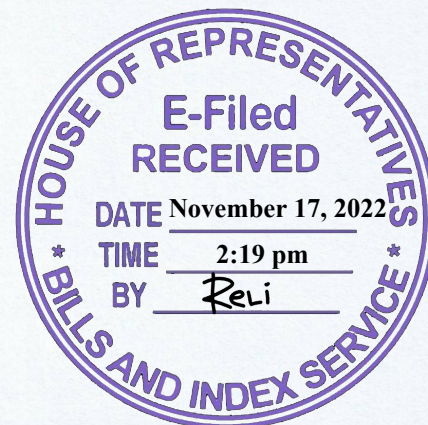


Republic of the Philippines
HOUSE OF REPRESENTATIVES

NINETEENTH CONGRESS
First Regular Session

HOUSE BILL NO. 6205



Introduced by Representative Rex Gatchalian

AN ACT
EXPANDING THE POWERS OF LOCAL GOVERNMENT UNITS TO PROVIDE
LOCAL MASS PUBLIC TRANSPORTATION SYSTEMS, AMENDING FOR THIS
PURPOSE REPUBLIC ACT NO. 7160, OTHERWISE KNOWN AS THE "LOCAL
GOVERNMENT CODE OF 1991", AND FOR OTHER PURPOSES

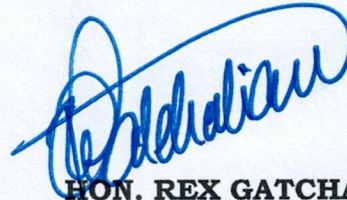
EXPLANATORY NOTE

Under the Local Government Code, local government units (LGUs) are mandated to endeavor to be self-reliant and to continue exercising the powers and discharging the duties and functions currently vested among them. They should likewise exercise such other powers and discharge such other functions and responsibilities which are necessary, appropriate, or incidental to the efficient and effective provision of the basic services and facilities specifically provided in the Code. While the enumeration is comprehensive, it still does not expressly include some crucial basic services, such as the local public mass transportation system.

More than any other institution, the LGU is most aware of the public transportation situation in its locality. Consequently, it is also the one who knows the most suitable and optimal solution to its public mass transportation issues. For instance, the Makati Intra-City Subway is a local mass transportation system project of the Makati LGU. It is being built at no cost to the city through a Public-Private Partnership agreement and it is set for completion in 2025, projected to operate 18 hours a day carrying 700,000 passengers daily. The Subway is also anticipated to reduce around 270,000 vehicles on the road by 2048, mitigating Makati's carbon dioxide emissions by 2.3 million metric tons, and is targeted to create 10,000 jobs for city residents.

This bill empowers LGUs to create sustainable state-of-the-art mass public transportation systems within the concept of livable smart cities, through various financial facilities and arrangements involving both private and public entities, even without sovereign guaranty, in the same manner as the innovation undertaken by Makati City. Moreover, this bill likewise calls for the interconnectivity and integration of existing and proposed national and local intermodal transportation systems, as well as the creation of a framework for inter-LGUs coordination in the implementation of multi-LGU infrastructure transportation projects.

In view of the foregoing, approval of this bill is earnestly sought.



HON. REX GATCHALIAN
Representative
1st District, Valenzuela City

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

1 **SECTION 1.** *Short Title.* – This Act shall be known as the "LGU Transportation
2 Act."

3
4 **SEC. 2.** Section 17 of Republic Act No. 7160, otherwise known as the "Local
5 Government Code of 1991", is hereby amended, inserting a new subsection (k), as
6 follows:

7
8 "SEC. 17. Basic Services and Facilities. –

9 (a) xxx

10 **(K) ALL LOCAL GOVERNMENT UNITS SHALL ENDEAVOR TO**
11 **PROVIDE SAFE, AFFORDABLE, ACCESSIBLE AND**
12 **SUSTAINABLE MASS PUBLIC TRANSPORTATION SYSTEMS,**
13 **SUCH AS MODERN RAIL-BASED SYSTEMS, PERSONAL**
14 **RAPID TRANSIT SYSTEMS, MONORAILS, RAILWAYS,**
15 **SUBWAYS, CABLE CARS, TRAMS, BUS RAPID TRANSITS,**
16 **AND OTHER MEANS OF TRANSPORTATION CONSISTENT**
17 **WITH THE CONCEPT OF LIVABLE AND SUSTAINABLE**
18 **SMART CITIES, THROUGH LOANS, GRANTS, CAPITAL**
19 **INVESTMENTS, PARTNERSHIPS, AND JOINT VENTURES**
20 **WITH BOTH PRIVATE AND PUBLIC INSTITUTIONS OR**
21 **ENTITIES, WHETHER DOMESTIC OR INTERNATIONAL,**

1 WITHOUT SOVEREIGN GUARANTY, FOR THE
2 CONCEPTUALIZATION, ESTABLISHMENT, OPERATION, AND
3 MAINTENANCE OF MODERN AND STATE-OF-THE-ART MASS
4 TRANSPORTATION SYSTEMS: PROVIDED, THAT,
5 INTERCONNECTIVITY AND INTEGRATION WITH EXISTING
6 AND PROPOSED NATIONAL INTERMODAL
7 TRANSPORTATION SYSTEMS AS WELL AS THOSE OF OTHER
8 LOCAL GOVERNMENT UNITS SHALL BE CONSIDERED, AND
9 CONSULTATIONS WITH RELEVANT NATIONAL
10 GOVERNMENT TRANSPORTATION AND PLANNING
11 AGENCIES SHALL BE CONDUCTED.

12
13 "LOCAL GOVERNMENT UNITS MAY, THROUGH
14 APPROPRIATE ORDINANCES, CONSOLIDATE OR
15 COORDINATE THEIR EFFORTS, SERVICES, AND
16 RESOURCES IN THE IMPLEMENTATION OF PROJECTS
17 UNDER THE PROGRAM TO ENSURE THE ENHANCEMENT OF
18 OPERATIONAL EFFICIENCY, EFFECTIVE UTILIZATION OF
19 PUBLIC RESOURCES, REALIZATION OF PROJECT
20 OUTCOMES, AND STRENGTHENING OF MECHANISMS FOR
21 INTER-LOCAL COOPERATION. IN SUPPORT OF SUCH
22 UNDERTAKING, THE LGUS CONCERNED MAY CONTRIBUTE
23 FUNDS, REAL ESTATE, EQUIPMENT, AND OTHER KINDS OF
24 PROPERTY, AND APPOINT OR ASSIGN PERSONNEL UNDER
25 SUCH TERMS AND CONDITIONS AS MAY BE AGREED UPON
26 BY THE PARTICIPATING LGUS, THROUGH A MEMORANDUM
27 OF AGREEMENT."

28
29 "Costs may also be charged for the delivery of basic services or
30 facilities enumerated in this Section."

31
32 **SEC. 3. *Implementing Rules and Regulations*** - Within sixty (60) days from the
33 effectivity of this Act, the Department of the Interior and Local Government, in
34 consultation with the Department of Budget and Management, the Department of
35 Transportation, the Department of Public Works and Highways, Department of
36 Finance, the National Economic and Development Authority, League of Provinces,

1 League of Cities, League of Municipalities, Liga ng mga Barangay and other
2 government agencies concerned, shall jointly promulgate the implementing rules and
3 regulations to effectively implement the provisions of this Act.
4

5 **SEC. 4. *Separability Clause.*** - If any provision of this Act is declared invalid
6 or unconstitutional, the provisions not affected thereby shall remain in full force and
7 effect.
8

9 **SEC. 5. *Repealing Clause.*** - All laws, presidential decrees, executive orders,
10 presidential proclamations, rules and regulations or parts thereof contrary to or
11 inconsistent with this Act are hereby repealed or modified accordingly.
12

13 **SEC. 6. *Effectivity.*** - This Act shall take effect fifteen (15) days after its
14 publication in the *Official Gazette* or in a newspaper of general circulation in the
15 Philippines.

Approved,