

Republic of the Philippines  
**HOUSE OF REPRESENTATIVES**  
Quezon City

**THIRTEENTH CONGRESS**  
Third Regular Session

**HOUSE BILL NO. 6116**



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Introduced by Hon. **EDUARDO R. GULLAS**

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**EXPLANATORY NOTE**

R.A. 9164 entitled "An Act Providing for Synchronized Barangay and Sangguniang Kabataan Elections, Amending R.A. 7160, as Amended, Otherwise Known as the "Local Government Code of 1991," and for Other Purposes," provides that election of Barangay Officials shall be held every three years.

Considering that the Barangay Captains and Barangay Officials including the youth composing the Sangguniang Kabataan are the pillars of every barangay in the country, where they are looked up to guide and help our constituents in the activities of everyday lives especially the poorest of the poor, the extension of the tenure of these barangay officials is in order.

But the more important reason why this measure is being filed, is that, we just had a national elections last May 14, 2007, for the senatorial seats, the congressional seats, as well as local officials. The economic take off that we are now having might be upset and stunted if another electoral exercise will be held this year.

Hence, it is hereby humbly proposed that the election of these officials be postponed to the Second Monday of October 2008.

It is therefore urgent that the passage of this bill is earnestly sought.

A handwritten signature in black ink, appearing to be "E. Gullas", written over a horizontal line.

**EDUARDO R. GULLAS**

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**AN ACT**  
**AMENDING REPUBLIC ACT NO. 9164, RESETTling THE BARANGAYS AND**  
**SANGGUNIANg KABATAAN ELECTIONS, AND FOR OTHER PURPOSES**

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

**SECTION 1.** Date of Election. – There shall be synchronized barangay and sangguniang kabataan elections which shall be held on July 15, 2002. Subsequent synchronized barangay and kabataan elections shall be held on the 2nd Monday of October 2008 and every five (5) years thereafter.”

**SEC. 2.** Section 4 of Republic Act No. 9164 is hereby amended to read as follows:

“**SEC. 4.** Assumption of Office. – The term of office of the barangay and sangguniang kabataan officials elected under this Act shall commence on August 15, 2002, next following their elections. The term of office of the barangay and sangguniang kabataan officials elected in the October 2008 election and subsequent elections shall commence at noon of November 30 next following their election.”

**SEC. 3.** Section 5 of Republic Act No. 9164 is hereby amended to read as follows:

“**SEC. 5.** Hold Over. – All incumbent barangay and all sangguniang kabataan officials shall remain in office unless sooner removed or suspended for cause until their successors shall have been elected and qualified: Provided, however, That barangay and all sangguniang kabataan officials who are ex officio members of the sangguniang bayan, sangguniang panlungsod or sangguniang panlalawigan as the case may be shall continue to serve as such members in the sanggunian concerned until the next barangay election. The Liga ng mga Barangay at the municipal, city and provincial levels shall, within thirty (30) days after the next barangay election, conduct elections for ex officio positions in the sanggunians under the supervision of the Department of the Interior and Local Government.”

**SEC. 4.** Section 8 of Republic Act No. 9164 is hereby amended to read as follows:

“**SEC. 8.** Appropriations. – The amount necessary for the implementation of this Act shall be taken from the appropriation of the Commission on Elections (COMELEC) under the General Appropriations Act and/or supplementary appropriations thereafter.

“In addition, the savings of the COMELEC not exceeding Three hundred million pesos (P300,000,000.00) shall be used to augment said appropriations as authorized under COMELEC Special Provision No. 2 of Republic Act No. 9162.

“The funds mentioned above may be augmented by an amount not exceeding ten (10%) of the sangguniang kabataan funds reserved pursuant to Section 532© of Republic Act No. 7160.”

**SEC. 5. Implementing Rules and Regulations.** – The COMELEC shall promulgate such rules and regulations necessary to implement this Act.

**SEC. 6. Repealing Clause.** – All laws, decrees, executive orders, and rules and regulations, or parts thereof, inconsistent with the provisions of this Act, are hereby repealed or modified accordingly.

**SEC. 7. Separability Clause.** – If, for any reason, any section or provision of this Act is held unconstitutional or invalid, the other sections or provisions hereof shall not be affected and thereby remain in full force and effect.

**SEC. 8. Effectivity Clause.** – This Act shall take effect fifteen (15) days after its complete publication in at least two (2) national newspapers of general circulation.

Approved,