

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City, Metro Manila

Seventeenth Congress
Third Regular Session

House Bill Number 8723



Introduced by Rep. Dakila Carlo E. Cua

**AN ACT STRENGTHENING THE PROTECTION, CONSERVATION,
MANAGEMENT, AND DEVELOPMENT OF WATERWAYS AND WATER
SYSTEMS BY HOST COMMUNITIES, AND FOR OTHER PURPOSES**

EXPLANATORY NOTE

This bill seeks to strengthen the capability of Local Government Units to protect, conserve, manage, and develop water, land, and other resources that relate to hydroelectric generation.

Hydroelectric generation is unique from other methods of power generation as it relies heavily on a renewable resource that is also a public good. The management of flowing water is not limited to the location of the hydroelectric generation facility. It begins at the point of origin of the waterway and includes its surrounding areas.

A coordinated effort at the local government level, supported by direct access to funding is necessary to allow continued reliance on flowing water as a source of energy.

In order to secure the welfare of future generations, passage of this measure is earnestly sought.


DAKILA CARLO ENRIQUEZ CUA

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City, Metro Manila

Seventeenth Congress
Third Regular Session

House Bill Number 8723

Introduced by Rep. Dakila Carlo E. Cua

**AN ACT STRENGTHENING THE PROTECTION AND MANAGEMENT OF
WATERWAYS AND WATER SYSTEMS BY HOST COMMUNITIES, AND FOR
OTHER PURPOSES**

SECTION 1. *Host Community* – The term “*Host Community*” as used or referred to in Republic Act No. 7160, otherwise known as the Local Government Code; Republic Act No. 7638, otherwise known as the Department of Energy Act of 1992; and Republic Act No. 9136, otherwise known as the Electric Power Industry Reform Act are respectively amended to mean as follow:

- a) With respect to hydroelectric generation facilities, the host community shall include the province, city, municipality, and barangay, as applicable, where the hydroelectric generation facility is located;
- b) With respect to hydroelectric energy resources, the host community shall include the province, city, municipality, and barangay, as applicable, where the hydroelectric energy resources are located, beginning at the point of origin of the waterway or water system and terminating at the point where the hydroelectric generation facility concerned is located.

SECTION 2. *Integrated Water System Management Committee* – There shall be an Integrated Water System Management Committee in charge of coordinating protection, conservation, management, and development of water, land, and related resources with respect to the hydroelectric energy resources for a given hydroelectric generation facility.

The Committee shall be composed of Chief Executives of the various Local Government Units that serve as host communities to the hydroelectric energy resources for a given hydroelectric generation facility.

The Committee shall maintain a close working relationship with the various national government agencies to avoid replication in the protection, conservation, management, and development of related resources.

SECTION 3. *Financial Benefit* – Host communities shall enjoy a financial benefit of one-centavo per kilowatt-hour (P0.01/kWh) of the electricity sales of hydroelectric generation facilities. The application of the financial benefit shall be as follows:

- a) Protection, Conservation, Management and Development of Natural Resources – A total of 50% of one-centavo per kilowatt-hour (P0.005/kWh) equally divided to host communities as follows:
 - a. Provinces – 25% of one-centavo per kilowatt-hour (P0.0025/kWh)
 - b. City/Municipality – 12.5% of one-centavo per kilowatt-hour (P0.00125/kWh)
 - c. Barangays – 12.5% of one-centavo per kilowatt-hour (P0.00125/kWh)
- b) Electrification Fund – A total of 25% of one-centavo per kilowatt-hour (P0.0025/kWh) equally divided to host communities as follows:
 - a. Provinces – 12.5% of one-centavo per kilowatt-hour (P0.00125/kWh)
 - b. City/Municipality – 6.25% of one-centavo per kilowatt-hour (P0.000625/kWh)
 - c. Barangays – 6.25% of one-centavo per kilowatt-hour (P0.000625/kWh)
- c) Development and Livelihood Fund – A total of 25% of one-centavo per kilowatt-hour (P0.0025/kWh) equally divided to host communities as follows:
 - a. Provinces – 12.5% of one-centavo per kilowatt-hour (P0.00125/kWh)
 - b. City/Municipality – 6.25% of one-centavo per kilowatt-hour (P0.000625/kWh)
 - c. Barangays – 6.25% of one-centavo per kilowatt-hour (P0.000625/kWh)

Hydroelectric generation facilities shall directly remit the share of each host community to their respective local government units.

SECTION 4. *Separability Clause.* – If any of the sections or provisions of this Act is held invalid, all other provisions not affected thereby shall remain valid.

SECTION 5. *Implementing Rules and Regulations.* – The DENR, DOE, and NEDA shall promulgate the rules and regulations to effectively implement this Act.

SECTION 6. *Repealing Clause.* – All Laws, Decrees, Executive Orders, Rules and Regulations or parts or provisions thereof that are not consistent with this Act are hereby repealed, amended, or modified accordingly.

SECTION 7. *Effectivity.* – This Act shall take effect Fifteen (15) days after its publication in the Official Gazette or in a newspaper of general circulation.

Approved,