

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

15th Congress
Third Regular Session

COMMITTEE REPORT NO. 2299

Submitted by the Committee on Public Works and Highways on 08 AUG 2012

Re : **House Bill No. 6453**

Recommending its approval in substitution of House Bill No. 3552

Sponsors : Representatives Cosalan and Daza

Mr. Speaker:

The Committee on Public Works and Highways to which was referred House Bill No. 3552, introduced by Representative Raul A. Daza, entitled:

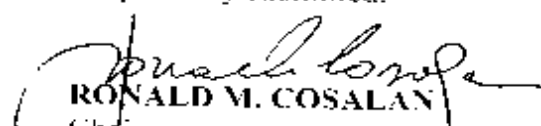
"AN ACT DECLARING THE SAN ISIDRO - LOPE DE VEGA ROAD IN THE FIRST DISTRICT, PROVINCE OF NORTHERN SAMAR, INTO A NATIONAL ROAD"

has considered the same and recommends the approval of attached House Bill No. **6453** - entitled:

"AN ACT CONVERTING THE SAN ISIDRO - LOPE DE VEGA ROAD IN THE FIRST DISTRICT, PROVINCE OF NORTHERN SAMAR INTO A NATIONAL ROAD"

in substitution of House Bill No. 3552 with Representative Raul A. Daza as author thereof.

Respectfully submitted:


RONALD M. COSALAN
Chairman
Committee on Public Works and
Highways

THE HONORABLE SPEAKER
HOUSE OF REPRESENTATIVES
Quezon City



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

Fifteenth Congress
Third Regular Session

HOUSE BILL NO. 6453

Introduced by Honorable Raul A. Daza

**"AN ACT CONVERTING THE SAN ISIDRO - LOPE DE VEGA ROAD IN
THE FIRST DISTRICT, PROVINCE OF NORTHERN SAMAR INTO A
NATIONAL ROAD"**

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

1 SECTION 1. The San Isidro – Lope de Vega Road in the First District.
2 Province of Northern Samar is hereby converted into a national road.

3 SECTION 2. The Secretary of Public Works and Highways shall
4 include in the Department's program the improvement, repair and
5 maintenance of the said road, the funding of which shall be included in the
6 annual General Appropriations Act.

7 SECTION 3. This Act shall take effect fifteen (15) days after its
8 publication in the Official Gazette or in at least two (2) newspapers of general
9 circulation.

10 Approved,



Republic of the Philippines
House of Representatives
Quezon City

FIFTEENTH CONGRESS
First Regular Session

HOUSE BILL No. 3552

Introduced by Honorable Raul A. Daza

EXPLANATORY NOTE

This bill proposes to declare San Isidro - Lope de Vega Road, in the First District of Northern Samar, into a national road. San Isidro is a municipality located along the Maharlika Highway, a primary arterial (national) road, which links Visayas, Luzon and Mindanao. This key and strategic 44.25-kilometer road connects San Isidro in the South Western part, where a RO-RO port is located, and the municipality of Lope de Vega (in the South-Eastern part). It likewise interconnects the southern parts of the towns of Catarman (Provincial Capital), Bobon, San Jose, Rosario and Victoria. This will also connect eventually the Second District of Northern Samar when the construction of the proposed Lope de Vega-Silvino Lobos-Las Navas-Gamay Road is realized. This proposed road will link the Samar Pacific Coastal Road, which connects the towns of Palapag, Mapanas, Lapinig, all in Northern Samar to the towns of Jipapad, Arteche, San Policarpo, Oras, all in Eastern Samar.

Northern Samar's current road network is concentrated along the coastal municipalities. In effect, interior municipalities and remote barangays have limited access to education, health and other basic services. Farming is the primary livelihood of the inhabitants of these areas. They have difficulty in transporting their farm products to the trading centers in the province and region. These areas have long been underdeveloped and the hotbed of insurgency due to absence of vital infrastructure such as road network.

Thus, the President included the construction of the San Isidro - Lope de Vega Road in the State of the Nation Address (SONA) as a priority project in 2008. This was funded by the National Government in the amount of P 210 Million in the same year.

Approval of this bill is earnestly sought.


RAUL A. DAZA



Republic of the Philippines
House of Representatives
Quezon City

FIFTEENTH CONGRESS
First Regular Session

HOUSE BILL No. 3552

Introduced by Honorable Raul A. Daza

AN ACT
DECLARING THE SAN ISIDRO - LOPE DE VEGA ROAD IN THE
FIRST DISTRICT, PROVINCE OF NORTHERN SAMAR, INTO A
NATIONAL ROAD

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

SECTION 1. The San Isidro - Lope de Vega Road in the First
District, Province of Northern Samar, is hereby declared a national road.

SEC. 2. The Secretary of Public Works and Highways shall issue
the necessary rules, orders or circulars to implement the provisions of
this Act.

SEC. 3. This Act shall take effect fifteen (15) days after its
publication in a newspaper of general circulation.

Approved,



Republic of the Philippines
House of Representatives
Quezon City, Metro Manila



HON. JOSEPH EMILIO A. ABAYA

*Congressman, 1st District, Cavite
Chairman, Committee on Appropriations*

July 18, 2012

HON. RONALD M. COSALAN

*Chairperson
Committee on Public Works and Highways*

Dear Chairperson Cosalan:

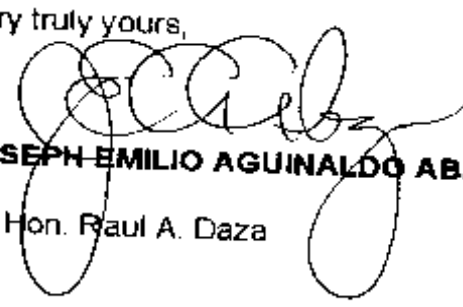
This refers to House Bill No. 3552, titled "**AN ACT DECLARING THE SAN ISIDRO - LOPE DE VEGA ROAD IN THE FIRST DISTRICT, PROVINCE OF NORTHERN SAMAR, INTO A NATIONAL ROAD**" and House Bill No. 4135, titled, "**AN ACT DECLARING THE CAPUL CIRCUMFERENTIAL ROAD IN THE FIRST DISTRICT, PROVINCE OF NORTHERN SAMAR, INTO A NATIONAL ROAD**" which were referred to the Committee on Appropriations.

Please be informed that the Committee recommends the approval of the said bill with the following omnibus amendment:

On Section 2, delete the entire provision and in lieu thereof substitute the following

SECTION 2. THE SECRETARY OF PUBLIC WORKS AND HIGHWAYS SHALL INCLUDE IN THE DEPARTMENT'S PROGRAM THE IMPROVEMENT, REPAIR AND MAINTENANCE OF THE SAID ROAD, THE FUNDING OF WHICH SHALL BE INCLUDED IN THE ANNUAL GENERAL APPROPRIATIONS ACT.

Very truly yours,


JOSEPH EMILIO AGUINALDO ABAYA

cc Hon. Raul A. Daza



REPUBLIC OF THE PHILIPPINES

House of Representatives

Quezon City, Metro Manila

15TH CONGRESS

First Regular Session

**MINUTES OF MEETING CONDUCTED BY THE COMMITTEE ON PUBLIC
WORKS AND HIGHWAYS HELD ON 24 NOVEMBER 2000, 1:30 P.M., ROOM 5126
R. ANDAYA HALL, HOUSE OF REPRESENTATIVES, QUEZON CITY.**

MEMBERS PRESENT

- | | |
|--------------------------------------|----------|
| 1. HON. RONALD M. COSAÑAN | Chairman |
| 2. HON. YEVGUNY VICENTE B. ESMANO | |
| 3. HON. TOMAS V. APACIBLE | |
| 4. HON. HILMA Z. ALMARIO | |
| 5. HON. ARNELLO P. GO | |
| 6. HON. ROMEO M. ACOP | |
| 7. HON. EUGRANIO C. CRIGUEL, M.D. | |
| 8. HON. DANILO E. SUAREZ | |
| 9. HON. CARMELO F. LAZATIN | |
| 10. HON. IMELDA G. CALINTO-RUBIANO | |
| 11. HON. NELSON L. DAYANGHIRANG | |
| 12. HON. PANGALIAN M. BALINDONG | |
| 13. HON. ALFREDO A. GARBIN, JR. | |
| 14. HON. MARILYN L. PRIMICIAS-AGABAN | |
| 15. HON. JOSE R. PING-AY | |
| 16. HON. EULOGIO R. MAGSAYSAY | |
| 17. HON. PEDRO B. ACUARON, JR. | |
| 18. HON. NANCY A. CATAMCO | |
| 19. HON. BERNARDO M. VERGARA | |
| 20. HON. PHILIP A. PICILAY | |
| 21. HON. ACMAD M. TOMAWIS | |
| 22. HON. ALFREDO ABELARDO B. BENITEZ | |
| 23. HON. FLORENCIO T. ATRATO-CRES | |
| 24. HON. MARIA JOCELYN V. BERNOS | |
| 25. HON. IMELDA G. DINAPORO | |
| 26. HON. SALVIO R. FORTUNO | |
| 27. HON. TOMAS V. APACIBLE | |
| 28. HON. ANDRES D. SALVACION, JR. | |
| 29. HON. JOSE R. PING-AY | |
| 30. HON. MAXIMO B. RODRIGUEZ, JR. | |
| 31. HON. PEDRO M. PANCHIO | |
| 32. HON. GABRIEL L. R. QUISUMBING | |
| 33. HON. ARNEL M. CLARIFICA | |
| 34. HON. GLEODORICO T. HARESCO, JR. | |
| 35. HON. JOSE S. AQUINO II | |

AS PRESENT:

1. HON. ERICO B. ADMENTADO
2. HON. JOSEPH F. VIOLAGO
3. HON. FATIMA ALIAT Q. DIMAFORO
4. HON. SALVADOR H. ESCUDERO III
5. HON. GIORGIDI B. AGGABAO
6. HON. JOSE CARLOS L. CARI
7. HON. MAXIMO B. DALOG
8. HON. ELMER E. PANOTES
9. HON. MERCEDES K. ALVAREZ
10. HON. ERIC G. SINGSON, JR.
11. HON. BENHUR L. SALIMBANGON
12. HON. NARCISO R. BRAYO, JR.
13. HON. AURELIO D. GONZALES, JR.
14. HON. KENE L. RELAMPAGOS
15. HON. MYLENE J. GARCIA-ALBANO
16. HON. JESUS EMMANUEL M. PARAS
17. HON. JESUS "BOYING" F. CELESTE

GUEST(S) IN ATTENDANCE

1. Hon. Rogelio L. Singson	-	Secretary	DPWH
2. Mr. Edwin M. Fontes	-	OIC-IPRSD	"
3. Engr. Dominador Aquino	-	Engineer	"
4. Dic. Luis A. Mamitag	-	Director IV	"
5. Engr. Carlos P. Zamora	-	Engineer III	"
6. Dic. Melvin Mavaro	-	DS	"
7. Ms. Joy M. Unalan	-	Liaison Officer	"
8. Mr. Dando L. Valero	-	Executive Director	Road Board
9. Atty. Allan Guevara	-	Proj. Mngt., Legal	Road Board
10. Mr. Lyndon Llenus	-		Road Board

I. CALL TO ORDER

The meeting was called to order at 2:05 P.M. by the Chairman of the Committee on Public Works and Highways, Honorable Ronald M. Cositan.

II. APPROVAL OF THE MINUTES OF THE PREVIOUS MEETING (SEPTEMBER 12, 2011)

Upon the motion of Hon. Marc Douglas C. Cagas IV, the minutes of the previous meeting was approved.

III. DELIBERATIONS/ACTIONS ON MEASURES:

Stressing on the numerous numbers of bills filed and as moved by Hon. Marc Douglas C. Cagas IV, there was an omnibus motion to unanimously approve the 295 House Bills on Road Conversion (as per Annex A list of approved bills) subject to the submission by the authors of the necessary Requirements for Road Conversion.

Rep. Thelma L. Almagro clarified the inclusion of House Resolution No. 185 on the agenda entitled: "A Resolution urging the Department of Public Works and Highways, through its Secretary, the Honorable Rogelio L. Singson to declare the national secondary road, the Dabacan-Lawigan road in the Municipality of Manobo."

"ANNEX A"

LIST OF APPROVED ROAD CONVERSION BILLS IN THE MEETING OF THE COMMITTEE ON PUBLIC WORKS AND HIGHWAYS LAST NOVEMBER 24, 2010

House Bill Nos. 36, 37, 70, 184, 188, 256, 323, 374, 375, 376,
377, 378, 379, 380, 381, 387, 447, 547, 575, 576, 577,
578, 672, 673, 674, 675, 676, 676, 677, 678, 688, 690, 691, 692,
765, 797, 810, 814, 818, 853, 874, 875, 876, 877, 878, 879, 880,
881, 882, 883, 922, 923, 977, 978, 982, 983, 984, 985, 989, 991,
1022, 1032, 1034, 1039, 1101, 1112, 1122, 1123, 1124, 1145, 1170,
1175, 1176, 1177, 1178, 1236, 1237, 1238, 1239, 1240, 1241,
1251, 1258, 1293, 1304, 1306, 1356, 1420, 1421, 1424, 1427, 1466,
1499, 1533, 1535, 1537, 1538, 1539, 1540, 1629, 1709, 1747, 1750,
1760, 1765, 1769, 1789, 1824, 1825, 1826, 1856, 1857, 1907,
1940, 1941, 1941, 1943, 1944, 1945, 1946, 1947, 1948, 1949,
1950, 1951, 1952, 1953, 1954, 1955, 1956, 1957, 1958, 1959,
1990, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2033,
2089, 2103, 2107, 2125, 2139, 2148, 2150, 2151, 2152, 2229,
2232, 2233, 2234, 2254, 2255, 2256, 2257, 2261, 2312, 2313,
2314, 2315, 2316, 2324, 2326, 2327, 2329, 2330, 2331, 2372,
2396, 2397, 2404, 2409, 2417, 2427, 2428, 2429, 2430, 2431,
2432, 2434, 2442, 2469, 2470, 2508, 2532, 2599, 2600, 2601,
2602, 2603, 2604, 2605, 2606, 2607, 2608, 2628, 2660, 2664,
2713, 2714, 2738, 2741, 2741, 2748, 2750, 2751, 2752, 2763,
2754, 2767, 2784, 2785, 2787, 2788, 2790, 2864, 2865, 2886,
2887, 2900, 2937, 3008, 3010, 3034, 3065, 3085, 3096, 3097,
3098, 3099, 3109, 3110, 3111, 3167, 3169, 3170, 3171, 3173,
3174, 3175, 3176, 3211, 3212, 3213, 3214, 3215, 3216, 3217,
3237, 3238, 3239, 3240, 3241, 3242, 3243, 3245, 3246, 3247,
3282, 3283, 3296, 3297, 3298, 3307, 3324, 3325, 3326, 3327,
3347, 3348, 3352, 3353, 3371, 3373, 3393, 3394, 3395, 3414,
3420, 3438, 3488, 3490, 3549, 3550, 3552, 3557, 3641 & 3642.

Province of Davao Oriental", therefore a motion duly seconded the said House Resolution was adopted and approved by the Committee.

With the bills Nos. 114, 1351 and 722, which seeks to amend RA 8794 (MVC Law), the author of HB No. 134, Hon. Danilo L. Suarez stressed the necessity of amending the bill since it will not only improve the condition of the national roads but also of the local roads in the different regions. He emphasized that with the amendment of the law, the safety of motorists traveling along the road will be ensured. Another salient point that was pointed out by the author was that certain portion of MVLC funds will be utilized for free smoke emission testing of vehicle for regulation as embodied in the said bill.

Congressman Salvador H. Escudero III commented that the DPWH Secretary should take note that funds for local roads allocation are not well distributed and urged the other members of the House, in whatever party affiliation, will be good that allocations by providing an equitable and sufficient funding support for road maintenance and rehabilitation works. He also reminded the Secretary to submit justifications on fund distribution for national roads and to have an equal allocation of funds to the different districts.

The Secretary assured that he will take note of the comment.

Congressman Elmer E. Panotes suggested to the body that construction, repair and maintenance of local/barangays roads should be the responsibility of the Provincial government and the corresponding funds be charged against their *Internal Revenue Allotment* (IRA) or, be handed back to DPWH in order to reaffirm the policy that MVLC funds are solely for the national roads maintenance and rehabilitation work.

Congressman Suarez then emphasized that the original intention in creating the MVC Law which was approved in 1979 was to assist the different Districts in the country in improving the roads. The amendments on the bill were filed in order to finally correct the loopholes in the implementation of the said law and be able to service to the motorists by using well maintained road. He also stressed that approval on the amendments of the MVC law will justify the relevance of allocations from national road to local road funds.

Congressman Pedro J. Acharon, Jr. asked the Secretary to provide the members with the list of the 50,000 kms. national roads and how many of these national roads are now being assessed for maintenance and repairs. He said that such list will be used as benchmarks in the evaluation of whether there is a need for the MVLC funds to be allocated for repair of the national roads.

The Secretary assured the Committee that they will provide the road evaluation report per Congressional District whether they are good, fair and bad conditions based on the DPWH's visual and roughness index on national and local roads.

The Chairman elicited from the Hon. Secretary the following DPWH concerns:

- Reiterated the Department's position to adequately and efficiently manage and maintain national roads in the country by providing an equitable and sufficient funding support for maintenance and rehabilitation works based on the Highway Development Management Program of the Department.
- He also stated that DPWH is providing Road Board funds to State/Municipal Development Authority (SMDAs) for road side maintenance works except



- 2009 and 2010. By 2011, MMDA will require *2000* warm bodies to clean road sides regularly and will be paid on daily minimum wage basis.
- Secretary Singson stated to amend the provision that *"The Road Board shall manage and disburse the fund and exercise oversight functions on road conversion..."* and said that the technicalities in the conversion of municipal/provincial roads to national roads are the duties of the DPWH and not of the Road Board.
 - The Secretary pointed also the provision on the amendment of the bill which shall provide that a certain percentage of the *100%* MVLC fund allocation will be distributed with 15% flexibility of the total fund *will go to Special Local Road Fund, 3% Special Road Safety Fund, 5% Special Vehicle Pollution Control Fund* and the remaining fund of 85% will be distributed and allocated with 80% going to national roads and 20% to local roads.
 - The Secretary also suggested that MVLC funds be distributed on per Congressional district allocation based on the guidelines of the Road Board.

In addition, Chairman Ronald Cosalan asked who the Pollution testing is under the responsibility of the Department of Trade and Industry (DTI) and he reminded the secretary to direct the District Engineers to assist in the motor vehicle pollution assessment and come up with testing equipments for this purpose. He also reminded that smoke emission test is free for vehicle owners.

The Secretary stated that the Land Transportation Office (LTO) will do the pollution testing and not the DTI since the DPWH is already overloaded with work.

Hon. Danilo P. Suarez, moved for the approval of the consolidated version of RRB Nos. 134, 1351 and 2622 and submit the substitute bill for approval in the amendments of RA 8791.

After hearing the DPWH concerns and upon motion of Hon. Tomas V. Apacibon that was duly seconded, the members approved to adopt of the substitute bill of Hon. Danilo P. Suarez with the Committee members, all members who are present and those who signified their intentions to become co-sponsors of the above mentioned bill.

On House Bill No. 3361 – the author, Honorable Eric B. Aumentado stated that ERI 3361 is a special law deemed to provide reforms in the Department of Public Works and Highways and other government institutions and to find measures to curb corruption in the procurement process.

The DPWH Secretary stated that the Department has already started the accreditation of regional contractors who are now allowed to participate in public buildings and procurement of contracts in accordance with Public Works Act. He also informed that the reforms done by DPWH was to refocus the role of the Regional offices to oversight functions in the engineering, planning and supervising the works of the Department as the Regional Offices are detached from the bidding of projects. Furthermore, the District Offices will bid out projects amounting to P50 million only, and more than P50 million will be bidded at the DPWH central office.

Hon. Cosalan suggested to the Department the possibility of adopting the *provisional* contracting system which is a package of materials and labor for a road projects contract. He stressed that this system will guard against the monopoly of commercial contracted contractors.

The DPWH Secretary took the suggestion and posed no objection to the proposal of the Chairman.

As to the HB 5361 proposed by Hon. Amantado, the Chairman, Hon. Ronald M. Cosalan informed the members that a Technical Working Group (TWG) will be formed to review and consolidate amendments to the said bill. Furthermore, the Committee Vice Chairman, Hon. Manuel S. Agyao suggested to invite other sectional representatives like the members of the Contractors Association of the Philippines and other contractor groups who can provide their comments and inputs in support of the bill.

Upon motion it was approved to create a Technical Working Group (TWG) for consideration and further deliberation of HB No. 5361.

IV. OTHER MATTERS

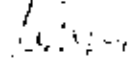
Hon. Agyao congratulated the Secretary of DPWH relative to the different reforms initiated in the Department foremost of which is the transparency in bidding on projects in the District Engineering offices. The P50M ceiling in the DE offices will focus the project implementation at the district level.

V. ADJOURNMENT

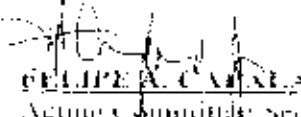
Without any other matters to discuss and upon motion that was duly seconded the meeting was adjourned by the Chairman at around 4:07 P.M.

Thereby certifying to the correctness of the foregoing minutes.

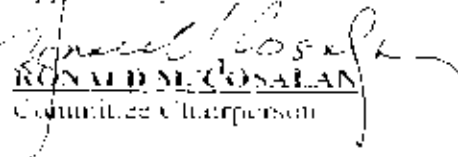
Prepared by:


LUDVINAS HOYER
SUSO II

Certified Correct:


FELIPE A. CAMALAD
Acting Committee Secretary

Approved by:


RONALD M. COSALAN
Committee Chairperson