

SENATE

COMMITTEE REPORT NO. 211

Submitted jointly by the Committees on Constitutional Amendments, Revision of Codes and Laws and Tourism on 21 DEC 2006.

Re : Senate Bill No. 2119, taking into consideration Senate Bill Nos. 55, 91, 485, 818 and 2167.

Recommending its approval with amendments.

Sponsors : Senators Gordon and Arroyo.

MR. PRESIDENT:

The Committee on Constitutional Amendments, Revision of Codes and Laws and Tourism to which were referred Senate Bill No. 2119, introduced by Senator Arroyo, entitled:

**"AN ACT
RATIONALIZING THE CELEBRATION OF NATIONAL HOLIDAYS AMENDING FOR THE PURPOSE SECTION 26, CHAPTER 7, BOOK I OF EXECUTIVE ORDER NO. 292, AS AMENDED, OTHERWISE KNOWN AS THE ADMINISTRATIVE CODE OF 1987"**

taking into consideration Senate Bill No. 55, introduced by Senator Flavier, entitled:

**"AN ACT
RATIONALIZING THE OBSERVANCE OF REGULAR AND LOCAL SPECIAL HOLIDAYS IN THE PHILIPPINES AND DECLARING ALL SUCH HOLIDAYS TO FALL ON A MONDAY"**

Senate Bill No. 91, introduced by Senator Ejercito Estrada (L.), entitled:

**"AN ACT
DECLARING ALL OFFICIAL NON-WORKING DAYS TO FALL EITHER ON A MONDAY OR A FRIDAY"**

Senate Bill No. 485, introduced by Senator Osmeña III, entitled:

**"AN ACT
DECLARING ALL OFFICIAL NON-WORKING DAYS TO FALL EITHER ON A MONDAY OR A FRIDAY"**

Senate Bill No. 818, introduced by Senators Villar Jr. and Gordon, entitled:

**"AN ACT
DECLARING ALL OFFICIAL NON-WORKING DAYS TO FALL EITHER ON A MONDAY OR A FRIDAY"**

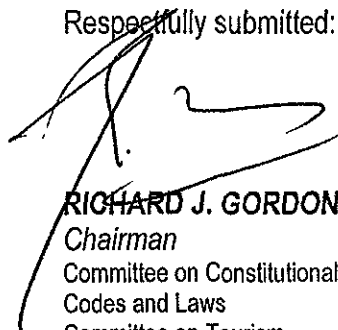
and Senate Bill No. 2167, introduced by Senator Roxas, entitled:

**“AN ACT
PROVIDING PREDICTABILITY IN FIXING THE OBSERVANCE OF LEGAL HOLIDAYS
TO PROMOTE DOMESTIC TOURISM AND FOR OTHER PURPOSES”**

I have considered ^{of} the same and have the honor to report Senate Bill No. 2119 back to the Senate with the recommendation that it be approved with the following amendments:

1. On page 1, for the Araw ng Kagitingan holiday, delete the phrase “or Friday”;
2. On the same page, for the Labor Day holiday, delete the phrase “or Friday”;
3. On the same page, for the Independence Day holiday, delete the phrase “or Friday”;
4. On the same page, for the Bonifacio Day holiday, delete the phrase “or Friday”;
5. On the same page, for the Rizal Day holiday, delete the phrase “or Friday”; and
6. On the same page, for the Ninoy Aquino Day holiday, delete the phrase “or Friday”.

Respectfully submitted:

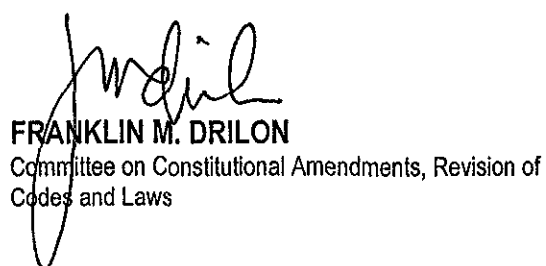


RICHARD J. GORDON
Chairman
Committee on Constitutional Amendments, Revision of
Codes and Laws
Committee on Tourism

Vice-Chairmen:

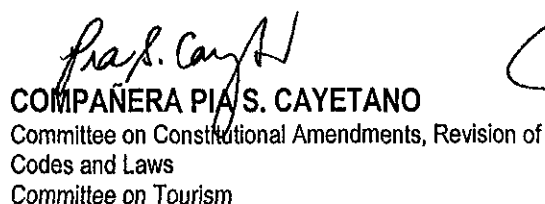


RAMON BONG REVILLA JR.
Committee on Tourism

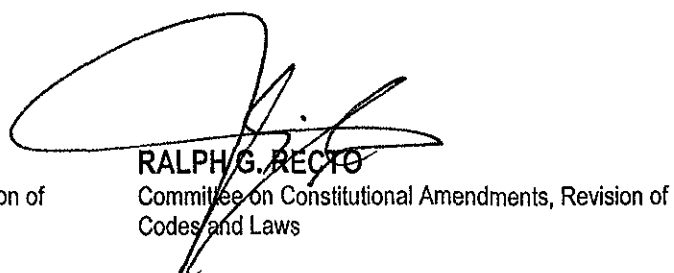


FRANKLIN M. DRILON
Committee on Constitutional Amendments, Revision of
Codes and Laws

Members:




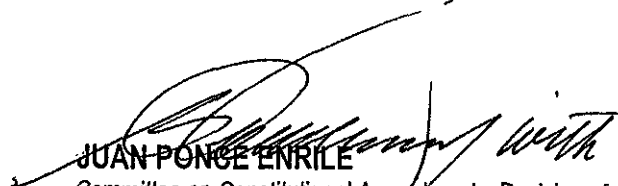
COMPAÑERA PIA S. CAYETANO
Committee on Constitutional Amendments, Revision of
Codes and Laws
Committee on Tourism



RALPH G. RECTO
Committee on Constitutional Amendments, Revision of
Codes and Laws


MIRIAM DEFENSOR SANTIAGO
Committee on Constitutional Amendments, Revision of
Codes and Laws


JOKER P. ARROYO
Committee on Constitutional Amendments, Revision of
Codes and Laws



JUAN PONCE-ENRILE
Committee on Constitutional Amendments, Revision of
Codes and Laws
preservation and interpolation


EDGARDO J. ANGARA
Committee on Constitutional Amendments, Revision of
Codes and Laws

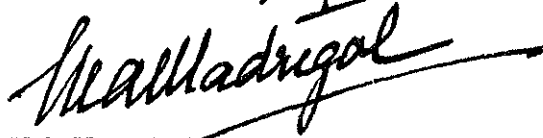

PANFILO M. LACSON
Committee on Constitutional Amendments, Revision of
Codes and Laws


SERGIO OSMEÑA III
Committee on Constitutional Amendments, Revision of
Codes and Laws
Committee on Tourism

ALFREDO S. LIM
Committee on Constitutional Amendments, Revision of
Codes and Laws



MANUEL "LITO" M. LAPID
Committee on Tourism
put *per* *may amend*

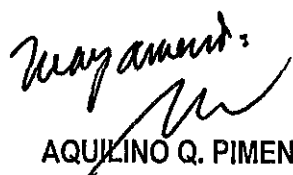
LUISA "LOI" P. EJERCITO ESTRADA
Committee on Tourism


M.A. MADRIGAL
Committee on Tourism

Ex-Officio Members:


JUAN M. FLAVIER
President Pro-Tempore


FRANCIS N. PANGILINAN
Majority Leader


AQUILINO Q. PIMENTEL JR.
Minority Leader

Hon. MANNY VILLAR
President
Senate of the Philippines
Pasay City

THIRTEENTH CONGRESS OF THE REPUBLIC)
OF THE PHILIPPINES)
Second Regular Session)

5 SEP 14 11:19

RECEIVED BY: 

SENATE

S. B. No. 2119

Introduced by Senator Arroyo

EXPLANATORY NOTE

The spate of sudden announcements of special non-working holidays recently has provoked a lot of discussion. There are complaints that because of the suddenness of the announcement, business, employees, students, professionals and the public in general cannot plan beforehand what they would like to do during that particular day and this defeats the very spirit of why holidays are celebrated

The bill seeks to rationalize, institutionalize, and provide the guidelines for the dates of the celebration of holidays.

The Regular Holidays and Nationwide Special Days being presently observed in the Philippines are provided under Executive Order No. 203 and Executive Order No. 292, otherwise known as the "Administrative Code of 1987", as amended by Republic Act No. 9177, to wit:

A. Regular Holidays

New Year's Day	-	January 1
Maundy Thursday	-	Movable Date
Good Friday	-	Movable Date
<i>Eidul Fitr</i>	-	Movable Date
Araw ng Kagitingan	-	April 9
(Bataan and Corregidor Day)		
Labor Day	-	May 1
Independence Day	-	June 12
National Heroes Day	-	Last Sunday of August
Bonifacio Day	-	November 30
Christmas Day	-	December 25
Rizal Day	-	December 30

B. Nationwide Special Days

Ninoy Aquino Day	-	August 21
All Saints Day	-	November 1
Last Day of the Year	-	December 31"

In sum, there are eleven (11) national regular holidays and three (3) nationwide special days mandatorily observed in the Philippines. However, whenever a national holiday occurs on a Tuesday or Thursday, the government has the tendency to declare the day sandwiched between the weekend and the holiday a special non-working holiday. Thus, the number of non-working holidays are unnecessarily increased. }

Under the proposed measure, holidays with a fixed date, shall be limited to four (4), namely, New Year's Day, January 1; All Saint's Day, November 1; Christmas Day, December 25; and the last day of the year, December 31. Maundy Thursday, Good Friday, and Eidul Fitr have always been and shall remain movable dates. The remaining holidays shall also have movable dates and shall be observed on the Monday or Friday nearest the original date of the holiday, to wit: Araw ng Kagitingan (Bataan and Corregidor Day), Monday or Friday nearest April 9; Labor Day, Monday or Friday nearest May 1; Independence Day, Monday or Friday nearest June 12; Ninoy Aquino Day, Monday or Friday nearest August 21; National Heroes' Day, Last Monday of August; Bonifacio Day, Monday or Friday nearest November 30; and Rizal Day, Monday or Friday nearest December 30. In the event the holiday falls on a Wednesday, the holiday will be observed on the Monday of that week. If the holiday falls on a Sunday, the holiday will be observed on the Monday that follows. There will be continuity of non-working days when certain holiday take place but the number of non-working days will neither be increased nor decreased.

In view of the foregoing, the passage of the bill is earnestly requested.


JOKER P. ARROYO
Senator

THIRTEENTH CONGRESS OF THE REPUBLIC)
OF THE PHILIPPINES)
Second Regular Session)

5 SEP 14 AM 11:18

SENATE

RECEIVED BY:

S. B. No. 2119

Introduced by Senator Arroyo

AN ACT

**RATIONALIZING THE CELEBRATION OF NATIONAL HOLIDAYS
AMENDING FOR THE PURPOSE SECTION 26, CHAPTER 7, BOOK I OF
EXECUTIVE ORDER NO. 292, AS AMENDED, OTHERWISE KNOWN AS THE
ADMINISTRATIVE CODE OF 1987**

SECTION 1. Section 26, Chapter 7, Book I of Executive Order No. 292, as amended, otherwise known as the Administrative Code of 1987, is hereby amended to read as follows:

“SEC. 26. Regular Holidays and Nationwide Special Days. —(1)
Unless otherwise modified by law, order or proclamation, the following
regular holidays and special days shall be observed in the country:

a. Regular Holidays

New Year's Day	-	January 1
Maundy Thursday	-	Movable Date
Good Friday	-	Movable Date
Eidul Fitr	-	Movable Date
Araw ng Kagitingan (Bataan and Corregidor Day)	-	MONDAY OR FRIDAY NEAREST April 9
Labor Day-	-	MONDAY OR FRIDAY NEAREST May 1
Independence Day	-	MONDAY OR FRIDAY NEAREST June 12
National Heroes Day	-	Last [Sunday] MONDAY of August
Bonifacio Day	-	MONDAY OR FRIDAY NEAREST November 30
Christmas Day	-	December 25
Rizal Day	-	MONDAY OR FRIDAY NEAREST December 30

b. Nationwide Special Holidays

NINOY AQUINO DAY -	MONDAY OR FRIDAY NEAREST AUGUST 21
All Saints Day -	November 1
Last Day of the Year -	December 31

C. IN THE EVENT THE HOLIDAY FALLS ON A WEDNESDAY, THE HOLIDAY WILL BE OBSERVED ON THE MONDAY OF THAT WEEK. IF THE HOLIDAY FALLS ON A SUNDAY, THE HOLIDAY WILL BE OBSERVED ON THE MONDAY THAT FOLLOWS.

Provided, however, That Eidul Adha shall be celebrated as a regional Holiday in the Autonomous Region in Muslim Mindanao.”

SEC. 2. All laws, orders, presidential issuances, rules and regulations or part thereof inconsistent with this Act are hereby repealed or modified accordingly.

SEC. 3. This Act shall take effect after fifteen (15) days following its publication in at least two (2) newspapers of general circulation.

Approved,