

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

SIXTEENTH CONGRESS
First Regular Session

HOUSE BILL NO. 4087



Introduced by: **HONORABLE NOEL L. VILLANUEVA**

EXPLANATORY NOTE

The O'Donnel Resettlement Area in Barangay Aranguren, Municipality of Capas, Province of Tarlac was separated from Barangay Aranguren and constituted as Barangay Cristo Rey under Provincial Ordinance No. 004-2003.

The people of the entire Barangay Aranguren ratified the creation of Barangay Cristo Rey in a plebiscite as proclaimed by the Plebiscite Board of Canvassers on December 13, 2003. It is quite unfortunate however, that since its creation, the newly created Barangay Cristo Rey has been deprived of its rightful share of the Internal Revenue Allotment Shares for the reason that it was created by a local government unit. The proviso under Section 285 of Republic Act No. 7160 as amended, otherwise known as the Local Government Code of 1991 specifically states that "*Provided finally*, That the financial requirements of barangays created by local government units after the effectivity of this Code shall be the responsibility of the local government unit concerned." Hence, a legislative fiat is necessary for the said barangay to get IRA share from the national government.

This bill therefore seeks to create a barangay, the same barangay which was separated from Barangay Aranguren, Capas, Tarlac and constituted as Barangay Cristo Rey, to be known now as Barangay Navy.

The rationale behind the change of name is to preserve the identity of the place in the O'Donnel Resettlement Area then popularly called Navy because many personnel of the United States Navy resided and some facilities were located.

It is worthy to mention that a similar bill was approved by the House of Representatives during the Fifteenth Congress and was transmitted to the Senate. It had its initial hearing at the Senate Committee on Local Government but unfortunately, it never reached the Senate plenary due to lack of material time.

The foregoing reasons warrant the approval of this bill.


REP. NOEL L. VILLANUEVA
Third District, Tarlac

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AN ACT
CREATING A BARANGAY TO BE KNOWN AS BARANGAY NAVY IN THE
MUNICIPALITY OF CAPAS, PROVINCE OF TARLAC

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

SECTION 1. *Creation of Barangay Navy.* - The O'Donnel Resettlement Area in Barangay Aranguren, Municipality of Capas, Province of Tarlac which was separated from Barangay Aranguren and constituted as Barangay Cristo Rey under Provincial Ordinance No. 004-2003 in 2003 is hereby created and shall hereafter be known as Barangay Navy.

The technical description of Barangay Navy shall be as follows:

"Bounded on the East along lines 1-2, by lot 1904, line 2-3 by lot 1903, both in Capas Cadastre; on the South along lines 3-4; 4-5; 5-6; 6-7; 7-8; 8-9; 9-10; 10-11; and 11-12 by the Provincial Road to O'Donnel and beyond by the portion of the reservation; and on the West and North along lines 12-13 and 13-14 by the portion of the reservation; and on the East by lot 1706 of Capas Cadastre. Beginning at a point marked "1" on the stretch plan being identical to BBM No. 48 of Capas Cadastre; covering an area of 348.27 hectares more or less."

SEC. 2. *Conduct and Supervision of Plebiscite.* - Pursuant to Section 10 of Republic Act 7160 as amended, otherwise known as the Local Government Code of 1991, the new Barangay Navy shall exist upon the majority of the votes cast by the qualified voters in a plebiscite to be conducted and supervised by the Commission on Elections (COMELEC) in the area affected, within sixty (60) days from the effectivity of this Act.

The expenses for such plebiscite shall be borne by the Municipality of Capas, Province of Tarlac.

SEC. 3. *Incumbent Barangay Officials.* – The incumbent barangay officials of the Barangay Cristo Rey shall continue to hold office until such time that their successors have been duly elected and qualified.

SEC. 4. *Public Infrastructures and Facilities.*– All existing public infrastructures and facilities for public use existing therein at the time of the approval of this Act are hereby transferred without cost or compensation to and shall be administered by the new barangay.

SEC. 5. *Internal Revenue Allotment Shares.* - Barangay Navy shall be entitled to Internal Revenue Allotment shares pursuant to Section 285 of Republic Act No. 7160 otherwise known as the Local Government Code of 1991.

SEC. 6. *Effectivity.* – This Act shall take effect fifteen (15) days after its publication in any newspaper of general circulation.

Approved,