



Republic of the Philippines
House of Representatives
Quezon City, Metro Manila

Nineteenth Congress
First Regular Session

HOUSE BILL NO. 7748



Introduced by Representative Antonio “Ony” A. Ferrer

EXPLANATORY NOTE

This bill seeks to institutionalize the position of economic and investment promotion officer in local government units by amending Republic Act No. 7160, otherwise known as the “*Local Government Code of 1991*.”

On October 13, 2010, the Department of the Interior and Local Government (DILG) issued Memorandum Circular 2010-113 encouraging all Provincial Governors and City Mayors to designate a Local Economic and Investment Promotion Officer to attract local and foreign investments and provide a conducive environment to generate and enhance economic activities in their respective locality.

As stated in the said Circular, the role of the Local Economic and Investment Promotion Officer is to promote and facilitate investments by improving the business and investment environment in their areas through the implementation of investment promotion policies, projects and activities that will attract investors and increase the influx of investments. The DILG and Department of Trade and Industry (DTI) were instructed to assist them through trainings and seminars to capacitate the Local Economic and Investment Promotion Officers and equip them with the necessary skills and competence to perform their roles.

Towards the same purpose, on January 31, 2011, the DILG issued Memorandum Circular 2011-16 establishing the Private-Public Partnership Sub-Committee in the Local Development Councils of local government units. The

said sub-committee shall be headed by the Local Economic and Investment Promotion Officer.

Subsequently, the DILG and DTI jointly issued Memorandum Circular 2011-01 mandating the formulation of the Local Investment and Incentives Code for every local government unit. The formulation and implementation of the Local Investment and Incentives Code will ensure that the local initiatives are consistent with the national investment laws, rules, regulations, and policies. There are no better officers or offices to lead the formulation and implementation of the Local Investment and Incentives Code than the Local Economic and Investment Promotion Officers themselves as the government has already capacitated and continuously equipped them with the required skills and competencies.

Currently, however, the very nature of the position held by the Local Economic and Investment Promotion Officers may reverse the achievements so far attained. They are merely designated in temporary capacity and are coterminous with the appointing authority, reflecting not only the tenuous nature of their position but more importantly the risk that the existing economic and investment programs may be discontinued. Further, in the event of replacement, the new officer must again undergo the same training and capacity building.

Thus, with this bill seeking for the creation of a permanent position for the Local Economic and Investment Promotion Officers, mandatory for provincial, city, and first and second-class municipal government and optional for third to sixth class municipalities, the Government will be able to achieve stability and continuity of programs essential to economic growth as well as tenurial security boosting the morale of government employees.



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AN ACT
INSTITUTIONALIZING THE POSITION OF ECONOMIC AND
INVESTMENT PROMOTION OFFICER IN LOCAL GOVERNMENT
UNITS, AMENDING FOR THE PURPOSE REPUBLIC ACT NO. 7160,
OTHERWISE KNOWN AS THE "LOCAL GOVERNMENT CODE OF
1991"

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

SECTION 1. Section 443 of Republic Act No. 7160 is hereby amended to read as follows:

"SEC. 443. Officials of the Municipal Government. – (a)

There shall be in each municipality a municipal mayor, a municipal vice mayor, sangguniang bayan members, a secretary to the sangguniang bayan, a municipal treasurer, a municipal assessor, a municipal accountant, a municipal budget officer, a

municipal planning and development coordinator, a municipal engineer/building official, a municipal health officer and a municipal civil registrar. **FOR FIRST AND SECOND CLASS MUNICIPALITIES, THERE SHALL ALSO BE A MUNICIPAL ECONOMIC AND INVESTMENT PROMOTION OFFICER.**

(b) In addition thereto, the mayor may appoint a municipal administrator, a municipal legal officer, a municipal agriculturist, a municipal environment and natural resources officer, a municipal social welfare and development officer, a municipal architect, a municipal information officer. **THE MAYOR OF THIRD TO SIXTH CLASS MUNICIPALITIES MAY ALSO APPOINT A MUNICIPAL ECONOMIC AND INVESTMENT PROMOTION OFFICER.**

(c)

(d)

(e) xxx.”

SEC. 2. Section 454 of the same Act is hereby amended to read as follows:

“SEC. 454. *Officials of the City Government.* – (a) There shall be in each city a mayor, a vice mayor, sangguniang panlungsod members, a secretary to the sangguniang

panlungsod, a city treasurer, a city assessor, a city accountant, a city engineer, a city health officer, a city civil registrar, a city administrator, a city legal officer, a city veterinarian, a city social welfare and development officer, [~~and~~] a city general services officer **AND A CITY ECONOMIC AND INVESTMENT PROMOTION OFFICER.**

(b)

(c)

(d)

(e) xxx.”

SEC. 3. Section 463 of the same Act is hereby amended to read as follows:

“SEC. 463. *Officials of the Provincial Government.* – (a)

There shall be in each province a governor, a vice governor, members of the sangguniang panlalawigan, a secretary to the sangguniang panlalawigan, a provincial treasurer, a provincial assessor, a provincial accountant, a provincial engineer, a provincial budget officer, a provincial planning and development coordinator, a provincial legal officer, a provincial administrator, a provincial health officer, a provincial social welfare and development officer, a provincial general services officer, a provincial agriculturist, [~~and~~] a provincial veterinarian **AND A**

**PROVINCIAL ECONOMIC AND INVESTMENT
PROMOTION OFFICER.**

(b)

(c)

(d)

(e) xxx.”

SEC. 4. A new section to be denominated as Section 490-A under the new Article Twenty-One of Book III, Title Five, of the same Act is hereby inserted to read as follows:

**“ARTICLE TWENTY-ONE. – THE ECONOMIC
AND INVESTMENT PROMOTION OFFICER**

**SEC. 490-A. QUALIFICATIONS, POWERS AND
DUTIES. – (A) NO PERSON SHALL BE APPOINTED
ECONOMIC AND INVESTMENT PROMOTION
OFFICER UNLESS THE PERSON IS A CITIZEN OF THE
PHILIPPINES, A RESIDENT OF THE PROVINCE, CITY
OR MUNICIPALITY WHERE SUCH PERSON WILL BE
APPOINTED, OF GOOD MORAL CHARACTER, A
HOLDER OF A COLLEGE DEGREE PREFERABLY IN
ECONOMICS, BUSINESS ADMINISTRATION OR
BUSINESS MANAGEMENT, OR ANY RELATED
COURSE FROM A RECOGNIZED COLLEGE OR**

UNIVERSITY, AND A FIRST GRADE CIVIL SERVICE ELIGIBLE OR ITS EQUIVALENT. THE ECONOMIC AND INVESTMENT PROMOTION OFFICER MUST HAVE ACQUIRED EXPERIENCE IN ECONOMIC OR INVESTMENT POLICY MAKING OR MANAGEMENT OR RELATED FIELD FOR AT LEAST FIVE (5) YEARS IN THE CASE OF THE PROVINCIAL AND CITY ECONOMIC AND INVESTMENT OFFICER, AND THREE (3) YEARS IN THE CASE OF THE MUNICIPAL ECONOMIC AND INVESTMENT OFFICER.

FOR THE PROVINCIAL, CITY, AND FIRST AND SECOND CLASS MUNICIPAL GOVERNMENTS, THE APPOINTMENT OF AN ECONOMIC AND INVESTMENT PROMOTION OFFICER IS MANDATORY AND OPTIONAL FOR THIRD TO SIXTH CLASS MUNICIPAL GOVERNMENTS.

(B) THE ECONOMIC AND INVESTMENT PROMOTION OFFICER SHALL TAKE CHARGE OF THE ECONOMIC AND INVESTMENT PROMOTION OFFICE AND SHALL:

1. FORMULATE AND IMPLEMENT THE LOCAL INVESTMENT AND INCENTIVES CODE;

2. FACILITATE THE PREPARATION, COORDINATION AND EXECUTION OF LOCAL ECONOMIC AND INVESTMENT PROMOTION POLICIES, PROJECTS, AND ACTIVITIES OF THE LOCAL GOVERNMENT UNIT;

3. FACILITATE THE ESTABLISHMENT OF SYSTEMATIC, COORDINATED AND SUSTAINED PROMOTION AND MARKETING OF THE LOCAL GOVERNMENT UNIT AS AN INVESTMENT LOCATION;

4. PROVIDE BASIC INFORMATION ON THE BUSINESS POTENTIALS OF THE LOCAL GOVERNMENT UNIT TO PROSPECTIVE INVESTORS TO ATTRACT MORE INVESTMENTS TO FLOW IN THE COMMUNITY;

5. ADVISE THE SANGGUNIAN, THE GOVERNOR OR MAYOR AND OTHER LOCAL GOVERNMENT OFFICIALS ON THE GENERATION OF INVESTMENTS AND ON SUCH OTHER MATTERS RELATIVE TO ECONOMIC DEVELOPMENT;

6. PROVIDE DATABASE OF INVESTMENT OPPORTUNITIES, TENURIAL SECURITY, AND INCENTIVE PROGRAMS TO DEVELOP, UTILIZE AND MANAGE SPECIFIC PORTIONS OF BUSINESS ENVIRONMENT AND INVESTMENT CLIMATE IN THE LOCALITY;

7. COORDINATE WITH THE PRIVATE SECTOR IN CARRYING OUT INVESTMENT PROMOTION CAMPAIGNS;

8. CONDUCT INFORMATION DISSEMINATION ON LOCAL AND NATIONAL GOVERNMENT POLICIES ON INVESTMENTS; AND

9. EXERCISE SUCH OTHER POWERS AND PERFORM SUCH OTHER DUTIES AND FUNCTIONS AS MAY BE PRESCRIBED BY LAW OR ORDINANCE.

SEC. 5. Within ninety (90) days from the approval of this Act, the Secretary of Interior and Local Government, in coordination with the Presidents of the League of Provinces, League of Cities and League of Municipalities and the Secretary of Budget and Management, shall promulgate the rules and regulations implementing the provisions of this Act. The implementing rules

and regulations issued pursuant to this section shall take effect thirty (30) days after its publication in two (2) newspapers of general circulation.

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

Approved,