

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

SEVENTEENTH CONGRESS
First Regular Session

House Bill No. **5380**



Introduced by Rep. JOSE T. PANGANIBAN, JR.
of ANAC-IP Partylist

AN ACT
POSTPONING THE OCTOBER 2017 BARANGAY AND
SANGGUNIANG KABATAAN ELECTIONS, AMENDING FOR
THE PURPOSE REPUBLIC ACT NO. 9164, AS AMENDED BY
REPUBLIC ACT NO. 9340, REPUBLIC ACT NO. 10656 AND
REPUBLIC ACT NO. 10923, PRESCRIBING ADDITIONAL
RULES GOVERNING THE CONDUCT OF BARANGAY AND
SANGGUNIANG KABATAAN ELECTIONS AND FOR
OTHER PURPOSES

EXPLANATORY NOTE

This bill seeks to postpone the Barangay and Sangguniang Kabataan (SK) elections scheduled to be held on the fourth Monday of October 2017 to October 2020.

The illegal drug problem of our country has now penetrated the basic institution of our government, the Barangays. Over 40,000 barangay officials have been reported to be involved in the illicit drug use and drug trade. Thus, our barangay officials who are supposedly the front liners in the provision of services to our people and our first line of defense against the proliferation of illegal drug use and trade are now being compromised.

Narco-politics has already thrived in the Barangays. Holding, therefore, the synchronized barangay and sangguniang kabataan elections in the midst of the current administration's fight against illegal drug trade and use will put drug money in the center of this political and electoral exercise.

Moreover, this bill also seeks to extend the term of office from three (3) to four (4) years of all barangay and SK officials who are duly elected and qualified in the May 2024 elections.

It is therefore, imperative to reset the barangay and SK elections to a later date in order to:

1. Avoid the use of drug money to finance the campaign of candidates in the forthcoming barangay and SK elections;
2. Terminate the term of office of all barangay officials; and
3. Appoint barangay officials who are NOT involved whatsoever in illegal drug use and trade.

Immediate passage of this bill is therefore earnestly requested



JOSE T. PANGANIBAN, JR.
Representative, ANAC-IP Partylist

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

SECTION 1. Section 1 of Republic Act No. 9164, as amended by Republic Act No. 9340, Republic Act No. 10656 and Republic Act No. 10923, is hereby further amended to read as follows:

“SECTION 1. *Date of Election.* – There shall be synchronized barangay and sangguniang kabataan elections, which shall be held on July 15, 2002. Subsequent synchronized barangay and sangguniang kabataan elections shall be held on the last Monday of October 2007 and every three (3) years thereafter: *Provided,* That the barangay and sangguniang kabataan elections on the fourth Monday of October 2017 shall be postponed to the fourth Monday of October 2020. Subsequent synchronized barangay and sangguniang kabataan elections shall be held on the fourth Monday of May 2024 and every four (4) years thereafter.”

SEC. 2. Section 4 of Republic Act No. 9164, as amended by Republic Act. No. 9340, is hereby amended to read as follows:

“SEC. 4. Assumption Office. – The term of office of the barangay and sangguniang kabataan elections officials elected under this Act shall commence at noon of November 30 next following their election: *Provided, however,* That the term of office of the barangay and sangguniang kabataan officials elected in the May 2024 elections and subsequently thereafter, shall commence at noon of June 30 next following their election.”

SEC. 3. Appointment of Officers-in-Charge. – The term of office of all incumbent barangay officials shall be deemed terminated upon the approval of this Act. Officers-in-Charge shall be appointed by the President, and shall serve until their successors shall have been duly elected and qualified, unless sooner removed or suspended.

SEC. 4. Implementing Rules and Regulations. – The COMELEC and DILG shall, within ninety (90) days after the effectivity of this Act, promulgate such rules and regulations necessary to implement this Act.

SEC. 5. Separability Clause. – If any provision or part hereof is declared unconstitutional, the remainder of this Act or any provisions not affected shall remain in full force and effect.

SEC. 6. Repealing Clause. – All laws, presidential decrees, executive orders, rules and regulations or parts thereof inconsistent with the provisions of this Act are hereby repealed, amended or modified accordingly.

SEC. 7. Effectivity. – This Act shall take effect immediately after its publication in the Official Gazette or in two (2) newspapers of general circulation.

Approved,