and

24 (d) The Corporate Affairs Group which shall be responsible for providing
25 support services relating to budget, finance and management; human
26 resources; legal assistance; information, communications and technology;
27 records; supplies and equipment; collection and disbursement; security;
28 sanitation; and custodial work.

29
30 The Secretary shall have the flexibility to reorganize the groups, offices, and
31 staffs, and to recommend to DBM for approval, the creation of additional offices,

1 positions, or staffing modifications as may be necessary.

2
3 SEC 11. *Structure and Staffing.* – The organizational structure and staffing
4 shall be determined by DEPD and shall be submitted to DBM for approval as necessary.

5
6 SEC. 12. *DEPD Regional Offices.* – The DEPD shall establish, operate and
7 maintain a regional office in all the different regions of the country. Each regional
8 office shall be headed by a Regional Director, who shall be assisted by an Assistant
9 Director. The regional offices shall discharge the functions of DEP, as applicable, at
10 the regional level.

11
12 SEC. 13. *Attached Agencies.* – The agencies currently attached to the National
13 Economic and Development Authority (NEDA) shall hereafter be attached to DEPD
14 and shall continue to operate and function in accordance with their respective
15 charters, laws, or orders creating them, except as otherwise provided in this Act.

16 The Philippine Institute for Development Studies (PIDS) as the government's
17 primary socioeconomic policy think tank; and the Philippine Statistics Authority (PSA)
18 as the government's central statistical authority shall be organizationally linked to the
19 Office of the Secretary for policy and program coordination.

20 The Public-Private Partnership Center of the Philippines (PPPC) as the agency
21 responsible for the promotion and facilitation of PPP programs and projects shall be
22 organizationally linked to the Investment Programming Group for policy and program
23 coordination.

24 The Philippine Statistical Research and Training Institute (PSRTI) as the
25 agency mandated to conduct high quality, objective and responsive statistical research
26 and training; the Commission on Population and Development (POPDEVCOM) as the
27 agency responsible for the government's national program on population and family
28 planning; and the Philippine National Volunteer Service Coordinating Agency
29 (PNVSCA) as the agency mandated to promote and coordinate volunteer programs
30 and services shall be organizationally linked to the Policy and Planning Group for policy
31 and program coordination.

- 1 (h) Chairperson of the Union of Local Authorities of the Philippines; and
2 (i) Governor of the Bangko Sentral ng Pilipinas (BSP), as a resource
3 institution.

4 All members of the Council, except the Governor of BSP, are voting members.
5 The presence of a majority of all members of the Council shall constitute a quorum.
6 The Council may request inputs from the private sector.

7 The President shall assign the Vice-Chairperson from among the members of
8 the Council. The President may revise the membership of the Council as deemed
9 necessary for the effective performance of the Council's functions.

10
11 **SEC. 17. *Powers and Functions of the Council.*** – The Council shall have the
12 following powers and functions:

- 13 (a) Direct the formulation and implementation of policies, plans, and
14 programs that promote economic development and address development
15 concerns of national importance;
16 (b) Approve policies, plans, programs, and projects, as endorsed by the
17 Committees;
18 (c) Approve proposed cost threshold and other criteria for priority programs
19 and projects, unless already provided by existing laws, rules and
20 regulations;
21 (d) Approve the level of annual government expenditures, as well as
22 projections, forecast, resource requirement, and the ceiling of
23 government spending; and
24 (e) Issue rules and regulations necessary for the effective discharge of the
25 powers and functions vested on the Council.

26
27 **SEC. 18. *Meetings.*** – The Council shall meet quarterly. A special meeting of
28 the Council may be convened by the President to address urgent concerns,
29 emergencies, and other extraordinary circumstances.

30 All decisions of the Council shall require the concurrence of the President of the
31 Philippines.

1 DEPD shall maintain and preserve a complete record of the proceedings and
2 deliberations of the Council, including the recording and transcripts, either in their
3 original form, or in any secure format made available by existing technology.
4

5 **SEC. 19. *Full Disclosure Rule.*** – In addition to the requirements of Republic
6 Act No. 6713, otherwise known as the Code of Conduct and Ethical Standards for
7 Public Officials and Employees, any member of the Council with personal and
8 pecuniary interest in any matter in the agenda of the Council shall disclose the
9 interest to the Council and shall withdraw from the meeting when the matter is
10 taken up. The minutes shall reflect the disclosure made and the retirement of the
11 member concerned from the meeting.

12 **SEC. 20. *Committees of the Council.*** – The Council shall have committees that
13 shall act as its primary advisory bodies.

14 These Committees shall be the main coordinating mechanism that ensures
15 that the policy environment is conducive to the promotion of rapid, inclusive, and
16 sustained economic growth.

17 The President shall designate the respective Chairpersons of the
18 Committees. DEPD shall serve as the Secretariat for all Committees, unless
19 otherwise provided in this Act.

20 The President may revise the membership and reorganize the structures and
21 functions of the Committees, and establish new committees, as deemed necessary.
22

23 **SEC. 21. *Development Budget Coordination Committee (BudgetCom).*** –
24 BudgetCom shall be composed of the Secretaries of the Department of Budget and
25 Management, Department of Economics and Planning, and Department of Finance,
26 the Executive Secretary, and the Governor of BSP.

27 A technical committee of BudgetCom, composed of duly designated
28 Undersecretaries of the same member agencies, is hereby established to conduct a
29 technical review of matters that require appropriate action by BudgetCom. The

1 Department of Budget and Management shall serve as the Secretariat for
2 BudgetCom.

3 BudgetCom shall recommend for final approval of the Council:

4 (a) The level of annual government expenditures and the ceiling of
5 government spending for economic and social development, national
6 defense, and government debt service;

7 (b) The budget to be allocated for current operating expenditures and capital
8 outlays of government programs and projects;

9 (c) A strategic multi-year fiscal program which supports the long-term and
10 medium-term development objectives of the country; and

11 (d) A domestic and foreign borrowing program.
12

13 **SEC. 22. *Investment Coordination Committee (InvestmentCom).*** –

14 InvestmentCom shall be composed of the Secretaries of the Department of Finance,
15 Department of Economics and Planning, Department of Budget and Management,
16 Department of the Interior and Local Government, and Department of Trade and
17 Industry, the Executive Secretary, and the Governor of BSP.

18 A technical committee of InvestmentCom, composed of duly designated
19 Undersecretaries of the same member agencies, is hereby established to conduct a
20 technical review of matters that require appropriate action by InvestmentCom.

21 InvestmentCom shall discharge the following functions:

22 (a) Ensure the efficient and effective evaluation of major capital programs
23 and projects of the country by determining levels of acceptability and
24 viability relative to overall economic and fiscal conditions of the country;

25 (b) Recommend for the final approval of the Council:

26 i. The timetable of the implementation of major capital programs and
27 projects on a regular basis;

28 ii. Public-private partnerships, privatization, and other funding options to
29 augment government's financing capacity;

- 1 iii. Modalities of development financing and capital market development in
2 support of long-term programs and projects for both national and local
3 government, and GOCCs; and
4 iv. Specific major programs and projects found viable in terms of
5 economic and social benefits, and viability.
6 (c) Submit to the President of the Philippines a status of the fiscal, monetary
7 and balance of payment (BOP) implications of major capital programs
8 and projects.

9
10 **SEC. 23. *Economic Development Committee (EconDevCom).*** – EconDevCom
11 shall be composed of the Secretaries of the Department of Economics and Planning,
12 Department of Finance, Department of Trade and Industry, Department of Budget
13 and Management, Department of Public Works and Highways, Department of
14 Transportation, Department of Information and Communications Technology,
15 Department of Energy, Department of Science and Technology, Department of
16 Tourism, Department of Agriculture, and Department of the Interior and Local
17 Government, the Executive Secretary, and the Governor of BSP.

18 A technical committee of EconDevCom, composed of duly designated
19 Undersecretaries of the same member agencies, is hereby established to conduct a
20 technical review of matters that require appropriate action by EconDevCom.

21 EconDevCom shall recommend for final approval of the Council:

- 22 (a) Policies that ensure equitable and sustainable distribution of economic
23 opportunities and benefits to Filipinos;
24 (b) Policies towards the development of agriculture, industry, and services
25 that are vital to food security, and equitable and sustainable growth; and
26 (c) Policies and measures to promote national productivity, competition and
27 competitiveness.

28
29 **SEC. 24. *Infrastructure Committee (InfraCom).*** – InfraCom shall be
30 composed of the Secretaries of the Department of Public Works and Highways,
31 Department of Economics and Planning, Department of Budget and Management,

1 Department of Finance, Department of Information and Communications
2 Technology, Department of Transportation, Department of Trade and Industry,
3 Department of Energy, Department of Agriculture, and Department of Tourism,
4 and the Executive Secretary.

5 A technical committee of InfraCom, composed of duly designated
6 Undersecretaries of the same member agencies, is hereby established to conduct a
7 technical review of matters that require appropriate action by InfraCom.

8 InfraCom shall discharge the following functions:

- 9 (a) Recommend for the final approval of the Council a national infrastructure
10 development strategy;
- 11 (b) Advise the Council on all matters concerning infrastructure development;
12 and
- 13 (c) Coordinate the activities of agencies, including government-owned and
14 controlled corporations involved in infrastructure development.

15
16 *SEC. 25. Social Development Committee (SocialDevCom).* – SocialDevCom
17 shall be composed of the Secretaries of Department of Social Welfare and
18 Development, Department of Economics and Planning, Department of Budget and
19 Management, Department of Education, Department of Agrarian Reform,
20 Department of Agriculture, Department of Health, Department of the Interior and
21 Local Government, and Department of Labor and Employment, and the Executive
22 Secretary.

23 A technical committee of SocialDevCom, composed of duly designated
24 Undersecretaries of the same member agencies, is hereby established to conduct a
25 technical review of matters that require appropriate action by SocialDevCom.

26 SocialDevCom shall discharge the following functions:

- 27 (a) Recommend for final approval of the Council policies and programs that
28 enhance the welfare and reduce risks of Overseas Filipino Workers, older
29 persons, differently-abled persons, children, women, indigenous
30 peoples, marginalized farmers and fisher folk, and informal urban and
31 upland settlers; and

1 (b) Advise the Council on matters concerning social development and
2 delivery of social services.

3
4 **SEC. 26. *Committee on Trade and Related Matters (TradeCom).*** – TradeCom
5 shall be composed of the Secretaries of the Department of Trade and Industry,
6 Department Economics and Planning, Department of Agriculture, Department of
7 Budget and Management, Department of Environment and Natural Resources,
8 Department of Finance, Department of Foreign Affairs, Department of Information
9 and Communications Technology, and Department of Transportation, the Executive
10 Secretary, the Governor of BSP, and the Chairperson of the Tariff Commission.

11 A technical committee of TradeCom, composed of duly designated
12 Undersecretaries of the same member agencies, is hereby established to conduct a
13 technical review of matters that require appropriate action by TradeCom.

14 TradeCom shall discharge the following functions:

- 15 (a) Recommend for final approval of the Council a continuous rationalization
16 policy and program for the country's tariff structure;
17 (b) Advise the Council on trade and related matters, as well as the effects
18 of various international developments on the country; and
19 (c) Coordinate government agency positions and recommend national
20 positions for international economic negotiations.

21
22 **SEC. 27. *Regional Development Committee (RDCom).*** – RDCom shall be
23 composed of the Secretaries of the Department of Economics and Planning,
24 Department of the Interior and Local Government, Department of Budget and
25 Management, and Department of Trade and Industry, three (3) Regional
26 Development Council Chairpersons representing Luzon, Visayas and Mindanao, and
27 one (1) representative from the Union of Local Authorities of the Philippines.

28 A technical committee of RDCom, composed of duly designated
29 Undersecretaries of the same member agencies, is hereby established to conduct a
30 technical review of matters that require appropriate action by RDCom.

31 RDCom shall discharge the following functions:

- 1 (a) Formulate and monitor the implementation of policies that reduce
2 regional development disparities;
- 3 (b) Promote equitable allocation of resources among regions by providing
4 recommendations to DBCC on the guidelines for the regional allocation
5 of budgetary resources; and
- 6 (c) Periodically review the viability of the regional configuration of the
7 country, and recommend to the Council the re-delineation of regions, as
8 may be necessary.
- 9

10 **SEC. 28. *Marine Resource and Land Use Committee (MaRLUCom).*** –
11 MaRLUCom shall be composed of the Secretaries of the Department of Economics
12 and Planning, Department of Agrarian Reform, Department of Agriculture,
13 Department of Energy, Department of Environment and Natural Resources,
14 Department of the Interior and Local Government, Department of Science and
15 Technology, Department of Tourism, and Department of Human Settlements and
16 Urban Development, the Chairperson of the National Commission on Indigenous
17 Peoples, the Chairperson of the National Coast Watch Council, and the presidents
18 of leagues of provinces, municipalities and cities.

19 A technical committee of MaRLUCom, composed of duly designated
20 Undersecretaries of the same member agencies, is hereby established to conduct a
21 technical review of matters that require appropriate action by MaRLUCom.

22 MaRLUCom shall discharge the following functions:

- 23 (a) Advise the Council on matters concerning marine resource use planning
24 and land use physical planning;
- 25 (b) Recommend for final approval of the Council the national and sub-
26 national framework for physical planning;
- 27 (c) Recommend for final approval of the Council resolutions concerning
28 marine resource use and land use policy conflicts among national
29 government agencies; and

1 (d) Ensure the integration of marine resource use, land use and physical
2 planning, including disaster risk management, into national development
3 policies, plans and programs.
4

5 *SEC. 29. Regional Development Council (RDC).* – The Regional Development
6 Councils are the regional counterparts of the Council. Each RDC shall be composed
7 of provincial governors, city mayors, mayors of municipalities designated as provincial
8 capitals, presidents of the provincial league of mayors, mayors of municipalities
9 designated as the regional centers, regional directors of the agencies represented in
10 the Council, regional directors of the Department of Education, Department of Social
11 Welfare and Development, and Department of Tourism, and private sector
12 representatives who shall comprise one-fourth of the members of the fully constituted
13 RDC.

14 The President of the Philippines shall appoint the Chairperson and Vice
15 Chairperson of the RDC. The DEPD Regional Offices shall serve as secretariat of the
16 RDCs.
17

18 **CHAPTER III**

19 **TRANSITORY AND OTHER MISCELLANEOUS PROVISIONS**

20

21 *SEC. 30. Transitory Provision.* – NEDA is hereby abolished. DEPD shall, by
22 virtue of this Act, be subrogated to all the rights and assume all the liabilities of NEDA,
23 and all of its funds, records, property, assets, equipment, and such personnel as
24 necessary, including unexpended appropriations and/or allocations. All contracts and
25 liabilities of NEDA are hereby transferred to and assumed by DEPD and shall be acted
26 upon in accordance with the Auditing Code and other pertinent laws, rules, and
27 regulations. All current officials and employees of NEDA shall be retained under and
28 absorbed by DEPD.

29 Any reference to NEDA or to the Secretary of NEDA in any existing law,
30 Executive Order, Administrative Order, or Presidential Proclamation, rules and
31 regulations, and other issuances with respect to any duty or function assumed by

1 DEPD created in this Act, shall be deemed hereafter to be referenced to DEPD or
2 to the Secretary of Economics and Planning, respectively.

3 All programs and projects submitted to NEDA for appraisal and/or those
4 endorsed by the current Investment Coordination Committee for NEDA Board
5 approval prior to the effectivity of this Act shall be processed by DEPD and the
6 Council, respectively, subject to the prevailing laws, rules and regulations,
7 guidelines, and issuances at the time they were submitted or endorsed.

8
9 SEC. 31. *Separation and Retirement from Service.* – NEDA employees who are
10 separated from service as a result of the consolidation and/or reorganization under
11 the provisions of this Act, shall receive separation benefits to which they may be
12 entitled under existing laws: *Provided,* That those who are qualified to retire under
13 existing retirement laws shall be allowed to retire and receive retirement benefits to
14 which they may be entitled under applicable laws and issuances.

15
16 SEC. 32. *Appropriations.* – The amount necessary to cover the initial
17 implementation of this Act shall be charged against the current year’s
18 appropriations of NEDA. Thereafter, such sums as may be necessary for the
19 effective and continuous implementation of this Act shall be included in the annual
20 General Appropriations Act.

21
22 SEC. 33. *Implementing Rules and Regulations.* – Within ninety days (90)
23 days from the effectivity of this Act, DEPD shall promulgate the rules and
24 regulations, as well as the necessary issuances required for the proper
25 implementation of the provisions of this Act. The implementing rules and
26 regulations shall take effect fifteen (15) days after the completion of its publication
27 in two (2) newspapers of general circulation. Within three (3) days from its
28 effectivity date, three (3) certified copies of the published implementing rules and
29 regulations shall be furnished to the University of the Philippines Office of the Law
30 Center pursuant to Book VII, Chapter 2, Section 3 of the Administrative Code of
31 1987.

1 SEC. 34. *Separability Clause.* – If any provision or portion of this Act is
2 declared unconstitutional, the remainder of this Act or any provision not thereby
3 affected shall remain in full force and effect.

4
5 SEC. 35. *Repealing Clause.* – Executive Order No. 230, series of 1987, and
6 Chapters 1, 2, 3, and 4, Subtitle C, Title II, Book V of Executive Order No. 292,
7 Series of 1987, are hereby repealed. All laws, decrees, executive orders,
8 ordinances, rules, regulations, and other issuances, or parts thereof, which are
9 inconsistent with any provision of this Act, are hereby repealed, amended, and/ or
10 modified accordingly.

11
12 SEC. 36. *Effectivity.* – This Act shall take effect fifteen (15) days after its
13 publication in the *Official Gazette* or in a newspaper of general circulation.

APPROVED,