

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

SEVENTEENTH CONGRESS
Second Regular Session

House Bill No. **7128**



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

AN ACT
POSTPONING THE MAY 2018 BARANGAY AND SANGGUNIANG
KABATAAN ELECTIONS, AMENDING FOR THE PURPOSE REPUBLIC ACT
NO. 9164, AS AMENDED BY REPUBLIC ACT NO. 9340, REPUBLIC ACT NO.
10632, REPUBLIC ACT NO. 10656, REPUBLIC ACT NO. 10923, AND REPUBLIC
ACT 10952, AND FOR OTHER PURPOSES

EXPLANATORY NOTE

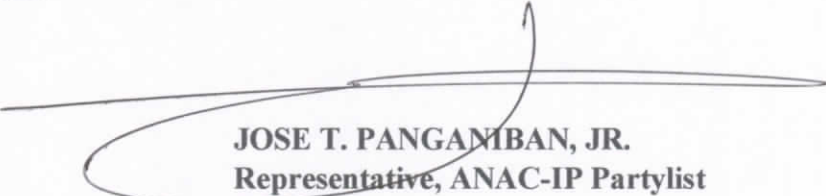
This bill seeks to postpone the Barangay and Sangguniang Kabataan (SK) elections to be held on May 14, 2018 into a later scheduled date on the second month of October 2018.

The role of Barangays as well as its officials being the smallest political unit is crucial in nation building. The barangay serves as the primary planning and implementing unit of government policies, programs, plans and projects in the community. It represents the grassroots level of the society and serves as forum wherein collective opinions and views of the people may be expressed, ventilated and considered.

In anticipation of a referendum or plebiscite over the impending debate on amending or revising the 1987 Constitution from unitary into federal form of government, this representation seeks to hold the Barangay and SK Election on the same date as the plebiscite or referendum on the new form of government.

Given the estimated cost of conducting the local election notwithstanding the necessary preparation to be conducted by the Commission on Election and other government agencies, it is suggested to give enough time for the COMELEC to prepare a credible and effective barangay election.

In view of the foregoing, this representation submits this propose house measure for consideration of this chamber.



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

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ACT 10952, AND FOR OTHER PURPOSES

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 the Republic Act No. 9340, Republic Act No. 10656, Republic Act No. 10923, and Republic Act No. 10952 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 May 14, 2018 shall be postponed to the second Monday of **OCTOBER** 2018. Subsequent synchronized barangay and sangguniang kabataan elections shall be held on the second Monday of October 2021 and every three (3) years thereafter."

SEC. 2. Section 4 of Republic Act No. 9164, as amended by Republic Act No. 9340, Republic Act No. 10632, Republic Act No. 10923, and Republic Act No. 10952 is hereby further amended to read as follows:

“SEC. 4. *Assumption of Office.* - The term of office of the barangay and sangguniang kabataan 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 October 2021 elections and subsequently thereafter, shall commence at noon of November 30 next following their elections.”

SEC. 3. *Hold Over.* - Until their successors shall have been duly elected and qualified, all incumbent barangay officials shall remain in office, unless sooner removed or suspended for cause: *Provided,* That barangay official who are ex officio members of the sangguniang bayan, sangguniang panglungsod, or sangguniang panlalawigan, as the case may be, shall continue to serve as such members in the sanggunian concerned until the next barangay election. The Liga ng mga Barangay at the municipal, city, and provincial levels shall not later than December 31, 2018, conduct elections for ex officio positions in the sangguniang under the supervision of the Department of the Interior and Local Government.

SEC. 4. *Implementing Rules and Regulations.* - The Commission on Elections shall, within fifteen (15) days after the effectivity of this Act, promulgate such rules and regulations necessary to implement this Act.

SEC. 5. *Repealing Clause.* - All other laws, acts presidential decrees, executive orders, issuances, presidential proclamations, rules and regulations or parts thereof, which are contrary to and inconsistent with any provision of this Act are hereby repealed, amended, or modified accordingly.

SEC. 6. *Separability Clause.* - If any portion or provision of this Act is declared unconstitutional, the remainder of this Act or any provision not affected thereby shall remain in force and effect.

SEC. 7. *Effectivity.* - This Act shall take effect immediately following the completion of its publication either on the Official Gazette or in two (2) newspapers of general circulation in the Philippines.

Approved.