

Republic of the Philippines

HOUSE OF REPRESENTATIVES

Quezon City, Philippines

16th Congress

Second Regular Session

House Bill No. **5357**

Introduced by: **HON. PRYDE HENRY A. TEVES**

EXPLANATORY NOTE

On December 24, 2000, by virtue of Republic Act No. 8983, Bayawan was proclaimed as a chartered city, the first in the Third District of Negros Oriental. It boasts its distinction as a "Character City" (International Association of Character Cities) and a pioneer "Healthy City" (DOH certified) in the Philippines.

However, the city's population had significantly grown increasing its needs to provide better service to its constituents. Accordingly, its charter should be appropriately amended to take account of various circumstances and times.

Therefore, this bill aims to amend the city's charter by creating the office of Register of Deeds, serving the city and the neighboring towns of Basay and Sta. Catalina, as well as the office of the Assistant City Administrator. Furthermore, the bill intends to emphasize the role of Sangguniang Panlungsod in regulating gambling in the city.

The passage of this bill is earnestly sought.


PRYDE HENRY A. TEVES



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**AN ACT AMENDING CERTAIN SECTIONS OF THE CHARTER
OF THE CITY OF BAYAWAN FOR THE PURPOSE OF
CREATING THE OFFICES OF REGISTER OF DEEDS AND
ASSISTANT CITY ADMINISTRATOR AND TO EMPHASIZE
THE PROHIBITION ON ILLEGAL GAMBLING**

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

Section 1. - Section 7 of Republic Act No. 8983, otherwise knowns as the Charter of the City of Bayawan, is hereby amended to read as follows:

“Section 7. The Officials of the City of Bayawan. - (a) There shall be in the City: a city mayor, a city vice mayor, sangguniang panlungsod members a secretary to the sangguniang panlungsod, a city treasurer and an assistant city treasurer, a city assessor and an assistant city assessor, a city accountant, a city budget officer, a city planning and development coordinator, a city engineer, a city health officer, a city civil registrar, a city administrator and an assistant city administrator, a city legal officer, a city social welfare and development officer, a city veterinarian, a city general services officer, a city agriculturist, a city cooperatives officer, and an environment and natural resources officer;”

Section 2. - Section 10 paragraph D, subparagraph 1(c) of the same act is hereby amended to read as follows:

(e) Enact ordinances intended to prevent, suppress and impose appropriate penalties for habitual drunkenness in public places, vagrancy, mendicancy, prostitution, establishment and maintenance of houses of ill repute, illegal gambling and other prohibited games of chance, fraudulent devices and ways to obtain money or property, drug addiction, maintenance of drug dens, drug pushing, juvenile delinquency, the printing, distribution or exhibition of obscene or pornographic materials or publications, and such other activities inimical to the welfare and morals of the inhabitants of the City;

Section 3. - A new section to be known as Section 36-A of the same Act is hereby inserted between Sections 36 and 37, to read as follows:

“Section 36-A. Assistant City Administrator. - (a) The city administrator must be a citizen of the Philippines, a resident of the City of Bayawan, of good moral character, a holder of a college degree preferably in public administration, law, or any other related course from a recognized college or university, and a first grade civil service eligible or its equivalent. He must have acquired experience in management or administrative work for at least three (3) years immediately preceding the date of his appointment.

(b) The assistant city administrator shall receive such compensation, emoluments and allowances as may be determined by law.

(c) The assistant city administrator shall assist the city assessor and perform such other duties as the latter may assign to him.”

Section 4. Article VIII is hereby amended and two new sections, under the said article, to be known as Sections 51 and 52 are hereby inserted between Sections 50 and 51, to read as follows:

Article VIII

The City Fire Station Service, The City Jail Service, The City School Division, The City Prosecution Service and The City Register of Deeds”

“Section 51. The City Registry of Deeds Office. - There shall be established in the City a registry of deeds office, subject to the standards, rules and regulations as may be promulgated by the Department of Justice (DOJ), and shall discharge its duties under the general supervision of the administrator of the Land Registration Authority and the Secretary of the DOJ.”

“Section 52. The City Register of Deeds. - (a) The city register of deeds shall be the head of the City Registry of Deeds Office. He must be a citizen of the Philippines, a resident of the City, of good moral character, a member of the Integrated Bar of the Philippines and must have practiced his profession for at least five years immediately preceding the date of his appointment.

(b) The city register of deeds shall receive such compensation, emoluments and allowances as may be determined by law.

(c) The city register of deeds shall take charge of the City Registry of Deeds Office and shall perform such duties and functions, and exercise such other powers as may be provided by law.”

Then, renumber Sections 51 through 63 as Sections 53 through 65, respectively.

Section 5. - Separability Clause. – If for any reason, any provision of this Act is declared unconstitutional or invalid, the other parts or provisions hereof which are not affected thereby shall continue to be in full force and effect.

Section 6. – Repealing Clause. – Any law, presidential decree or issuance, executive order, letter of instruction, administrative rule or regulation contrary to or inconsistent with the provisions of this Act is hereby repealed, modified or amended accordingly.

Section 7. - This act shall take effect after fifteen (15) days following its publication in two (2) newspapers of general circulation.

Approved,