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SENATE

Senate Bill No. 820

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INTRODUCED BY SEN. JINGGOY EJERCITO ESTRADA

EXPLANATORY NOTE

All local government units have to dispose of solid waste. The problems of collection and disposal are magnified in highly urbanized areas, like Metro Manila because solid waste disposal not only includes urban household garbage but also industrial and hospital wastes, as well.


Disposal maybe made through sanitary landfills. Some make use of incineration. Other areas in the world "treat" solid waste and dispose of the semi-liquified treated or screened sewage and virtually dump these into surrounding water sources and bodies of water, whether inland or in the oceans.

Unfortunately, collection and disposal of solid wastes lead to pollution of the land where the wastes are dumped and compacted or piled, or of the rivers, creeks, lakes and bays where the waste eventually leak to.

At any rate, all provinces and independent cities need to provide for an integrated waste collection and disposal system as an integral part of their basic services. This service must be anticipated and provided for before the landfill becomes intolerable and not only an eyesore, a serious health hazard and environmental problem involving air, water and soil.

With this view, this measure seeks to amend the Local Government Code, R.A. 7160, to integrate solid waste collection and disposal as a basic service and empower the local government sanggunians to provide for this basic service. It is also intended to alert the people to advocate provision of this service within the local government units where they live and to awaken the interest of local government legislators to plan and implement their respective systems for waste collection and disposal

To the end that the health, well-being and safety of our people be achieved through the provision of the basic service of an integrated solid waste collection and disposal, approval of this measure is urgent and necessary.


JINGGOY EJERCITO ESTRADA
Senator

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AN ACT
TO INSTITUTIONALIZE THE BASIC SERVICE OF INTEGRATED SOLID
WASTE COLLECTION AND DISPOSAL IN ALL LOCAL GOVERNMENT
UNITS, AMENDING FOR THIS PURPOSE THE "LOCAL GOVERNMENT
CODE OF 1991," REPUBLIC ACT NO. 7160, AND FOR OTHER PURPOSES

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

SECTION 1. This Act shall be known as the "*Integrated Solid Waste
Collection and Disposal Act.*"

SEC 2. Declaration of Policy. It is hereby the policy of the State that
local government units shall endeavor to be self-reliant and to exercise powers
and discharge such functions and responsibilities as are necessary, appropriate
and integrated in planning and implementation to provide efficient, effective and
economical basic services and facilities. Towards the achievement of this policy,
there is hereby institutionalized as a basic service of all local government units
that of integrated solid waste collection and disposal.

**SEC 3. Integrated Solid Waste Collection and Disposal as a Basic
Service of Local Government Units.** Section 17 of Republic Act No. 7160, the
Local Government Code of 1991, Subsections (b) Paragraphs (2) (vi) and (3) are
hereby amended, as follows:

"Section 17. Basic Services and Facilities. a) xxxxxxxxxxxxxxxx

"(b) Such basic services and facilities include, but are not limited to the
following:

"(1) xx:

"(2) For a Municipality:

"(vi) INTEGRATED solid COLLECTION AND disposal system or
environmental management system and services or facilities related to
general hygiene and sanitation

" xx:

" (xiii) INTEGRATED SOLID WASTE COLLECTION AND DISPOSAL SYSTEM OR ENVIRONMENT MANAGEMENT SYSTEM AND SERVICES OR FACILITIES RELATED TO GENERAL HYGIENE AND SANITATION:"

SEC 4. *Integrated Solid Waste Collection and Disposal as a Power of the Sangguniang Panlalawigan.* Section 468 of Republic Act No. 7160, the Local Government Code of 1991, Subsection (4)(ii) is hereby amended as follows:

"SEC. 468. Powers, Duties, Functions and Compensation.-

"(a) xxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxx;

"(1) xxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxx;

"(2) xxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxx;

"(3) xxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxx;

"(4) Approve ordinances which shall ensure the efficient and effective delivery of basic services and facilities as provided for under Section 17 of this Code and in addition to said services and facilities shall:

"(i) xxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxx;

"(ii) Subject to applicable laws, facilitate or provide for the establishment and maintenance of waterworks system or district waterworks for supplying water to inhabitants of component cities and municipalities: AND COORDINATE BASIC SERVICES OF COMPONENT CITIES AND MUNICIPALITIES FOR THE INTEGRATED SOLID WASTE COLLECTION AND DISPOSAL, AND WHEN NECESSARY, FACILITATE OR PROVIDE FOR THE ESTABLISHMENT OF SAID BASIC SERVICE AND FACILITY IN A COMPONENT UNIT;

"(i) xxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxx;

SEC 5. *Repealing Clause.* All laws, decrees, charters, executive orders, rules and regulations or parts thereof which are inconsistent with this Act are hereby repealed or modified accordingly.

SEC 6. *Separability Clause.* If any part o provisions of this Act shall be held to be unconstitutional or invalid, other provisions thereof not affected thereby shall continue to be in full force effect.

SEC 7. *Effectivity Clause.* This Act shall take effect upon its publication in at least two (2) newspapers of general circulation.

Approved,