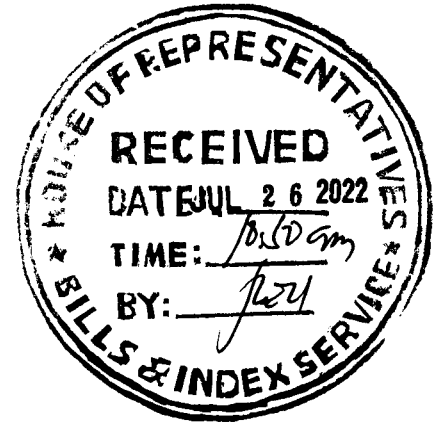


Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

First Regular Session
NINETEENTH CONGRESS

House Bill No. 2313



Introduced by Rep. Maria Carmen S. Zamora

EXPLANATORY NOTE

This bill seeks to declare Barangay Tandawan in the municipality of New Bataan, Davao de Oro Province as a government entity created pursuant to section 385 of the Local Government Code of 1991.

Barangay Tandawan was created by Provincial Ordinance No. 02, Series of 2003, entitled "An Ordinance Creating Sitio Cagan, Sitio Manurigao, Part of Barangay Andap, and Sitio Tandawan of Barangay Camanlangan, All in the Municipality of New Bataan, Province of Compostela Valley, Into Regular Barangays, Separate and Distinct from Their Respective Mother Barangays." It was approved by a majority of votes cast in a plebiscite and formally proclaimed as a separate, independent and distinct barangay. However, since Barangay Tandawan was created through a local ordinance, the financial requirement of the barangay is governed by Section 285 of the Local Government Code of 1991 which provides that "the financial requirements of barangays created by local government units after the effectivity of the Local Government Code shall be the responsibility of the local government units concerned. Thus, Tandawan has no share from the internal revenue allotment (IRA) and its allocations were shouldered by the municipality since its creation.

This bill will rectify this omission by recreating Barangay Tandawan, New Bataan, Davao de Oro as an independent government entity pursuant to Section 385 of the Local Government Code of 1991, thereby entitling it to IRA allocated to barangays under the law.

The passage of this timely measure is most respectfully sought.


MARIA CARMEN S. ZAMORA

Republic of the Philippines
HOUSE OF REPRESENTATIVES
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First Regular Session
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House Bill No. **2313**

Introduced by Rep. Maria Carmen S. Zamora

AN ACT
SEPARATING THE SITIO OF TANDAWAN FROM BARANGAY
CAMANLANGAN IN THE MUNICIPALITY OF NEW BATAAN, DAVAO DE
ORO PROVINCE, AND CONSTITUTING IT INTO A DISTINCT AND
INDEPENDENT BARANGAY TO BE KNOWN AS BARANGAY TANDAWAN

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

SECTION 1. Creation of Barangay Tandawan. - The sitio of Tandawan is hereby separated from Barangay Camanlangan in the municipality of New Bataan, Davao de Oro Province and constituted as a distinct and independent barangay to be known as Barangay Tandawan.

SEC. 2. Territorial Boundaries. - The territorial boundaries of Barangay Tandawan are hereby described as follows:

“Bounded on the North (N) by Barangay Camanlangan, Municipality of New Bataan, Davao de Oro Province;
On the Northeast (NE) by Barangay Andap, Municipality of New Bataan, Davao de Oro Province;
On the SouthEast (SE) by Cagan, Barangay Andap, Municipality of New Bataan, Davao de Oro Province;
On the Southwest (SW) by Barangay New Leyte, Municipality of Maco, Davao de Oro Province;
On the Northwest (NW) by the Municipality of Nabunturan, Davao de Oro Province;
On the West by (W) by the Municipality of Nabunturan, Province of Davao de Oro;

1
2 Containing an area of 2,820.7302 hectares, more or less.”
3

4 SEC. 3. Conduct and Supervision of Plebiscite. - The plebiscite conducted and
5 supervised by the Commission on Elections (COMELEC) pursuant to Provincial
6 Ordinance No. 02, Series of 2003 of the Sangguniang Panlalawigan of Compostela Valey
7 Province (now Davao de Oro Province), which ratified the creation of Barangay
8 Tandawan as proclaimed by the Plebiscite Board of Canvassers shall serve as substantial
9 compliance with the plebiscite requirement under Section 10 of the Local Government
10 Code of 1991, as amended.
11

12 SEC. 4. Incumbent Barangay Officials. - The incumbent elected barangay
13 officials of Barangay Tandawan shall continue to hold office until such time that their
14 successors have been duly elected and qualified.
15

16 SEC. 5. Public Infrastructure and Facilities. - All public infrastructure and
17 facilities existing therein at the time of the approval of this Act are hereby transferred
18 without cost or compensation to and shall be administered by the new Barangay
19 Tandawan.
20

21 SEC. 6. Internal Revenue Allotment Shares. - Barangay Tandawan shall be
22 entitled to internal revenue allotment (IRA) shares pursuant to Section 285 of the Local
23 Government Code 9 of 1991, as amended.
24

25 SEC. 7. Effectivity. - This Act shall take effect fifteen (15) days after its
26 publication in the Official Gazette or in a newspaper of general circulation.
27

28 Approved