

'19 JUL -4 A9 :30

SENATE

S. No. 233

RECEIVED



Introduced by SENATOR RONALD "BATO" DELA ROSA

AN ACT
CREATING BARANGAY COMMUNITY PEACE AND ORDER COUNCIL FOR THE
UTILIZATION OF BARANGAY OFFICIALS AND ITS CONSTITUENTS IN CRIME
PREVENTION AND FOR OTHER PURPOSES

EXPLANATORY NOTE

Executive Order No. 309 series of 1987 which reorganized the Peace and Order Council states that the threat to peace and order posed by criminality, insurgency and subversion requires the dedication of all government officials and citizens.

Despite the creation and reorganization of Peace and Order Council in the national, provincial, and city or municipal level, anti-criminality strategies seem to need a complement at the grass-root level.

Since the participation of the citizenry is vital in effectively preventing and suppressing criminality, maintaining public order and safety in the land, it is necessary for the mandatory creation of Barangay Community Peace and Order Council in every barangay in the country.

The proposed Barangay Community Peace and Order Council in this bill which was introduced by Senator Joseph Victor G. Ejercito during the Sixteenth and Seventeenth Congress shall aid our Philippine National Police and other law

enforcement agencies in effectively combatting crimes and maintenance of peace and order and public safety in the community.

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


RONALD "BATO" DELA ROSA

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

1 Section 1. *Short Title.* – This Act shall be known as the "Barangay Community
2 Peace and Order Council Act."

3 Sec. 2. *Declaration of Policy.* – It is hereby declared the policy of the State to
4 promote peace and order, ensure public safety and further strengthen local
5 government capability in the effective delivery of basic services to its people. Towards
6 this end, the State shall strengthen a system of participation and cooperation among
7 the Citizenry in crime prevention at the Barangay level.

8 Sec. 3. *Creation and Composition of Barangay Community Peace and Order*
9 *Council.* – Every barangay shall organize a Barangay Community Peace and Order
10 Council to serve as primary government institution that prevents and suppresses
11 criminality and maintains public order and safety in the community level. Such unit
12 shall be composed of the following members:

- 13 a) The Punong Barangay as Chairperson;
14 b) The Sanggunian Barangay Member, who chairs the Committee on Peace
15 and Order, as Vice Chairperson;
16 c) The Barangay Secretary;

17

- 1 d) The Chairperson of the Sangguniang Kabataan;
- 2 e) One (1) representative from the Lupon Tagapamayapa;
- 3 f) At least three (3) representatives from the private sector who shall be
- 4 appointed by the Chairperson, representing academic, civic and religious
- 5 organizations;
- 6 g) At least one (1) PNP Officer designated by the Municipal/City Chief of Police;
- 7 and
- 8 h) All barangay tanod.

9 As may be necessary or depending upon the need and situation in the
10 community, the Punong Barangay, in his capacity as Chairman, may appoint additional
11 sectoral representatives.

12 *Sec. 4. Responsibility of Barangay Peace and Order Unit.* – The Barangay
13 Community Peace and Order Unit shall have the following functions and
14 responsibilities:

- 15 a) Formulate the Barangay Community Peace and Order Plan, which shall be
- 16 incorporated in the Barangay Development Plan, and recommend measures
- 17 to improve or enhance peace and order and public safety in the community;
- 18 b) Monitor and coordinate with the Local Government Unit (LGU) concerned,
- 19 PNP, Bureau of Fire Protection (BFP), and City and Municipal Disaster Office,
- 20 Public Order and Safety Department in the implementation of peace and
- 21 order programs and projects at the Barangay level;
- 22 c) Serve as an information-gathering mechanism and maintain profile of all
- 23 residents in the Barangay;
- 24 d) Monitor and check the nefarious activities of criminal elements;
- 25 e) Maintain continuing dialogue, close coordination and rapport with the higher
- 26 levels of the peace and order councils and law enforcement units;
- 27 f) Monitor, coordinate and supervise the operation of all community-based
- 28 anti-crime movements within the barangay;
- 29
- 30 g) Make periodic assessment of the prevailing peace and order situation in
- 31 their respective areas of responsibility and submit report with appropriate
- 32 recommendations to the higher level Peace and Order Council and;

1 h) Recommend purchase of equipment and other materials necessary for the
2 discharge of their duties and functions;

3 i) Perform such other functions which may be assigned by the city, municipal,
4 provincial and/or national government agencies.

5 Sec. 5. *Funding.* – The Sangguniang Barangay shall allocate at least five percent
6 (5%) of the barangay’s total budget appropriation to fund the implementation of the
7 Community Peace and Order Program.

8 Sec. 6. *Implementing Rules and Regulations.* – The Department of Interior and
9 Local Government in coordination with the PNP, League of Cities and Municipalities,
10 Liga ng mga Barangay and other barangay-based organizations, shall promulgate the
11 necessary rules and regulations for the effective implementation of this Act no later
12 than sixty (60) days upon effectivity of this Act.

13 Sec. 6. *Separability Clause.* – If any portion or provision of this Act is declared
14 unconstitutional, the remainder of this Act or any provisions not affected thereby shall
15 remain in force and effect.

16 Sec. 7. *Repealing Clause.* - All prior issuances on the organization and functions
17 of the Barangay Community Peace and Order Council inconsistent herewith shall be
18 deemed repealed.

19 Any law, presidential decree or issuance, executive order, letter of instruction,
20 rule or regulation inconsistent with the provisions of this Act is hereby repealed or
21 modified accordingly.

22 Sec. 8. *Effectivity.* – This Act shall take effect fifteen (15) days following its
23 complete publication in a newspaper of general circulation.

Approved,