

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

Thirteenth Congress

First Regular Session

House Bill No. 185



Introduced by Hon. Gilbert C. Remulla

EXPLANATORY NOTE

The significant role that our young people play and should pursue in community development and nation-building has been repeatedly emphasized by our government over the years. In fact, no less than our fundamental law makes it a State policy or mandate "to inculcate in the youth patriotism and nationalism and to encourage their involvement in public and civic affairs." (Sec. 1 Art. 11, 1987 Constitution)

As the policy-making body of the government, the Congress of the Philippines has constantly come up with various enabling legislations in support of this Constitutional mandate. One of which is the Sangguniang Kabataan provided for under the Local Government Code of 1991.

It has been ten (10) years since the formal establishment of the Sangguniang Kabataan. And yet there are serious doubts whether it has been able to mobilize the youth to help carry out the national vision and program. In short, it has failed to become the mainstream youth organization that government envisioned it to be. Its role as the principal vehicle of the Filipino youth in fulfilling its sectoral goals was put to naught. So much time, resources and energy were wasted.

It is therefore an essential and formidable task in the present Congress to provide for a new mechanism that will ensure the realization of a true youth involvement.

In this light, the immediate passage of this bill is earnestly requested.


GILBERT C. REMULLA

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AN ACT
ABOLISHING THE SANGGUNIANG KABATAAN AND AMENDING
RELEVANT PROVISIONS OF REPUBLIC ACT NO. 7160,
OTHERWISE KNOWN AS THE LOCAL GOVERNMENT CODE OF
1991, AND IN LIEU THEREOF, PROVIDING FOR THE ELECTION
OF A YOUTH SECTOR REPRESENTATIVE IN THE VARIOUS
LOCAL GOVERNMENT UNITS

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

Section 1. Chapters 8 and 9 of R.A. 7160, entitled "The Local Government Code of 1991," are hereby repealed and in lieu thereof shall read as follows:

Sec. 2. *Creation and Election of a Youth Sector Representative.*

(a) There shall be in every Barangay a youth sector representative to be voted from among those between the ages of eighteen (18) to twenty five (25) years.

(b) A youth sector representative who, during his term of office, shall have passed the age of twenty-five (25) years shall be allowed to serve the remaining portion of the term for which he was elected.

(c) The youth sector representative shall be a regular member of the sangguniang barangay.

Sec. 3. *Qualifications.* No person may be elected youth sector representative unless he is:

- (a) a citizen of the Philippines;
- (b) a registered voter in the barangay where he intends to be elected;

- (c) a resident therein for at least one (1) year immediately preceding the day of the election;
- (d) able to read and write Filipino, English or any other local language or dialect; and
- (e) at least eighteen (18) years but not more than twenty five (25) years of age on the day of the election.

Sec. 4. *Disqualifications.* The following shall not be nominated as candidate for youth sector representative:

- (a) Those who have been convicted of any crime involving moral turpitude;
- (b) Those with dual citizenship; and
- (c) The insane or feeble-minded.

Sec. 5. *Qualified Voters.* (a) All registered voters in the Barangay are qualified to vote for the youth sector representatives to the sangguniang barangay;

(b) In the case of youth sector representatives to the sangguniang bayan or sangguniang panlungsod, only those elected youth sector representatives to the sangguniang barangay shall be qualified to vote;

(c) In the case of youth sector representative to the sangguniang panlalawigan, only those elected youth sector representatives to the sangguniang bayan or sangguniang panlungsod shall be qualified to vote.

Sec. 6. *Term of Office.* - The youth sector representative shall hold office for a period of five (5) years, unless sooner removed for cause as provided by law, permanently incapacitated, die or resign from office.

Sec. 7. *No Vacancy Created.* - No vacancy will be created by the election of a youth sector representative of the sangguniang barangay to the position of youth sector representative to the sangguniang bayan, sangguniang panlungsod or sangguniang panlalawigan.

Sec. 8. *Date of Elections.* The election of the youth sector representatives to the sangguniang barangay shall be held to coincide with the next barangay elections and the election of the youth representative to the sangguniang bayan or sangguniang panlungsod shall be held thirty days (30) after said election. The election of the youth sector representative to the sangguniang panlalawigan shall be held thirty (30) days after election to the sangguniang bayan or sangguniang panlungsod.

Sec. 10. *Conduct and Supervision of Elections: Applicability of the Omnibus Election Code and other existing Laws.* The Commission on Elections shall conduct and supervise the election of the youth sector

representatives to the sanggunian's as herein provided. In addition to the powers vested in the said Commission under the Constitution and other existing election laws, it shall formulate the necessary guidelines and promulgate rules and regulations implementing the provisions of this Act.

Any and all provisions of the Omnibus Election Code and other pertinent and existing election laws, so far as they are not inconsistent herewith, shall be applicable to the elections under this Act.

Sec. 10. *Appropriations.* Such sum as may be necessary for the implementation of the provisions of this Act is hereby authorized to be appropriated out of any funds in the National Treasury not otherwise appropriated.

Sec. 11. *Repealing Clause.* All laws, decrees, executive orders or parts thereof inconsistent with the provisions of this Act are hereby repealed, amended or modified accordingly.

Sec. 12. *Separability Clause.* If any provision of this Act is held invalid or unconstitutional, other provisions not affected shall continue to be in full force and effect.

Sec. 13. *Effectivity.* This Act shall take effect fifteen (15) days after its publication in at least two (2) newspapers of general circulation.

Approved.