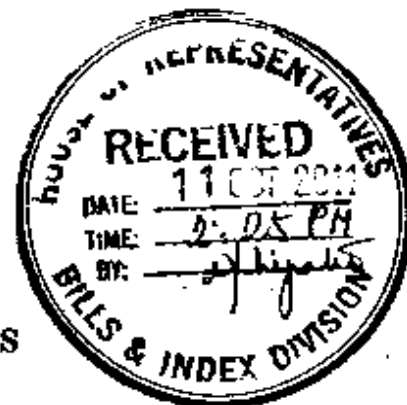




Republic of the Philippines  
**HOUSE OF REPRESENTATIVES**  
Quezon City, Metro Manila



Fifteenth Congress  
Second Regular Session

HOUSE BILL NO. **5407**

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Introduced by Honorable Andres "Andy" D. Salvacion, Jr.

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#### EXPLANATORY NOTE

This bill seeks to amend paragraph (c), Section 59 and Section 511 of Republic Act No. 7160, otherwise known as the "*Local Government Code of 1991*," by granting local government units (LGUs) the option to post ordinances with penal sanctions in conspicuous or prominent places in lieu of the required publication in a newspaper of general circulation.

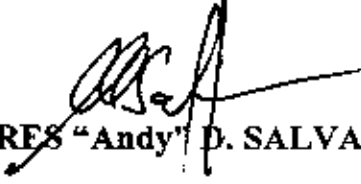
The Local Government Code of 1991 requires the publication in newspapers of ordinances with penal sanctions in order to give adequate notice to the general public that a local government unit is implementing a particular ordinance, the violation of which will have corresponding penalty. However, complying with the publication requirement under these provisions is considered by most LGUs, especially by the economically challenged municipalities, as very costly because of expensive publication fees it entails.

Consequently, many ordinances passed by LGUs have not been implemented because of the failure to comply with the publication requirement imposed by the Local Government Code of 1991. Thus, to make it easier and more convenient for LGUs to notify the people about ordinances with penal sanctions enacted by the local sanggunian, amendments to these provisions of the Local Government Code must be effected.

This measure intends to grant to LGUs the option of either posting ordinances with penal sanctions in at least three (3) conspicuous places in all municipalities and cities of the province where the sanggunian of origin is situated for a minimum period of three (3) consecutive weeks or publishing it in a newspaper of general circulation within the territorial jurisdiction of the LGU.

This amendment would provide an inexpensive option to LGUs and at the same time will serve the purpose of adequately informing the public of the ordinances with penal sanctions which are sought to be implemented by the LGUs.

In view of the foregoing, approval of this bill is earnestly sought.



ANDRES "Andy" D. SALVACION, JR.



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Fifteenth Congress  
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HOUSE BILL NO. **5407**

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Introduced by Honorable Andres "Andy" D. Salvacion, Jr.

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**AN ACT**  
**GRANTING THE LOCAL GOVERNMENT UNITS THE OPTION OF**  
**POSTING IN CONSPICUOUS PLACES ORDINANCES WITH PENAL**  
**SANCTIONS IN LIEU OF PUBLICATION IN A NEWSPAPER OF**  
**GENERAL CIRCULATION, AMENDING FOR THE PURPOSE**  
**REPUBLIC ACT NO. 7160, OTHERWISE KNOWN AS THE "LOCAL**  
**GOVERNMENT CODE OF 1991"**

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

SECTION 1. Paragraph (c), Section 59 of Republic Act No. 7160 is hereby amended to read as follows:

*"SEC. 59. Effectivity of Ordinances or Resolutions. – (a)*

Unless otherwise stated in the ordinance or resolution approving the local development plan and public investment program, the same shall take effect after ten (10) days from the date a copy thereof is posted in a bulletin board at the entrance of the provincial capitol or city, municipal, or barangay hall, as the case may be, and

in at least two (2) other conspicuous places in the local government unit concerned.

xxx

xxx

xxx

(c) The gist of all ordinances with penal sanctions, shall be published in a newspaper of general circulation within the province where the local legislative body concerned belongs[.] OR POSTED IN AT LEAST THREE (3) CONSPICUOUS PLACES [In the absence of any newspaper of general circulation within the province, posting of such ordinances shall be made] in all municipalities and cities of the province where the sanggunian of origin is situated FOR A MINIMUM PERIOD OF THREE (3) CONSECUTIVE WEEKS.

xxx

xxx

xxx.”

SEC. 2. Section 511 of the same Act is hereby amended to read as follows:

“SEC. 511. *Posting [and] OR Publication of Ordinances with Penal Sanctions.* – (a) Ordinances with penal sanctions shall be posted at prominent places in the provincial capitol, city, municipal or barangay hall, as the case may be, for a minimum period of three (3) consecutive weeks[. Such ordinances shall also be] OR published in a newspaper of general circulation, where available, within the territorial jurisdiction of the local government

concerned, except in the case of barangay ordinances. Unless otherwise provided therein, said ordinances shall take effect on the day following its publication, or at the end of the period of posting, whichever occurs later.

xxx

xxx

xxx.”

SEC. 3. *Repealing Clause.* – All laws, decrees, executive orders, rules and regulations, or parts thereof, inconsistent with the provisions of this Act are hereby repealed or modified accordingly.

SEC. 4. *Effectivity.* – This Act shall take effect fifteen (15) days after its publication in the Official Gazette or in two (2) national newspapers of general circulation.

Approved,