

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Constitution Hills, Quezon City
Metropolitan Manila



THIRTEENTH CONGRESS
First Regular Session

House Bill No. 1936

Introduced by **Honorable Eleuterio R. Violago**

EXPLANATORY NOTE

One of the major policy decisions made with the enactment of Republic Act No. 7160, or more popularly known as the Local Government Code of 1991, is the empowerment of local chief executives.

And of the many progressive provisions contained therein, the specific grant of power and authority to local chief executives to appoint certain key officials in local government units stands out as one of the most potent and most often abused.

Some local chief executives use this specific power to appoint their "chosen ones" to key positions in their local governments even if these "chosen ones" are not qualified to occupy the positions to which they are appointed. And in order to circumvent the laws and civil service rules and regulations, these unqualified appointees are merely extended temporary appointments or designations.

This bill seeks to stop this abuse of power in our local government units and in the process inject enthusiasm into the government career service. By prohibiting local chief executives from making temporary appointments and automatically making any temporary appointment lapse after six (6) months, the people will definitely be assured of quality public service from their local government officials.


ELEUTERIO R. VIOLAGO

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AN ACT
PROHIBITING LOCAL CHIEF EXECUTIVES FROM MAKING
TEMPORARY APPOINTMENTS AND/OR DESIGNATIONS
AND FOR OTHER PURPOSES

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

Section 1. Local chief executives of provinces, cities, municipalities and barangays shall not make temporary appointments and/or designations for any person to perform the functions of any office, appointment to which is vested in him/her by Republic Act. No. 7160, or more popularly known as the "Local Government Code of 1991," and other laws

Sec. 2. In case there exists a temporary vacancy in any office referred to in Section 1 hereof, local chief executives may make the necessary temporary appointments and/or designations for a non-renewable period of six (6) months from the time any temporary vacancy occurs. Thereafter, the local chief executive concerned must make such temporary appointments and/or designations permanent if the regular holder of the office fails to reassume the regular performance of his/her duties.

Sec. 3. All laws, presidential decrees, executive issuance, rules and regulations, or parts thereof, found inconsistent with this Act are hereby expressly repealed or modified accordingly.

Sec. 4. If, for any reason whatsoever, any provision of this Act is declared unconstitutional, the same shall not affect the validity of the other provisions not declared as such.

Sec. 5. This Act shall take effect upon its approval and fifteen (15) days following its publication in at least two (2) newspapers of general circulation.

Approved,