

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City, Metro Manila

Thirteenth Congress
First Regular Session

HOUSE BILL NO. 3506



Introduced by Honorable Remedios "Matin" L. Petilla

EXPLANATORY NOTE

This bill seeks to amend Section 470 (a) of Republic Act No. 7160, otherwise known as the Local Government Code of 1991, by transferring the appointing power of the Secretary of Finance to the provincial governor or city or municipal mayor in the appointment of their respective provincial, city or municipal treasurer.

In adherence to the policy of ensuring full autonomy to local governments, the State shall provide for a more accountable local government structure instituted through a system of decentralization whereby local government units shall be given more powers, authority, responsibility and resources to enable them to attain their fullest development. Such grant of powers and authority to local government units must include the power to appoint their respective officials such as the provincial, city or municipal treasurer. It is only when the power to appoint is vested in the local government unit concerned that full responsibility can be said to have been attached to these local government units. After all, with great power comes great responsibility. This, in essence, is the measure of autonomy through the system of decentralization.

The operative principle of decentralization requires an establishment in every local government unit of an accountable, efficient and dynamic organizational structure and operating mechanism such that every action taken by the head executive of the local government unit carries with it the corresponding weight of responsibility which is full and definite. Full measure of responsibility cannot be attributed to local government unit where the cause of such responsibility does not emanate from such local government unit.

In practical reality, the appointing power should be vested in the local chief executives as they are in the know- having personal knowledge of persons who are aware of the parochial financial needs and concerns of the locality. The person sought to be appointed may have the local solution to a particular problem. Hence, the best person to determine the solution to a local problem will be the person who has the full confidence of the appointing authority.

In view thereof, passage of the bill is earnestly requested.


REMEDIOS L. PETILLA



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AN ACT
AUTHORIZING THE PROVINCIAL, CITY AND MUNICIPAL CHIEF
EXECUTIVES TO APPOINT THEIR RESPECTIVE LOCAL TREASURER,
AMENDING FOR THE PURPOSE REPUBLIC ACT NO. 7160 OTHERWISE
KNOWN AS THE LOCAL GOVERNMENT CODE OF 1991

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

SECTION. 1. Section 470 (a) of Republic Act No. 7160, otherwise known as the Local Government Code of 1991 is hereby amended to read as follows:

“Section 470. *Appointment, Qualifications, Powers, and Duties.*- (a)
The PROVINCIAL treasurer shall be appointed by the [Secretary of Finance]
PROVINCIAL GOVERNOR from a list of at least three (3) ranking, eligible
PERSONS [recommendées of the governor or mayor, as the case may be]
UPON RECOMMENDATION OF AND IN CONSULTATION WITH
MUNICIPAL AND COMPONENT CITY MAYORS OF THE PROVINCE,
subject to civil service law, rules and regulations. THE CITY OR
MUNICIPAL TREASURER SHALL BE APPOINTED BY THE CITY, OR
MUNICIPAL MAYOR, SUBJECT TO CIVIL SERVICE LAW, RULES
AND REGULATIONS.”

SEC. 2. *Repealing Clause* - All laws, decrees, executive orders, rules and regulations and other issuances or part thereof, which are inconsistent with this Act, are hereby repealed, amended, or modified accordingly.

SEC. 3. *Effectivity* - This Act shall take effect fifteen (15) days after its publication in two (2) newspapers of general circulation.

Approved,