



Sixteenth Congress
First Regular Session

HOUSE BILL NO. **4406**

Introduced by Honorable Henry S. Oaminal

EXPLANATORY NOTE

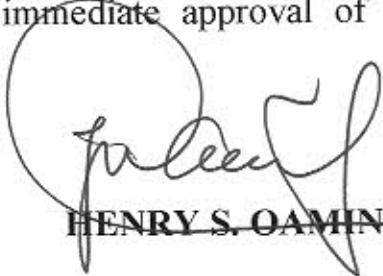
This bill seeks to create an additional branch of the Regional Trial Court (RTC) in Ozamis City, to convert the existing Municipal Circuit Trial Court (MCTC) comprising the Municipalities of Clarin and Tudela into the Municipal Trial Court (MTC) of Clarin, and to create the Municipal Circuit Trial Court (MCTC) comprising the Municipalities of Sinacaban and Tudela, all in the second legislative district of the Province of Misamis Occidental.

The Second District of the Province of Misamis Occidental is fast developing and growing as economic centers of the northwestern part of Mindanao. As such, it attracts people to migrate there. With the increasing population and economic growth, there is a rise in the incidence of crime and in the number of legal cases. This explains why the existing judicial courts in the second legislative district of the Province of Misamis Occidental are beset with problems of docket congestions and delays in the resolution of cases. Records from the judicial courts in Misamis Occidental show that loads from the second district covers a vast volume of cases which clog the court dockets and drag the dispensation of justice in the area. Hence, the creation of an additional branch of the RTC in Ozamis City, the conversion of the MCTC Clarin-Tidela MTC in Clarin, and an MCTC in in the second legislative district of the province is of utmost importance for the people therein because it will ease the burden of the courts and will certainly lead to a speedier and inexpensive resolution of cases.

The existing 4th MCTC comprising the municipalities of Jimenez and Sinacaban will be reorganized, where the Municipality of Sinacaban will be no longer be circuitized with the Municipality of Jimenez, located in the first

legislative district of Misamis Occidental. The Municipality of Sinacaban will now be circuitized with the Municipality of Tudela to comprise the new MCTC Sinacaban-Tudela, with seat in Sinacaban.

In consonance with the State's policy of providing effective mechanisms for the efficient administration of justice, the immediate approval of this bill is earnestly requested.



HENRY S. OAMINAL

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AN ACT
CREATING AN ADDITIONAL BRANCH OF THE REGIONAL TRIAL COURT IN OZAMIS CITY, CONVERTING THE MUNICIPAL CIRCUIT TRIAL COURT COMPRISING THE MUNICIPALITIES OF CLARIN AND TUDELA INTO THE MUNICIPAL TRIAL COURT OF CLARIN, AND CREATING A NEW MUNICIPAL CIRCUIT TRIAL COURT COMPRISING THE MUNICIPALITIES OF SINACABAN AND TUDELA, ALL IN THE SECOND LEGISLATIVE DISTRICT OF THE PROVINCE OF MISAMIS OCCIDENTAL, AMENDING FOR THE PURPOSE BATAS PAMBANSA BLG. 129 OTHERWISE KNOWN AS "THE JUDICIARY REORGANIZATION ACT OF 1980", AND APPROPRIATING FUNDS THEREFOR

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

SECTION 1. There shall be created an additional Regional Trial Court (RTC) branch in Ozamis City, and a Municipal Circuit Trial Court (MCTC) comprising the municipalities of Sinacaban and Tudela, all in the second legislative district of the Province of Misamis Occidental.

The existing Municipal Circuit Trial Court (MCTC) comprising the municipalities of Clarin and Tudela, both in the second legislative district of the

Province of Misamis Occidental, shall be converted into the Municipal Trial Court (MTC) of Clarin.

The existing Fourth Municipal Circuit Trial Court (MCTC) comprising the municipalities of Jimenez and Sinacaban shall be reorganized, where the Municipality of Sinacaban shall no longer be circuitized with the Municipality of Jimenez, located in the first legislative district of the province of Misamis Occidental. The Municipality of Sinacaban together with the Municipality of Tudela shall now comprise the Fourth Municipal Circuit Trial Court, with seat at Sinacaban.

SEC. 2. The Chief Justice of the Supreme Court, in coordination with the Secretary of Justice, shall immediately include in its program the operationalization of the additional Regional Trial Court, the Municipal Trial Court, and the Municipal Circuit Trial Court in the Second Legislative District of the Province of Misamis Occidental, the funding of which shall be included in the General Appropriations Act. The funds necessary for the operation of the Courts herein created and reorganized shall be appropriated and released only upon the actual organization of the Courts and the appointment of personnel.

SEC. 4. All pending cases within the jurisdiction of the municipalities of Sinacaban and Tudela shall be transferred to the newly created Fourth Municipal Circuit Trial Court and, with respect to the Municipality of Jimenez, to the Third Municipal Circuit Trial Court, and shall be tried and decided therein.

SEC. 3. This Act amends Section 14 (k) and Section 29 of Batas Pambansa Bilang 129, as amended. All laws, decrees, orders, rules and regulations, other issuances or parts thereof inconsistent with the provisions of this Act are hereby repealed and modified accordingly.

SEC. 4. This Act shall take effect fifteen (15) days after publication in the Official Gazette or in a newspaper of general circulation.

Approved,