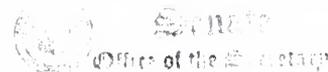


NINETEENTH CONGRESS OF THE
REPUBLIC OF THE PHILIPPINES
First Regular Session

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SENATE

S. No. 453

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Introduced by Senator Jinggoy Ejercito Estrada

**AN ACT
POSTPONING THE DECEMBER 2022 BARANGAY AND SANGGUNIANG
KABATAAN ELECTIONS, AMENDING FOR THE PURPOSE REPUBLIC ACT NO.
9164, AS AMENDED, AND FOR OTHER PURPOSES**

EXPLANATORY NOTE

The recently concluded national election, albeit successful, had caused much divisiveness among the Filipino electorate. The political atmosphere is very polarized that plunging Filipino voters to another situation of political toxicity in a close interval would not be beneficial to our national well-being.

Furthermore, our country is still in the midst of pandemic brought about by COVID-19. Our country has not yet fully recovered from the havoc brought about by the pandemic. The budget in the amount of eight billion for the conduct of the said election can be used to fund economic programs and health services to ease the effects of pandemic to all Filipinos, particularly to those who were greatly affected.

In light of the foregoing, this proposed measure seeks the postponement of the forthcoming Barangay and Sangguniang Kabataan elections on December 5, 2022 to the first Monday of December 2023.

The immediate passage of this bill is earnestly sought.


JINGGOY EJERCITO ESTRADA

SENATE
S. No. 453

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Introduced by Senator Jinggoy Ejercito Estrada

AN ACT
POSTPONING THE DECEMBER 2022 BARANGAY AND SANGGUNIANG
KABATAAN ELECTIONS, AMENDING FOR THE PURPOSE REPUBLIC ACT NO.
9164, AS AMENDED, AND FOR OTHER PURPOSES

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

1 Section 1. Section 1 of Republic Act No. 9164, as amended, is hereby further
2 amended to read as follows:

3 "Sec. 1. *Date of Election.* - There shall be synchronized
4 barangay and sangguniang kabataan elections, which shall be
5 held on July 15, 2002. Subsequent synchronized barangay
6 and sangguniang kabataan elections shall be held on the last
7 Monday of October 2007 and every three (3) years thereafter:
8 *Provided, That the barangay and sangguniang kabataan*
9 *elections on [the second Monday of May 2020] **DECEMBER***
10 ***5, 2022** shall be postponed to [December 5, 2022] **THE***
11 ***FIRST MONDAY OF DECEMBER 2023.** Subsequent*
12 *synchronized barangay and sangguniang kabataan elections*
13 *shall be held on the first Monday of December 2025 and every*
14 *three (3) years thereafter."*

15 Sec. 2. Section 4 of Republic Act No. 9164, as amended, is hereby further
16 amended to read as follows:

1 "Sec. 4. *Assumption of Office.* – The term of office of the
2 barangay and sangguniang kabataan officials elected under
3 this Act shall commence at noon of June 30 next following
4 their election: [~~Provided, however, That the term of office of~~
5 ~~the barangay and sangguniang kabataan officials elected in~~
6 ~~the December 5, 2022 elections and subsequently thereafter,~~
7 ~~shall commence at noon of January 1 next following their~~
8 ~~election.~~"] **PROVIDED, HOWEVER, THAT THE TERM OF**
9 **OFFICE OF THE BARANGAY AND SANGGUNIANG**
10 **KABATAAN OFFICIALS ELECTED ON THE FIRST**
11 **MONDAY OF DECEMBER 2023 ELECTIONS AND**
12 **SUBSEQUENTLY THEREAFTER, SHALL COMMENCE AT**
13 **NOON OF JANUARY 1 NEXT FOLLOWING THEIR**
14 **ELECTION."**

15 Sec. 3. *Hold-Over.* - Until their successors shall have been duly elected and
16 qualified, all incumbent barangay and sangguniang kabataan officials shall remain in
17 office, unless sooner removed or suspended for cause: *Provided,* That barangay and
18 sangguniang kabataan officials who are *ex officio* members of the sangguniang bayan,
19 sangguniang panlungsod, or sangguniang panlalawigan, as the case may be, shall
20 continue to serve as such members in the sanggunian concerned until the next
21 barangay and sangguniang kabataan elections.

22 Sec. 4. *Appropriations.* - The amount necessary for the implementation of this
23 Act shall be taken from the appropriations of the Commission on Elections (COMELEC)
24 under the General Appropriations Act and/or supplementary appropriations thereafter.

25 Sec. 5. *Repealing Clause.* - All other laws, acts, presidential decrees, executive
26 orders, issuances, presidential proclamations, rules and regulations or parts thereof,
27 which are contrary to and inconsistent with any provisions of this Act, are hereby
28 repealed, amended or modified accordingly.

29 Sec. 6. *Separability Clause.* - If any portion or provision of this Act is declared
30 unconstitutional, the remainder of this Act or any provision not affected thereby shall
31 remain in force and effect.

1 Sec. 7. *Effectivity.* - This Act shall take effect immediately following the
2 completion of its publication either in the *Official Gazette* or in two (2) newspaper of
3 general circulation.

Approved,