

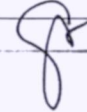
SENATE

'19 JUL -8 P2:38

S. No. 272

RECEIVED

Introduced by Senator Ralph G. Recto



AN ACT
REQUIRING ALL PUBLIC ELEMENTARY AND SECONDARY SCHOOLS TO PREPARE
AND IMPLEMENT A LAND USE DEVELOPMENT AND INFRASTRUCTURE PLAN FOR
THE OPTIMUM UTILIZATION OF ITS RESOURCES IN ADDRESSING BASIC
EDUCATION FACILITY SHORTAGES

Explanatory Note

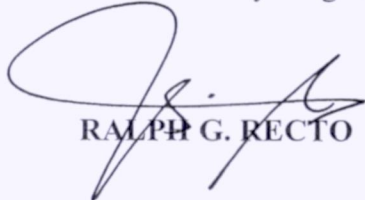
A conducive physical learning environment in the classroom and the school will help contribute to the attainment of the goal of quality basic education for all. Thus, a suitable school site should be one that best serves educational activities, enables the optimum utilization of resources, and meets the requirements on location, accessibility, topography, soil condition, size, and disaster/risk reduction measures.

This bill addresses the Constitutional mandate of the State to give priority to education in order to accelerate social progress and promote human development. The bill provides for the preparation of an effective land use and development plan that public elementary and secondary schools nationwide will implement to optimize utilization of resources, address facility deficiency and foresee the infrastructure needs of the public school sector. Lands owned by educational institutions must not be allowed to remain idle especially when these can be developed to best serve the needs of the students and faculty.

The aim of site development planning for any school is to contribute toward the creation of a proper teaching-learning environment. It shows improvements in the school site including the position of existing and proposed buildings, the arrangement of circulation elements, and the utilization of open areas. It will also aid school officials in making informed decisions regarding educational facilities management. It shall be regarded as a flexible framework which allows modifications dictated by changing conditions.

However, at certain times, complying with the prescribed standards can be hard to achieve due to the lack of funding for the needed physical resources. The land use development and infrastructure plan can thus serve as a "wishlist" for future development projects of the school. It can also serve as the initial blueprint in the possible conversion of the public educational institution into an integrated school to substantially address the community's infrastructure needs for both the elementary and secondary levels.

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




RALPH G. RECTO

SENATE

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AN ACT
REQUIRING ALL PUBLIC ELEMENTARY AND SECONDARY SCHOOLS TO
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IN ADDRESSING BASIC EDUCATION FACILITY SHORTAGES

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

1 **SECTION 1.** *Short Title.* – This Act shall be known as the "*Public School Land Use*
2 *Development and Infrastructure Plan (LUDIP) Act*".

3 **SEC. 2.** *Declaration of Policy.* – It is the policy of the State to ensure optimum utilization
4 of the land resources of all public elementary and secondary schools for the purpose of anticipating
5 the future needs and expansion of schools relative to school population growth and construction
6 of needed infrastructure and physical facility requirements which will contribute to a more
7 conducive teaching-learning environment and conform with disaster risk reduction management
8 in schools.

9 **SEC. 3.** *Preparation and Implementation of the LUDIP.* – A committee composed of the
10 school officials, together with the assistance of the respective Office of the School Division
11 Superintendent of the Department of Education (DepEd), the District/City/Municipal Engineering
12 Office of the Department of Public Works and Highways (DPWH) and other government agencies
13 concerned, shall be required to prepare and implement a Land Use Development and Infrastructure
14 Plan (LUDIP) designed to improve and optimally utilize the resources of their respective public
15 elementary and secondary schools.

16 The LUDIP shall be submitted by the school to the DepEd within two (2) years after the
17 approval of this Act: *Provided*, That it shall be updated periodically as the need arises: *Provided*,
18 *further*, That the DepEd shall be informed of changes made thereof: *Provided, finally*, That it
19 should be reviewed by the committee ten (10) years after its approval to ensure that it remains
20 relevant and in consonance with current conditions and realities.

21 Priority in the approval of infrastructure projects shall be given to the schools which have
22 prepared and submitted a LUDIP to the DepEd.

1 **SEC. 4. *Land Use Development and Infrastructure Plan.*** – Each public elementary and
2 secondary school shall endeavor to provide both a conducive teaching-learning and recreation area
3 for the students and faculty for the holistic development of the learners. The infrastructure and
4 physical facility requirements must also comply with prevailing disaster risk reduction and
5 mitigation measures.

6 The site development must be flexible enough to allow modifications according to the
7 school’s prevailing and future needs: *Provided,* That modifications shall adhere as much as
8 possible to the basic pattern of development.

9 The land use development and infrastructure plan shall include the following:

- 10 a) School planning framework, principles and processes, including master
11 development plans;
- 12 b) Detailed geographical description and survey of the site occupied by the school;
- 13 c) Inventory of all existing buildings, facilities, and other infrastructure within the
14 compound or area occupied by the public school;
- 15 d) Cadastral survey of land occupied by the school, including detailed geographical
16 descriptions on land disputes, natural and man-made hazards for climate change
17 issues;
- 18 e) Recommendations for use of all idle and available land inside the school campus
19 including a feasibility study on the construction of additional classrooms or
20 buildings relative to population growth and estimated increase in student
21 enrolment;
- 22 f) School building and facility condition assessment report which will include actual
23 defects, damages, and other structural issues; replacement, repairs, retrofitting,
24 improvements and maintenance needed;
- 25 g) Design and estimated cost of construction, operation, and maintenance of other
26 infrastructure needs of the educational institution; and
- 27 e. Financial plan, which may include among others, feasibility studies, sources of
28 funding, income, loans, and public-private partnerships.

29 **SEC. 5. *Appropriations.*** – The amount necessary to effectively carry out the provisions of
30 this Act shall be included in the annual General Appropriations Act.

31 **SEC. 6. *Implementing Rules and Regulations.*** – Within sixty (60) days from the approval
32 of this Act, the DepEd, in coordination with the DPWH, shall promulgate the rules and regulations
33 necessary to implement this Act.

34 **SEC. 7. *Separability Clause.*** – If any part or provision of this Act shall be held
35 unconstitutional or invalid, other provisions, which are not affected thereby, shall continue to be
36 in full force and effect.

1 **SEC. 8. *Repealing Clause.*** — All laws, decrees, orders, rules, and regulations or other
2 issuances or parts inconsistent with the provisions of this Act are hereby repealed or modified
3 accordingly.

4 **SEC. 9. *Effectivity.*** — This Act shall take effect fifteen (15) days after its publication in the
5 *Official Gazette* or in at least two (2) national newspapers of general circulation.

Approved,