

NINETEENTH CONGRESS OF THE REPUBLIC OF THE PHILIPPINES First Regular Session

22 AUG -1 AIO :46

SENATE

]

1

s.B. No. <u>951</u>

Introduced by SEN. WIN GATCHALIAN

AN ACT

EXPANDING THE POWERS OF LOCAL GOVERNMENT UNITS TO PROVIDE LOCAL MASS PUBLIC TRANSPORTATION SYSTEMS, AMENDING FOR THIS PURPOSE REPUBLIC ACT NO. 7160, OTHERWISE KNOWN AS THE "LOCAL GOVERNMENT CODE OF 1991", AND FOR OTHER PURPOSES

EXPLANATORY NOTE

The Japan International Cooperation Agency (JICA) Follow Up Survey on the Roadmap for Transport Infrastructure Development for the Greater Capital Region in 2017 estimates that the Philippines stand to lose ₱5.4 billion to traffic daily by 2035 if no interventions are made in the National Capital Region (NCR). JICA had previously estimated that the Philippines loses ₱3.5 billion daily due to traffic congestion. 1

Given these dire transportation figures, NCR cities, however, have the means to invest in its infrastructure projects that can ease traffic congestion in the region. An actual manifestation of this capability by NCR cities is what Makati City implemented through its Makati Intra-City Subway project, the first of its kind in the country. It is being built at no cost to the city through a Public-Private Partnership agreement and set for completion in 2025, projected to operate 18 hours a day carrying 700,000 passengers daily. The subway project likewise is anticipated to

¹ CNN Philippines, "PH traffic may worsen, to cost ₱5.4 billion daily ¬JICA," https://www.cnnphilippines.com/news/2018/09/19/JICA-study-traffic-5-billion.html

decrease around 270,000 vehicles on the road by 2048, mitigating Makati's carbon dioxide emissions by 2.3 million metric tons, and is targeted to create 10,000 jobs for city residents.²

This initiative is aligned with the United Nations Sustainable Development Goal (SDG) 11 which sets to make cities and human settlements inclusive, safe, resilient and sustainable by 2030, through access to safe, affordable, accessible and sustainable transport systems for all, improving road safety, notably by expanding public transport.³ Investing in transportation infrastructure by cities, especially outside of the NCR, to attain SDG 11 can be more achievable if there is a corresponding adjustment to the current policy support framework provided for by the Local Government Code (LGC) of 1991.

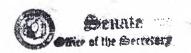
Thus, this bill empowers LGUs to create sustainable state-of-the-art mass public transportation systems within the concept of livable smart cities, through various financial facilities and arrangements involving both private and public entities, even without sovereign guaranty, in the same manner as the innovation undertaken by Makati City. Moreover, this bill likewise calls for the interconnectivity and integration of existing and proposed national and local intermodal transportation systems, as well as the creation of a framework for inter-LGUs coordination in the implementation of multi-LGU infrastructure transportation projects.

In view of the foregoing, the passage of this bill is earnestly sought.

VIN GATCHALIAN

² Business Mirror, "Makati mayor: Subway project expected to be completed by 2025," https://businessmirror.com.ph/2022/05/18/makati-mayor-subway-project-expected-to-be-completed-by-2025/

³ United Nations, "Sustainable Development Goals 2030," https://www.un.org/development/desa/disabilities/envision2030-goal11.html



NINETEENTH CONGRESS OF THE REPUBLIC OF THE PHILIPPINES First Regular Session

]

22 AUG -1 A10:46

RECEIVED BY:

SENATE

s. B. No. 951

Introduced by SEN. WIN GATCHALIAN

AN ACT

EXPANDING THE POWERS OF LOCAL GOVERNMENT UNITS TO PROVIDE LOCAL MASS PUBLIC TRANSPORTATION SYSTEMS, AMENDING FOR THIS PURPOSE REPUBLIC ACT NO. 7160, OTHERWISE KNOWN AS THE "LOCAL GOVERNMENT CODE OF 1991", AND FOR OTHER PURPOSES

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

SECTION 1. Short Title. - This Act shall be known as the "LGU 1 2 Transportation Act." 3 4 SEC. 2. Section 17 of Republic Act No. 7160, otherwise known as the 5 "Local Government Code of 1991", is hereby amended, inserting a new 6 subsection (k), as follows: 7 8 "SEC. 17. Basic Services and Facilities. -9 (a) xxx (K) ALL LOCAL GOVERNMENT UNITS SHALL 10 ENDEAVOR TO PROVIDE SAFE, AFFORDABLE, 11 ACCESSIBLE AND SUSTAINABLE MASS PUBLIC 12 TRANSPORTATION SYSTEMS, SUCH AS MODERN 13

RAIL-BASED SYSTEMS, PERSONAL RAPID TRANSIT SYSTEMS, MONORAILS, RAILWAYS, SUBWAYS, CABLE CARS, TRAMS, BUS RAPID TRANSITS, AND OTHER MEANS OF TRANSPORTATION CONSISTENT THE CONCEPT OF LIVABLE AND SUSTAINABLE SMART CITIES, THROUGH LOANS, GRANTS, CAPITAL INVESTMENTS, PARTNERSHIPS, AND JOINT VENTURES WITH BOTH PRIVATE AND PUBLIC INSTITUTIONS OR ENTITIES, WHETHER DOMESTIC OR INTERNATIONAL, WITHOUT SOVEREIGN GUARANTY. FOR CONCEPTUALIZATION, ESTABLISHMENT, OPERATION, AND MAINTENANCE OF MODERN AND STATE-OF-THE-ART MASS TRANSPORTATION SYSTEMS: PROVIDED, THAT, INTERCONNECTIVITY AND INTEGRATION WITH EXISTING **PROPOSED** NATIONAL INTERMODAL TRANSPORTATION SYSTEMS AS WELL AS THOSE OF OTHER LOCAL GOVERNMENT UNITS SHALL BE CONSIDERED, AND CONSULTATIONS WITH RELEVANT NATIONAL GOVERNMENT TRANSPORTATION AND PLANNING AGENCIES SHALL BE CONDUCTED.

24

25

26

27

28

29

30

31

32

1

2

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

"LOCAL GOVERNMENT UNITS MAY, THROUGH APPROPRIATE ORDINANCES, CONSOLIDATE OR COORDINATE THEIR EFFORTS, SERVICES, AND RESOURCES IN THE IMPLEMENTATION OF PROJECTS UNDER THE PROGRAM TO ENSURE THE ENHANCEMENT OF OPERATIONAL EFFICIENCY, EFFECTIVE UTILIZATION OF PUBLIC RESOURCES, REALIZATION OF PROJECT OUTCOMES, AND

1 STRENGTHENING OF MECHANISMS FOR INTER-LOCAL COOPERATION. IN SUPPORT OF SUCH 2 3 UNDERTAKING, THE LGUS CONCERNED 4 CONTRIBUTE FUNDS, REAL ESTATE, EQUIPMENT, 5 AND OTHER KINDS OF PROPERTY, AND APPOINT 6 OR ASSIGN PERSONNEL UNDER SUCH TERMS AND 7 CONDITIONS AS MAY BE AGREED UPON BY THE 8 PARTICIPATING LGUS, THROUGH A MEMORANDUM 9 OF AGREEMENT." 10 11 "Costs may also be charged for the delivery of basic 12 services or facilities enumerated in this Section." 13 14 SEC. 3. Implementing Rules and Regulations - Within sixty (60) days from 15 the effectivity of this Act, the Department of the Interior and Local Government, in consultation with the Department of Budget and Management, the 16 17 Department of Transportation, the Department of Public Works and Highways, 18 Department of Finance, the National Economic and Development Authority, 19 League of Provinces, League of Cities, League of Municipalities, Liga ng mga 20 Barangay and other government agencies concerned, shall jointly promulgate 21 the implementing rules and regulations to effectively implement the provisions 22 of this Act. 23 24 SEC. 4. Separability Clause. - If any provision of this Act is declared 25 invalid or unconstitutional, the provisions not affected thereby shall remain in 26 full force and effect. 27 SEC. 5. Repealing Clause. - All laws, presidential decrees, executive 28 29 orders, presidential proclamations, rules and regulations or parts thereof 30 contrary to or inconsistent with this Act are hereby repealed or modified

accordingly.

31

- SEC. 6. Effectivity. This Act shall take effect fifteen (15) days after its
- 2 publication in the Official Gazette or in a newspaper of general circulation in the
- 3 Philippines.

Approved,