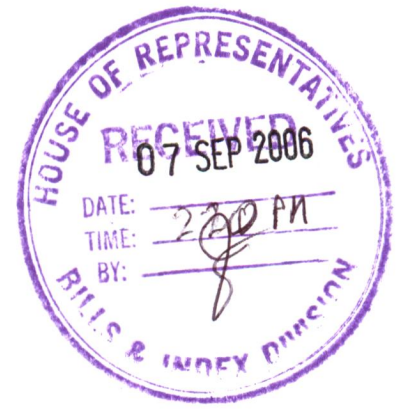


Republic of the Philippines
House of Representatives
Quezon City
13th Congress
Third Regular Session



House Bill No. 5763

Introduced by: **HON. EMMYLOU "Lala" TALIÑO-SANTOS**
Representative, 1st District, Cotabato Province

Explanatory Note

This bill seeks to create the Municipality of Sultan Tambilawan Bayao to be composed of nineteen (19) barangays from the Municipality of Midsayap, Province of Cotabato.

The aforesaid barangays, which are contiguous, are the following: Damatulan, Kadingilan, Kadigasan, Kapinpilan, Kudarangan, Central Labas, Upper Labas, Lomopog, Macasendeg, Malingao, Mudseng, Nabalawag, Nes, Olandang, Palongoguen, Sambolawan, Rangaban, Tugal and Tumbras.

The said barangays share common topography, climate and soil classification. Its culture and tradition is predominantly Muslim as only two (2) of the barangays are of mixed Muslim-Christian residents while the other seventeen (17) are predominantly Muslim communities.

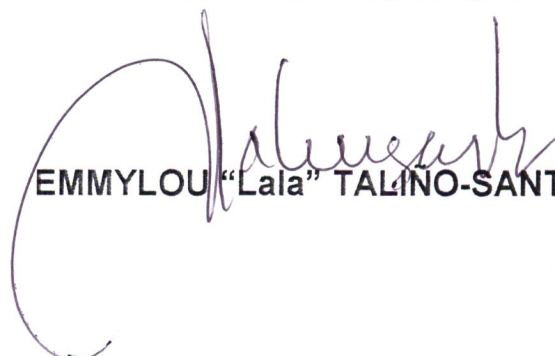
The aforesaid barangays have longed for the much needed development and delivery of proper basic services from the national or local government that is mandated to provide them but have evaded them considering their present situation in the municipality they presently belong. In the whole, the area is rich in natural resources composed of agricultural products, mineral resources and aquatic resources including a vast track of marshland. Recently, it served as determining force in the reunification of the three (3) Sultanates of the former Cotabato Empire that could gain full economic and social-development support from the various International Islamic Communities, Conferences and Organizations.

In line with this intention, Datu Joe "Bebot" R. Fernandez, Chairman of the Great Muslim Alliance Inc., and Omar Maya, Executive Secretary in the office of Paramount Sultan Mohammad Haji Datu Dimasonsang E.G. Fernandez Ibn Sultan Tambilawan Bayan II, Sultanate of Rajah Buayan sa Buayan, have sought and secured the necessary local executive-legislative support and the approval of the affected Sangguniang Barangays, the Sangguniang Bayan of the Municipality of Midsayap and the Sangguniang Panlalawigan of the Province of Cotabato. The said affected local government units did not interpose any objection to the proposed creation. As a matter of fact, the requisite certifications from the various governmental agencies on the intended creation have all been issued in compliance with Republic Act 7160, otherwise known as the Local Government Code of 1991.

Specifically the separation of the subject barangays from the Municipality of Midsayap and their formation into a distinct and separate municipality has been approved by the Sangguniang Bayan Resolution No. 2006-021 in January 2006 as well as duly approved and endorsed by the Sangguniang Panlalawigan of Cotabato in a Resolution No. 228 in June 2006. The integrated income, population and land area of the aforesaid barangays constituting the proposed Municipality of Sultan Tambilawan Bayao conforms to the minimum requirements set under the law for the creation of a municipality. Further, the creation of said municipality does not reduce the income, population and land area of the Municipality of Midsayap to less than the prescribed minimum requirements provided by the same law.

In view and in conformity with the legal requisites, the proposed bill separating the aforesaid nineteen (19) barangays from the Municipality of Midsayap creating a new municipality to be named Municipality of Sultan Tambilawan Bayao is hereby filed in order to trigger the much needed development and proper delivery of basic services that will properly serve best its concerned inhabitants who are rich in culture, traditions and resources.

Hence, the immediate approval of the bill is earnestly sought.


EMMYLOU "Lala" TALINO-SANTOS

Republic of the Philippines
House of Representatives
Quezon City
13th Congress
Third Regular Session
5763

Introduced by: **HON. EMMYLOU "Lala" TALIÑO-SANTOS**
Representative, 1st District, Cotabato Province

AN ACT
CREATING THE MUNICIPALITY OF SULTAN TAMBILAWAN BAYAO
IN THE PROVINCE OF COTABATO

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

SECTION 1. CREATION. – A new municipality is hereby created in the Province of Cotabato to be known as the Municipality of Sultan Tambilawan Bayao comprising the Barangays of Damatulan, Kadingilan, Kadigasan, Kapinpilan, Kudarangan, Central Labas, Upper Labas, Lomopog, Macasendeg, Malingao, Mudseng, Nabalawag, Nes, Olandang, Palongoguen, Sambolawan, Rangaban, Tugal and Tumbras in the mother Municipality of Midsayap, Province of Cotabato and constituted into a separate district and independent municipality.

SECTION 2. PLEBISCITE. - The Municipality of Sultan Tambilawan Bayao shall acquire corporate existence upon ratification of its creation by a majority of the votes cast by qualified voters in a plebiscite called for the purposes aforesaid barangays affected as well as the remaining barangays in the Municipality of Midsayap, Province of Cotabato within one-hundred twenty (120) days after approval of this act

The Commission on Elections (COMELEC) shall conduct and supervise the plebiscite. The expenses to be incurred for the holding of said plebiscite shall be charged to the contingency fund of the COMELEC under the current fiscal year appropriations.

SECTION 3. MUNICIPAL OFFICIALS. - Upon approval of the creation of the Municipality of Sultan Tambilawan Bayao by majority of the votes cast by qualified voters in a plebiscite, the Mayor, Vice-Mayor and the members of the Sangguniang Bayan shall be appointed by the President of the Republic of the Philippines, in consultation with the Representative of the District and the Governor of the Province, and shall serve in such capacities and discharge their respective official functions until their successors shall have been elected and qualified in the next local elections following the approval of this Act.

SECTION 4. SEAT OF GOVERNMENT. - The seat of government of the new Municipality of Sultan Tambilawan Bayao shall be at Barangay Tumbras and Tugal, respectively.

SECTION 5. TERRITORY. - The territorial boundaries of the Municipality of Sultan Tambilawan Bayao as herein created composed of nineteen (19) Barangays namely: Damatulan, Kadingilan, Kadigasan, Kapinpilan, Kudarangan, Central Labas, Upper Labas, Lomopog, Macasendeg, Malingao, Mudseng, Nabalawag, Nes, Olandang, Palongoguen, Sambolawan, Rangaban, Tugal and Tumbras in the Municipality of Midsayap, Province of Cotabato shall be the present and existing territories of the said barangays duly established and existing under present laws.

SECTION 6. TRANSFER OF ASSETS AND OBLIGATIONS. - Within six (6) months after the effectivity of this Act, the proportionate share of the new Municipality of Sultan Tambilawan Bayao in the assets, funds, obligations and other properties of the Municipality of Midsayap shall be transferred to the newly created municipality. The determination of such proportionate share shall be made by the Commission on Audit.

SECTION 7: INTERNAL REVENUE ALLOTMENT SHARES. - During the first year of its acquisition of its corporate existence, the Municipality of Tambilawan Bayao shall receive the Internal Revenue Allotment (IRA) shares of the barangays comprising the municipality from the Department of Budget and Management (DBM). Thereafter the Municipality of Tambilawan Bayao and all the barangays comprising it shall be entitled to IRA shares pursuant to Section 285 of Republic Act 7160, otherwise known as the Local Government Code of 1991.

SECTION 8. REPEALING CLAUSE. - All laws, decrees, executive orders or regulations, or any part thereof which may be inconsistent with

the provisions of this Act are hereby repealed, amended or modified accordingly.

SECTION 9. EFFECTIVITY. - This Act shall take effect fifteen (15) days after its publication in a newspaper of general circulation in the localities affected.

APPROVED,