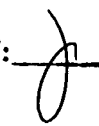


SEVENTEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
First Regular Session)



'16 AUG 22 P 4:02

SENATE
S. B. No. 1055

RECEIVED BY: 

INTRODUCED BY SENATOR JUAN MIGUEL F. ZUBIRI

AN ACT RESETTING THE BARANGAY AND SANGGUNIANG KABATAAN ELECTIONS AMENDING FOR THE PURPOSE REPUBLIC ACT NO. 9164, AS AMENDED BY REPUBLIC ACT NO. 9340 AND REPUBLIC ACT NO. 10656, AND FOR OTHER PURPOSES

EXPLANATORY NOTE

It is a constitutionally declared policy of the State to ensure the autonomy of local governments. Our Constitution likewise mandates the enactment through Congress of laws to provide for "a more responsive and accountable local government structure."

In pursuit of this mandate, the Local Government Code of 1991 was enacted, which defines the role of the *barangay* as the basic political unit, which "serves as the primary planning and implementing unit of government policies." As the most fundamental political subdivision of our government, there is a real need to revisit our current laws and strengthen the *barangay*, in order to enable it to effectively and efficiently perform its functions as the most basic government entity accessible to the Filipino people.

To address this real need, Congress must thoroughly review the Local Government Code and evaluate the proper amendments that may be made in order to improve *barangay* governance. As such, this bill proposes the postponement of the October 2016 *Barangay* and *Sangguniang Kabataan* (SK) elections to October 2018, in order to give the legislature sufficient time to study, strengthen, and amend the pertinent provisions of the Local Government Code.

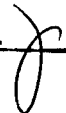
As such, the passage of this measure is earnestly sought.


JUAN MIGUEL F. ZUBIRI

SENATE

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AMENDING FOR THE PURPOSE REPUBLIC ACT NO. 9164, AS AMENDED BY REPUBLIC
ACT NO. 9340 AND REPUBLIC ACT NO. 10656, 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 by Republic Act No. 9340 and
2 Republic Act No. 10656, is hereby further amended to read as follows:
3

4 **"SECTION 1. Date of Election.** There shall be synchronized barangay and
5 *sangguniang kabataan* elections, which shall be held on July 15, 2002. Subsequent
6 synchronized barangay and sangguniang kabataan elections shall be held on the last
7 Monday of October 2017 and every three (3) years thereafter; PROVIDED, THAT THE
8 BARANGAY AND SANGGUNINAN KABATAAN ELECTIONS ON OCTOBER 31, 2016 SHALL
9 BE POSTPONED TO THE LAST MONDAY OF OCTOBER 2018. SUBSEQUENT
10 SYNCHRONIZED BARANGAY AND SANGGUNIANG KABATAAN ELECTION SHALL BE HELD
11 EVERY THREE (3) YEARS THEREAFTER."
12

13 **SECTION 2.** Section 4 of Republic Act No. 9164 as amended by Republic Act No. 9340, is
14 hereby amended to read as follows:
15

16 **"SEC. 4 Assumption of Office.** THE TERM OF OFFICE OF THE BARANGAY
17 AND *SANGGUNIANG KABATAAN* OFFICIALS ELECTED UNDER THIS ACT SHALL
18 COMMENCE AT NOON OF NOVEMBER 30, NEXT FOLLOWING THEIR ELECTION."
19

20 **SECTION 3.** The provision on Hold-Over capacity under Section 5 of Republic Act No. 9164, as
21 amended by Republic Act No. 9340, shall remain applicable and in full force under this Act.
22

23 **SECTION 4. Appropriations.** The amount necessary for the implementation of this Act shall
24 be taken from the appropriations of the Commission on Elections (COMELEC) under the General
25 Appropriations Act and/or supplementary appropriations thereafter.
26

27 **SECTION 5. Implementing Rules and Regulations.** The COMELEC shall promulgate such
28 rules and regulations necessary within thirty (30) days after its effectivity to implement this Act.
29

30 **SECTION 6. Separability Clause.** If any provision of this Act is declared unconstitutional, the
31 other provisions shall remain valid.
32

33 **SECTION 7. Repealing Clause.** All laws, decrees, orders, rules and regulations or parts
34 thereof inconsistent with the Act or the rules and regulations promulgated pursuant thereto are
35 hereby repealed or amended accordingly.
36

37 **SECTION 9. Effectivity Clause.** This Act shall take effect fifteen (15) days after publication in
38 two (2) national newspaper of general circulation.
39
40

Approved,