

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

19TH CONGRESS
First Regular Session

HOUSE BILL NO. **5613**



Introduced by Representative Michael L. Romero

EXPLANATORY NOTE

The **National Security Council (NSC)** is the principal forum of the president of the Philippines considering national security and foreign policy matters with his senior national security advisors and cabinet officials.

The **NSC** consists of two distinct bodies – the Council Proper and the National Security Council Secretariat.

The council proper is a collegial body chaired by the President. It includes concerned officials of the Cabinet and Congress, as members, as well as other government officials and private citizens who may be invited by the president.

The **NSC** secretariat is a permanent body that provides technical support to the council proper. It is headed by the Director-General and the National Security Adviser.

The 1987 Constitution mandates civilian control of the military and establishes the president as commander in chief of the armed forces. The President also heads the National Security Council, ostensibly the policy-making and advisory body for matters connected with national defense.

This House Bill seeks to provide **Modernization Funding** to the **National Security Council (NSC)** , to defend the state against internal and external threats and, through the Philippine National Police, to maintain law and order. To foster defense matters and developing defense policy.

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Thus, the early passage of this bill is earnestly requested.

A handwritten signature in black ink, appearing to read 'Michael L. Romero', with a long horizontal flourish extending to the right.

MICHAEL L. ROMERO

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

19TH CONGRESS
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HOUSE BILL NO. 5613

Introduced by Representative Michael L. Romero

AN ACT

PROVIDING FOR MODERNIZATION FUNDINGFOR THE **NATIONAL SECURITY COUNCIL (NSC)**, INCREASING AND REORGANIZING ITS ADMINISTRATION, TO DEFEND THE STATE AGAINST INTERNAL AND EXTERNAL THREATS, TO MAINTAIN LAW AND ORDER AND FOR OTHER PURPOSES

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

SECTION 1. DECLARATION OF POLICY – It shall hereby be a declared policy of the State to foster the principles that sets the strategic policy goals and objectives of the administration in order to attain the state or condition wherein the national interests of the Philippines, the well-being of its people and institutions; and its sovereignty and territorial integrity are protected and enhanced.

The **NSC** shall advise the President on national security related matters, provide supervision and guidance over the **NICA** and general supervision over the intelligence community, and coordinate the national government efforts in the pursuit of the national security goals and strategic objectives.

The state shall foster a national security institution that is responsive to the changing challenges and opportunities, within and outside the country and a policy advisory body that will effectively contribute to the provision of an enabling environment that will enhance socio-economic development and national governance.

The state shall continually improve the effectiveness of our Quality Management System towards equitable development for improved quality of life for all.

The state shall formulate policies for the efficient and effective administration and management of all manpower, skills and competencies to ensure compliance.

SECTION 2. MODERNIZATION FUNDING. – The amount of Five Hundred Million Pesos (**Php 500,000,000.00**) for the operation and administration of the **National Security Council (NSC)** shall be chargeable against funds for the purpose and other sources recommended by the **Department of Budget and Management (DBM)**. Thereafter, appropriations for the **National Security Council (NSC)** shall be included in the budget proposals under the Department of National Defense (**DND**).

The Department of Budget and Management (**DBM**) shall rationalize the existing organizational structure and staffing pattern of the **National Security Council (NSC)** in accordance with the provisions of this Act and relevant compensation and position classification laws, rules and regulations.

Thereafter, the amount needed for the continued implementation of the modernization program, shall be included in the annual General Appropriations Act (**GAA**).

SECTION 3. NATIONAL SECURITY COUNCIL (NSC) MODERNIZATION FUND – There is hereby created the **(NSC) Modernization Fund** to be used exclusively for the **(NSC) Modernization Program**.

The **(NSC) Modernization Fund** shall be administered by the Secretary of the **DND** in accordance with existing government budgeting, accounting and auditing rules and regulations.

SECTION 4. PROGRESS REPORT – The Secretary of **DND** shall prepare an annual report on the status of the implementation of the **(NSC) Modernization Programs** which shall be submitted, to the Office of the President and to the Chairpersons of the Committee of National Defense and Security of the Senate and the House of Representatives.

SECTION 5. PERIOD OF IMPLEMENTATION – The modernization program under this Act shall be implemented for an initial period of two **(2)** years:

Provided, that payments for multi-year contract obligations incurred under this Act may extend beyond this period:

Provided, further, That the **National Security Council (NSC)** shall continue to develop, modernize and constantly update its operational capabilities to keep pace with best global practices.

SECTION 6. POWERS AND FUNCTIONS. – The **National Security Council (NSC)** shall continue to exercise and uphold the following powers and functions; but not limited to:

- a. advise the President on the proper coordination and integration of plans and policies affecting national security;
- b. evaluate and analyze all information, events and incidents in terms of the risks or threats they pose to the overall security and stability of the nation;

- c.** formulate and coordinate the implementation of policies on matters of common interest to the various departments and agencies of the government concerned with national security;
- d.** ensure that policies adopted by the NSC on national security are effectively and efficiently implemented and;
- e.** make such recommendation and render such other reports as the President may direct from time to time.

SECTION 7. INCREASE OF PERSONNEL. – The **NATIONAL SECURITY COUNCIL (NSC)** shall maintain the sufficient staffing pattern. Hence, it is authorized to increase its manpower to meet such required and may continue to increase personnel per percentage rate increase of committed mandates annually or as the need arises.

SECTION 8. TRANSITORY PROVISION – Existing industries, businesses and offices affected by the implementation of this Act shall be given six **(6)** months transitory period from the effectivity of the IRR or such other period as may be determined, to comply with the requirements of this Act.

SECTION 9. IMPLEMENTING RULES AND REGULATIONS. – The departments and agencies charged with carrying out the provisions of this Act shall, within sixty **(60)** days after the effectivity of this Act, formulate the necessary rules and regulations for its effective implementation.

SECTION 10. REPEALING CLAUSE. – All laws, decrees, executive orders, rules and regulations, or parts thereof inconsistent with the provisions of this Act are hereby repealed or modified accordingly.

SECTION 11. SEPARABILITY CLAUSE. – If, for any reason, any section or provision of this Act is held unconstitutional or invalid, the other sections or provisions hereof shall not be affected thereby.

SECTION 12. EFFECTIVITY CLAUSE. – This Act shall take effect after fifteen (15) days from its publication in the Official Gazette or in at least two (2) national newspapers of general circulation whichever comes earlier.

Approved,