

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

EIGHTEENTH CONGRESS
3rd Regular Session

House Bill No. 10450



Introduced by Representative ERIC GO YAP

EXPLANATORY NOTE

On the creation of a Barangay, Section 385 of the Local Government Code of 1991 provides that:

"SECTION 385. A Barangay may be created, divided, merged, abolished, or its boundary substantially altered, by law or by an ordinance of the Sangguniang Panlalawigan or Sangguniang Panlungsod, subject to approval by a majority of the votes cast in a plebiscite to be conducted by the Comelec in the local government unit or units directly affected within such period of time as may be determined by the law or ordinance creating said Barangay. In the case of the creation of Barangays by the Sangguniang Panlalawigan, the recommendation of the Sangguniang Bayan concerned shall be necessary."

Further, Section 386 states that a Barangay may be created out of a contiguous territory which has a population of at least two thousand (2,000) inhabitants as certified by the National Statistics Office, provided that it is not in cities and municipalities within Metro Manila and other political subdivisions or in highly urbanized cities. Following this requisite, Sitio Dalicno in Barangay Ampucao in the Municipality of Itogon, Province of Benguet with a population of 2,467 is deemed to be qualified to be established as a separate barangay.

This bill seeks to separate Sitio Dalicno from Barangay Ampucao, constituting it as a separate and independent barangay to be known as Barangay Dalicno. This shall bring forth the enhancement of the delivery of basic services to its constituents and shall augment further trainings and developmental activities for their self-governance. In a petition signed by hundreds of residents of Sitio Dalicno, they supported the establishment of the Sitio as a Barangay with the consideration of its geographic location from Barangay Ampucao.

In view of the foregoing, passage of this bill is earnestly sought


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AN ACT
SEPARATING THE SITIO OF DALICNO FROM BARANGAY AMPUCAO,
MUNICIPALITY OF ITOGON, PROVINCE OF BENGUET AND
CONSTITUTING IT INTO A SEPARATE AND INDEPENDENT BARANGAY TO
BE KNOWN AS BARANGAY DALICNO

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

SECTION 1. *Creation of Barangay Dalicno.* - Sitio of Dalicno is hereby separated from Barangay Ampucao in the Municipality of Itogon, Province of Benguet to constitute a new barangay to be known as Barangay Dalicno.

SEC. 2. *Territorial Boundaries.* - The territorial boundaries of Barangay Dalicno shall be identified as follows:

“Bounded by Barangay Virac and Barangay Poblacion.”

SEC. 3. *Conduct and Supervision of Plebiscite.* - Pursuant to Section 10 of Republic Act No. 7160, otherwise known as the “Local Government Code of 1991”, the new Barangay Dalicno shall exist upon the approval by a majority of the votes cast by the qualified voters of Barangay Ampucao in a plebiscite to be conducted and supervised by the Commission on Elections (COMELEC) in the area affected, not later than one hundred twenty (120) days from the effectivity of this Act.

The amount necessary for the conduct of such plebiscite shall be borne by the Municipality of Itogon, Province of Benguet.

SEC. 4. *Barangay Officials.* The first set of officials of Barangay Dalicno shall be appointed by the President of the Republic of the Philippines and shall hold office until such time that their successors have been duly elected and qualified.

SEC. 5. *Public Infrastructure and Facilities.* All public infrastructure and facilities for public use existing therein at the time of the approval of this Act are

hereby transferred without cost or compensation to and shall be administered by the new barangay.

SEC. 6. *Internal Revenue Allotment Shares.* Barangay Dalicno shall be entitled to Internal Revenue Allotment (IRA) shares pursuant to Section 285 of Republic Act No. 7160, as amended, otherwise known as the “Local Government Code of 1991”.

SEC. 7. *Effectivity.* This Act shall take effect within fifteen (15) days following its publication in the Official Gazette or in at least two (2) national newspapers of general circulation.

Approved,