

**EIGHTEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
Second Regular Session)**

SENATE

P. S. Res. No. 527



Introduced by Senator Juan Miguel F. Zubiri

**RESOLUTION
CREATING A SELECT COMMITTEE ON
IMPLEMENTING RULES AND REGULATIONS**

1 **WHEREAS**, the 1987 Philippine Constitution provides that legislative power
2 shall be vested in the Congress of the Philippines, and that executive power shall be
3 vested in the President of the Philippines who has control of all the executive
4 departments, bureaus, and offices, and shall ensure that the laws are faithfully
5 executed;

6 **WHEREAS**, in a privilege speech entitled "The Spring Cannot Rise Higher than
7 the Source" delivered on 14 September 2020, Senator Francis Tolentino raised alarm
8 on the number of cases where implementing rules and regulations (IRRs) adopted by
9 executive departments are inconsistent with or go beyond the laws enacted by
10 Congress. In the discussions that followed, other Senators also raised the issue of laws
11 not being implemented because of the failure of the implementing agencies to issue
12 the corresponding IRRs;

13 **WHEREAS**, while recognizing that it is ultimately the Supreme Court which has
14 the authority to strike down administrative issuances for being inconsistent with the
15 Constitution or the law, Congress can play a major role in ensuring that administrative
16 rules and regulations do not extend nor amend the legislative enactment they seek to
17 implement, and that the laws passed by Congress are faithfully executed even without
18 the adoption of administrative rules to implement the same;

19 **WHEREAS**, the Rules of the Senate, Rule X, Section 14 provides that
20 "Whenever necessary, special committee shall be organized, the membership and
21 jurisdiction of which shall be determined by the Senate President." Now therefore be
22 it,

1 **RESOLVED**, as it is hereby resolved by the Senate of the Philippines, to create
2 the Select Committee on the Status and Implementation of Laws, which shall have the
3 jurisdiction of reviewing the IRRs of all laws passed since the Fourteenth Congress to
4 determine their consistency with the laws they seek to implement and to inquire into
5 instances when the failure of executive agencies to issue the implementing rules have
6 caused the non-implementation of laws;

7 **RESOLVED FURTHER**, that the select committee shall be composed of the
8 Chairperson and four (4) members to be appointed by the Senate President, with at
9 least one member representing the minority;

10 **RESOLVED FINALLY**, that the select committee is hereby empowered to
11 conduct hearings and receive testimonies, reports and technical advice, or to require
12 the executive departments to submit such reports, documents, data or information
13 relating to administrative regulations, and shall submit its initial report indicating its
14 findings and recommendations to the Senate, within 60 days from the date it first
15 convened.

Adopted,



JUAN MIGUEL F. ZUBIRI