

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



23 MAR -8 P3:33

**SENATE**  
S.B. No. 1985

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Introduced by **SENATOR IMEE R. MARCOS**

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**AN ACT**  
**CREATING BARANGAY PAG-ASA IN THE MUNICIPALITY OF KALAMANSIG,**  
**PROVINCE OF SULTAN KUDARAT**

EXPLANATORY NOTE

The barangay as the basic political unit and primary planning and implementing arm of the Philippine society is the smallest governing political subdivision responsible in spearheading local government endeavors throughout the country.

Republic Act No. 7160, otherwise known as the Local Government Code of 1991 mandates that the State shall provide for a more responsive and accountable local government structure instituted through a system of decentralization whereby local government units shall be given more powers, authority, responsibilities, and resources. Subsequently, the process of decentralization shall proceed from the national government to the local government units. Subject to the provisions of Title I, Book III of the Local Government Code of the Philippines, particularly specified under Section 385, a barangay may be created, divided, merged, abolished or its boundary substantially altered, by law or by an ordinance of the Sangguniang Panlalawigan or Sangguniang Panlungsod, subject to approval by a majority of the votes cast in a plebiscite to be conducted by the Commission on Elections in the local government unit or units directly affected within such period of time as may be determined by the law or ordinance creating the said barangay.<sup>2</sup>

Barangay Pag-asa, situated in the first-class Municipality of Kalamansig, Province of Sultan Kudarat, extends widely encompassing a total land area of 72.64 hectares. As of 2020, Barangay Pag-asa houses a total population of 5, 667 residents

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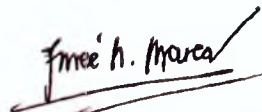
<sup>1</sup> Boysillo, S. (2017). Governance of the Barangay Chairpersons in the Municipality of Ubay, Bohol. International Journal of Business and Management Studies. Accessed online on 8 March 2023 through the website given by this address: <https://dergipark.org.tr/tr/download/article-file/440187>.  
<sup>2</sup> The Local Government Code of the Philippines. Official Gazette. Accessed online on 8 March 2023 through <https://www.officialgazette.gov.ph/downloads/1991/10oct/19911010-RA-7160-CCA.pdf>

– representing 11.13% of the total municipality’s population, 1, 169 households and 3, 144 registered voters. This, in fact, is in compliance with Section 386 of the Local Government Code of the Philippines which requires a minimum population of two thousand (2, 000) inhabitants for a barangay to be created. The data reflected in the recent census in 2020 depicted a positive growth rate of 2.95% in the said barangay. This means that there had been a significant increase of 731 residents in their population from the previous data counting to 4,936 in 2015.<sup>3</sup> Historically, Barangay Pag-asa was created on the 16<sup>th</sup> day of September 1994, by the Provincial Government of Sultan Kudarat by adopting Ordinance No. 1 during the Sixth Regular Session of the Sangguniang Panlalawigan through the recommendation of the Sangguniang Bayan of Kalamansig. This was ratified by a plebiscite conducted by the Commission on Elections (COMELEC) on November 12, 1995.

As indicated under Section 285 of the Local Government Code of the Philippines which emphasizes provisions for the allocations to the local government units, it was stated that the financial requirements of barangays created by local government units after the effectivity of this Code shall be the responsibility of the local government unit concerned. Thus, notwithstanding its existence for more than two decades, Barangay Pag-asa has never received a direct share of Internal Revenue Allotment (IRA) of barangays from the Department of Budget and Management (DBM). Currently, it receives quarterly financial aid from the province and the municipality in the amount of Four Hundred Thousand Pesos (P400,000.00) and Eight Hundred Thousand Pesos (P800,000.00), respectively. These amounts, however, are insufficient to cover the development needs, administrative services, and mandatory and statutory obligations of said Barangay, especially in consideration of its growing population. Accordingly, the financial constraints of the Barangay have caused challenges in properly discharging its duties and responsibilities to support the need of its constituents and provide basic social services as mandated by law.

Upon the statement of the aforementioned concerns, this bill seeks to create Barangay Pag-asa in the Municipality of Kalamansig, Province of Sultan Kudarat as a government unit by virtue of a law, pursuant to Section 385 of the Local Government Code of 1991, and aims to entitle the same to IRA shares allocated to barangays and thereby ensure its economic and financial viability.

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

  
**IMEE R. MARCOS**

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Barangay Pag-asa. Municipality of Kalamansig. Province of Sultan Kudarat. PhilAtlas. Accessed on 8 March 2023 through <https://www.philatlas.com/mindanao/r12/sultan-kudarat/kalamansig/pag-asa.html>.

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**AN ACT**  
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**KALAMANSIG, PROVINCE OF SULTAN KUDARAT**

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

1       **Section 1. Creation of Barangay Pag-asa.** – There is hereby created a  
2 barangay to be known as Barangay Pag-asa in the Municipality of Kalamansig,  
3 Province of Sultan Kudarat.

4  
5       The territorial boundaries of Barangay Pag-asa are in accordance with the  
6 metes and bounds in Ordinance No. 1 of the Sangguniang Panlalawigan of the  
7 Province of Sultan Kudarat creating Barangay Pag-asa, as ratified by the plebiscite  
8 conducted and supervised by the Commission on Elections (COMELEC) on  
9 November 12, 1995.

10  
11       **Sec. 2. Conduct and Supervision of Plebiscite.** – The plebiscite conducted  
12 and supervised by the Commission on Elections (COMELEC) on November 12, 1995,  
13 which ratified Ordinance No. 1 of the Sangguniang Panlalawigan of the Province of  
14 Sultan Kudarat creating Barangay Pag-asa, shall serve as substantial compliance  
15 with the plebiscite requirement under Section 10 of Republic Act No. 7160 or the  
16 Local Government Code of 1991, as amended.

17  
18       **Sec. 3. Incumbent Barangay Officials.** – The incumbent barangay officials  
19 of Barangay Pag-asa, Municipality of Kalamansig, Province of Sultan Kudarat, shall  
20 continue to hold office until such time that their successors have been duly elected  
21 and qualified.

22  
23       **Sec. 4. Public Infrastructure and Facilities.** – All public infrastructure and  
24 facilities for public use existing therein at the time of the approval of this Act are  
25 hereby transferred without cost or compensation to the new barangay, and shall  
26 be likewise administered by the new barangay.

27

1           **Sec. 5. *Internal Revenue Allotment Shares.*** – Barangay Pag-asa shall be  
2 entitled to Internal Revenue Allotment (IRA) shares pursuant to Section 285 of  
3 Republic Act No. 7160 as amended, otherwise known as the Local Government  
4 Code of 1991.

5  
6           **Sec. 6. *Separability Clause.*** – If, for any reason, any section or provision of  
7 this Act is declared unconstitutional or invalid, other sections or provisions which are  
8 not affected thereby shall continue to be in full force and effect.

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10           **Sec. 7. *Repealing Clause.*** – Any law, presidential decree or issuance,  
11 executive order, letter of instruction, administrative order, proclamation, charter,  
12 rule or regulation and/or parts thereof contrary to or inconsistent with the provisions  
13 of this Act is hereby repealed, modified or amended accordingly.

14  
15           **Sec. 8. *Effectivity Clause.*** – This Act shall take effect fifteen (15) days  
16 following its publication in the Official Gazette or in two (2) newspapers of general  
17 circulation.

*Approved,*