

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



'17 MAY 23 P5:46

SENATE
S.B. No. 1469

RECEIVED BY: 

INTRODUCED BY SENATOR VICENTE C. SOTTO III

AN ACT
EXTENDING THE TERM OF OFFICE OF ELECTIVE BARANGAY
OFFICIALS, POSTPONING THE OCTOBER 2017 BARANGAY AND
SANGGUNIANG KABATAAN ELECTIONS, AMENDING FOR THE PURPOSE
REPUBLIC ACT NO. 9164, AS AMENDED, ENTITLED "AN ACT
PROVIDING FOR SYNCHRONIZED BARANGAY AND SANGGUNIANG
KABATAAN ELECTIONS, AMENDING REPUBLIC ACT NO. 7160, AS
AMENDED, OTHERWISE KNOWN AS THE 'LOCAL GOVERNMENT CODE
OF 1991', AND FOR OTHER PURPOSES

EXPLANATORY NOTE

This bill seeks to reset the October 2017 barangay and Sangguniang Kabataan elections to the fourth Monday of October 2018.

The Barangay is the country's basic political unit. It serves as the primary planning and implementing unit of government policies, plans, programs, projects and activities in the community. In relation thereto, the barangay captains – as the heads of their respective barangays – are the front-liners in the achievement of the administration's various projects and programs.

It is not unknown to many that one of the primary agenda of the Duterte administration is its all out war against illegal drugs. It has been an on going concern of the country as it currently affects 20% of the barangay nationwide. Furthermore, based on the statement made by President Rodrigo Duterte, 40% of all barangay captains in the country are into illegal drugs. By reason of the same, he recently advised lawmakers not to

conduct elections in order to prevent narco-politicians from assuming barangay posts.

In answer to the appeal of President Duterte, this measure postponing the October 2017 Barangay is being proposed. In this way, the investigation and validation for the possible link to illegal drugs of the 40% of the barangay captains nationwide shall not be hampered. And the further resolution of this problem would lead to the better implementation and accomplishment of the government programs as these barangay captains are the primary enforcers of the same.

Considering that the scheduled Barangay and Sangguniang Kabataan elections are fast approaching, the immediate passage of this measure is hereby sought.



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REPUBLIC ACT NO. 9164, AS AMENDED, ENTITLED "AN ACT
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AMENDED, OTHERWISE KNOWN AS THE 'LOCAL GOVERNMENT CODE
OF 1991', AND FOR OTHER PURPOSES

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

1 **SECTION 1.** Section of Republic Act No. 9164, as amended by Republic
2 Act No. 9340 and Republic Act 10923, is further amended to read as follows:
3 "SECTION 1. Date of Election. There shall be synchronized
4 barangay and sangguniang kabataan elections, which shall be held
5 on July 15, 2002. Subsequent synchronized barangay and
6 sangguninag kabataan elections shall be held on the last Monday of
7 October 2007 and every three (3) years thereafter;
8 PROVIDED, THAT THE BARANGAY AND SANGGUNIANG KABATAAN
9 ELECTIONS ON THE FOURTH MONDAY OF OCTOBER 2017 SHALL
10 BE POSTPONED TO FOURTH MONDAY OF OCTOBER 2018.
11 SUBSEQUENT SYNCHRONIZED BARANGAY AND SANGGUINIANG
12 KABATAAN ELECTIONS SHALL BE HELD ON THE SECOND
13 MONDAY OF MAY 2020 AND EVERY THREE (3) YEARS
14 THEREAFTER."
15 **SECTION 2.** Section 4 of Republic Act No. 9164, as amended by Republic
16 Act No. 9340, is hereby amended to read as follows:

1 “SEC. 4. – *Assumption of Office.* – THE TERM OF OFFICE OF THE
2 BARANGAY AND SANGGUNIANG KABATAAN OFFICIALS ELECTED
3 UNDER THIS ACT SHALL COMMENCE AT NOON OF NOVEMBER 30
4 NEXT FOLLOWING THEIR ELECTION: *PROVIDED, HOWEVER, THAT*
5 THE TERM OF OFFICE OF THE BARANGAY AND SANGGUNIANG
6 KABATAAN OFFICIALS ELECTED IN THE MAY 2020 AND
7 SUBSEQUENTLY THEREAFTER, SHALL COMMENCE AT NOON OF
8 JUNE 30 NEXT FOLLOWING THEIR ELECTION.”

9 **SECTION 3.** The Hold-over provision under Section 3 of Republic Act
10 10923 shall remain applicable and in full force and effect under this Act.

11 **SECTION 4. *Appropriations.*** – The amount necessary for the
12 implementation of this Act shall be taken from the appropriations of the
13 Commission on Elections (COMELEC) under the General Appropriations Act
14 and/or supplementary appropriations thereafter.

15 **SECTION 5. *Implementing Rules and Regulations.*** – The COMELEC
16 shall, within thirty (30) days after the effectivity of this Act, promulgate such
17 rules and regulations necessary to implement this Act.

18 **SECTION 6. *Separability Clause.*** – If any provision or part hereof is
19 declared unconstitutional, the remainder of this Act or any provisions not
20 affected shall remain in full force and effect.

21 **SECTION 7. *Repealing Clause.*** – All laws, President Decrees, Executive
22 Orders, rules and regulations or parts thereof inconsistent with the
23 provisions of this Act are hereby repealed, amended or modified accordingly.

Approved,