

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

SEVENTEENTH CONGRESS
First Regular Session

HOUSE BILL NO. 4642



Introduced by **Rep. Winston "Winnie" Castelo**

EXPLANATORY NOTE

Republic Act No. 7924 declared the Metropolitan Manila as a special development and administrative region comprising of cities and municipalities in the area under the direct supervision of the President of the Philippines, and created the Metropolitan Manila Development Authority (MMDA) to replace the Metropolitan Manila Authority which was constituted under and by virtue of Executive Order No. 392, dated January 9, 1990.

The governing board of the MMDA is the Metro Manila Council. The Council is composed of the mayors of the seventeen component local government units, the president of the Metro Manila Vice-Mayors League and the president of the Metro Manila Councilors League. As the policy-making body of the MMDA, the Metro Manila Council approves metro-wide plans, programs and projects, and issues the necessary rules and regulations for the implementation of said plans; it approves the annual budget of the MMDA and promulgates the rules and regulations for the delivery of basic services, collection of service and regulatory fees, fines and penalties.

However, it has been observed that policy directions relative to land development crafted by the Council are not uniformly observed. Thus, it is necessary to strengthen the MMDA by adding a provision authorizing the Council to review development permits for residential, commercial, or industrial purposes and for other major land development projects with metro-wide transport and traffic impact, issued by the city and municipal governments within metro manila. A provision specifying the effectivity of ordinances and resolutions passed by the Council is likewise added to ensure the harmonized and effective delivery of services in Metro Manila.

Foregoing considered, immediate passage of this bill is most earnestly sought.

WINNIE CASTELO

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**AN ACT GRANTING THE METRO MANILA DEVELOPMENT AUTHORITY
(MMDA) ADDITIONAL POWERS AND FUNCTIONS, AMENDING FOR THE
PURPOSE REPUBLIC ACT NO. 7924**

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

SECTION 1. *Added function and power of the MMDA.* -- Section 5 of Republic Act No. 7924, is hereby amended to read as follows:

"(a) Formulate, coordinate and regulate the implementation medium and long-term plans and programs for the delivery of metro-wide services, land use and physical development within Metropolitan Manila, consistent with national development objectives and priorities;

(b) Prepare, coordinate and regulate, the implementation of medium-term investment programs for metro-wide services which shall indicate sources and uses of funds for priority programs and projects, and which shall include the packaging of projects and presentation of funding institutions;

(c) Undertake and manage on its own metro-wide programs and projects for the delivery of specific services under its jurisdiction, subject to the approval of the Council. For this purpose, MMDA can create appropriate project management offices;

(d) Coordinate and monitor the implementation of such plans, programs and projects in Metro Manila; identify bottlenecks and adopt solutions to problems of implementation;

(e) The MMDA shall set policies concerning traffic in Metro Manila, and shall coordinate and regulate the implementation of all programs and projects concerning traffic management, specifically pertaining to enforcement, engineering and education. Upon request, it shall be extended assistance and cooperation, including but not limited to, assignment of personnel, by all other government agencies and offices concerned;

(f) Install and administer a single ticketing system, fix, impose and collect fines and penalties for all kinds of violations of traffic rules and regulations, whether moving or non-moving in nature, and confiscate and suspend or revoke driver's licenses in the enforcement of such traffic laws and regulations, the provisions of RA 4136 and PD 1605 to the contrary notwithstanding. For this purpose, The Authority shall enforce all traffic laws and regulations in Metro Manila, through its traffic operation center, and may deputize members of the PNP, traffic enforcers of local government units, duly licensed security guards, or members of non-governmental organization to whom may be delegated certain authority, subject to such conditions and requirements as the Authority may impose;

(G) REVIEW DEVELOPMENT PERMITS FOR SUBDIVISION PLANS FOR RESIDENTIAL, COMMERCIAL, OR INDUSTRIAL PURPOSES AND FOR OTHER MAJOR LAND DEVELOPMENT PROJECTS WITH METROWIDE TRANSPORT AND TRAFFIC IMPACTS, ISSUED BY THE CITY AND MUNICIPAL GOVERNMENTS WITHIN METRO MANILA, TO ENSURE THAT THEY ARE CONSISTENT WITH MMDA'S DEVELOPMENT PLAN, AND FOR THIS PURPOSE ESTABLISH A TRAFFIC IMPACT ASSESSMENT SYSTEM; AND

(H) Perform other related functions required to achieve the objectives of the MMDA, including the undertaking of delivery of basic services to the local government units, when deemed necessary subject to prior coordination with and consent of the local government unit concerned.

SECTION 2. *Insertion of a new section.* - A new Section is hereby inserted after Section 6 of the same Act, to read as follows:

"SEC. 7. EFFECTIVITY OF ORDINANCES AND RESOLUTIONS. - (A) AN ORDINANCE OR RESOLUTION PASSED BY THE COUNCIL, IN EXERCISE OF ITS RULE-MAKING POWER AS PROVIDED FOR IN SECTION 6 HEREOF, SHALL BE POSTED IN A BULLETIN BOARD AT THE ENTRANCE OF THE MMDA BUILDING AND IN AT LEAST TWO (2) OTHER CONSPICUOUS PLACES IN THE OFFICE OF MMDA WITHIN TEN (10) DAYS FROM ITS APPROVAL AND SHALL TAKE EFFECT FIFTEEN (15) DAYS AFTER SUCH POSTING.

(B) ORDINANCES WITH PENAL SANCTIONS SHALL BE PUBLISHED IN A NEWSPAPER OF GENERAL CIRCULATION WITHIN METRO MANILA AND SHALL TAKE EFFECT FIFTEEN (15) DAYS THEREAFTER."

SECTION 3. *Renumbering of succeeding sections.* - The succeeding sections are hereby renumbered accordingly.

SECTION 4. *Separability Clause.* – If any provision or part hereof is held invalid or unconstitutional, the remainder of the provision not otherwise affected shall remain valid and subsisting.

SECTION 5. *Repealing Clause.* – Any law, presidential decree or issuance, executive order, letter of instruction, administrative order, rule or regulation contrary to, or inconsistent with, the provisions of this Act is hereby repealed, modified or amended accordingly.

SECTION 6. *Effectivity.* – This Act shall take effect after fifteen (15) days following its publication in at least two (2) newspapers of general circulation.

Approved,