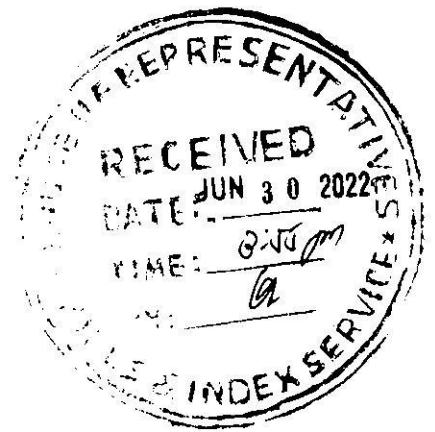


**Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City, Metro Manila**

**NINETEENTH CONGRESS
FIRST REGULAR SESSION**

House Bill No. **295**



INTRODUCED BY Rep. GREG G. GASATAYA

EXPLANATORY NOTE

The State, through the enactment of Republic Act No. 9513 otherwise known as the Renewable Energy Act of 2008, declared its policy to pursue the development of Renewable Energy in the country. Section 2 of the aforementioned Act declares that it is the policy of the State to:

- (a) Accelerate the exploration and development of renewable energy resources such as, but not limited to, biomass, solar, wind, hydro, geothermal and ocean energy sources, including hybrid systems, to achieve energy self-reliance, through the adoption of sustainable energy development strategies to reduce the country's dependence on fossil fuels and thereby minimize the country's exposure to price fluctuations in the international markets, the effects of which spiral down to almost all sectors of the economy;
- (b) Increase the utilization of renewable energy by institutionalizing the development of national and local capabilities in the use of renewable energy systems, and promoting its efficient and cost-effective commercial application by providing fiscal and non-fiscal incentives;
- (c) Encourage the development and utilization of renewable energy resources as tools to effectively prevent or reduce harmful emissions and thereby balance the goals of economic growth and development with the protection of health and the environment; and
- (d) Establish the necessary infrastructure and mechanism to carry out the mandates specified in this Act and other existing laws.

Renewable Energy is a critical component to vital areas of sustainable national development such as electricity generation, sanitation, air and water quality, protection and conservation of natural resources, climate change resilience and adaptation, and rural (off-grid) electrification and energy services.

With the implementation of the Renewable Energy Act for almost a decade and a half, it is undeniable that our country, especially in the Island of Negros, has made significant progress in Renewable Energy generation and application. However, the progress made through the aforementioned Act has necessitated the amendment of the same to further the pursuit of the State for the advancement of Renewable Energy applications.

This bill seeks to incentivize the construction, operation, and development of Renewable Energy storage facilities through the amendment of Republic Act No. 9513 or the Renewable Energy Act of 2008 to complement the growing generation and applications of Renewable Energy in the country, limit our country's vulnerability to international market fluctuations, increase the value of clean technologies, and expand the application of Renewable Energy.

Storage of Renewable Energy allows energy generated to be stored and used in the future as needed as opposed to only upon generation. This, in turn, enables the use of Renewable Energy during periods of high demand at which the rate of generation may be inadequate. As periods of high demand do not always coincide with peak energy production, Renewable Energy storage facilities allows excess generation to be stored for use when such periods occur, making the electric grid more stable and resistant to disruptions and preventing price fluctuations driven by insufficient supply.

As the State continues to pursue a clean energy policy, this representation believes that such a measure is necessary to institutionalize the development of national and local capabilities in the use of renewable energy systems, and promoting its efficient and cost-effective commercial application and limit the vulnerabilities of the energy sector to external factors.

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



REP. GREG G. GASATAYA
Lone District of Bacolod City

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

NINETEENTH CONGRESS
FIRST REGULAR SESSION

House Bill No. 295

INTRODUCED BY Rep. GREG G. GASATAYA

AN ACT
INCENTIVIZING THE CONSTRUCTION, OPERATION, AND DEVELOPMENT OF
RENEWABLE ENERGY STORAGE FACILITIES, AMENDING FOR THIS PURPOSE
REPUBLIC ACT NO. 9513 OTHERWISE KNOWN AS THE “RENEWABLE ENERGY
ACT OF 2008”

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

SECTION 1. A new subsection to be denominated as subsection (vv) before the word “Renewable Energy Systems” in Chapter I, Section 4 of Republic Act No. 9513, otherwise known as the “Renewable Energy Act of 2008”, is hereby inserted to read as follows:

“Section 4. Definition of Terms. – As used in this Act, the following terms are herein defined:

xxx

(uu) “Renewable Energy Resources” (RE Resources) refer to energy resources that do not have an upper limit on the total quantity to be used. Such resources are renewable on a regular basis, and whose renewal rate is relatively rapid to consider availability over an indefinite period of time. These include, among others, biomass, solar, wind, geothermal, ocean energy, and hydropower conforming with internationally accepted norms and standards on dams, and other emerging renewable energy technologies;

(vv) “Renewable Energy Storage Facility” (RE Storage Facility) refers to a facility for the storage of useful energy forms converted through Renewable Energy Systems

(ww) “Renewable Energy Systems” (RE Systems) refer to energy systems which convert RE resources into useful energy forms, like electrical, mechanical, etc.;

xxx.”

SEC. 2. Chapter VII, Section 15 of Republic Act No. 9513, otherwise known as the “Renewable Energy Act of 2008”, is hereby amended to read as follows:

“Section 15. *Incentives for Renewable Energy Projects and Activities.* – RE developers of renewable energy facilities, **INCLUDING RE STORAGE FACILITIES** and hybrid systems, in proportion to and to the extent of the RE component, for both power and non-power applications, as duly certified by the DOE, in consultation with the BOI, shall be entitled to the following incentives:

xxx.”

SEC. 3. A new section to be denominated as Section 20 is hereby inserted after Chapter VII, Section 19 of Republic Act No. 9513, otherwise known as the “Renewable Energy Act of 2008”, to read as follows:

“Section 19. *Renewable Energy Storage Facilities.* – The tax exemptions and/or incentives provided for in Section 15 of this Act shall be availed of by registered RE Developer of Renewable Energy Storage Facilities.”

SEC. 4. *Implementing Rules and Regulations.* – The Department of Energy (DOE) in consultation with the National Renewable Energy Board (NREB) shall, within ninety (90) days from the effectivity of this Act, promulgate the rules and regulations necessary to effectively implement the provisions of this Act.

SEC. 5. *Separability Clause.* – If for any reason, any article or provision of this Act, or any portion thereof, or the application of such article, provision, or portion thereof to any person, group, or circumstance is declared invalid or unconstitutional, the remainder of this Act shall not be affected by such declaration.

SEC. 6. *Repealing Clause.* – All laws, presidential decrees, executive orders, ordinances, rules and regulations, and other issuances or part thereof which are inconsistent with this Act, are hereby repealed or modified accordingly

SEC. 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,