

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

NINETEENTH CONGRESS
Second Regular Session

House Bill No. 9659



Introduced by Hon. MARVIN C. RILLO
Representative, Fourth District, Quezon City

EXPLANATORY NOTE

Republic Act 7160, otherwise known as **the Local Government Code of 1991**, was enacted 31 years ago. Since then, many of its provisions have not been keeping pace with the many changes and challenges of local governance and autonomy. It becomes imperative therefore, to review the present Code that needs to adjust to the current times.

When the Local Government Code of 1991 was amended through Republic Act 9009 which was enacted on February 24, 2001, the income requirement for a municipality or cluster of barangays to be converted into a component city was increased from Twenty Million Pesos (P20,000,000.00) to One Hundred Million (P100,000,000.00) Pesos for the last two consecutive years based on 2000 constant prices.

This adjustment however, failed to make the necessary and corresponding increase in the income requirement for provinces, which at present, is still pegged at Twenty Million (P20,000,000.00) Pesos, as provided for under Section 461 of the Local Government Code of 1991.

This bill seeks to fill that gap by proposing to increase the locally generated average annual income requirement for the creation of a province to Five Hundred Million (P500,000,000.00) Pesos.

With this proposed bill, there is already a remedial legislative measure that correspondingly adjusts the income requirement in creating a province.

On behalf of the people of the Fourth District of Quezon City, the approval of this Bill is earnestly sought.


MARVIN C. RILLO
Representative
4th District, Quezon City

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

NINETEENTH CONGRESS
Second Regular Session

House Bill No. 9659

Introduced by REPRESENTATIVE MARVIN C. RILLO

“AN ACT AMENDING SECTION 461 OF REPUBLIC ACT 7160 OTHERWISE KNOWN AS THE LOCAL GOVERNMENT CODE OF 1991, BY INCREASING THE LOCALLY GENERATED AVERAGE ANNUAL INCOME REQUIREMENT FOR THE CREATION OF A PROVINCE”

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

SECTION 1. *Section 461 of Republic Act No. 7160 or the “Local Government Code of 1991” is hereby amended to read as follows:*

Section 461. *Requisites for Creation.*

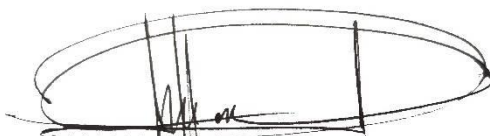
- (a) A province may be created if it has **LOCALLY GENERATED** average annual income, as certified by the Department of Finance, of not less than [~~Twenty~~] **FIVE HUNDRED** million pesos (P500,000,000.00) **FOR THE LAST TWO (2) CONSECUTIVE YEARS** based on [~~1991~~] **2022** constant prices, and either of the following requisites:
- i. a contiguous territory of at least two thousand (2,000) square kilometers, as certified by the Lands Management Bureau; or
 - ii. a population of not less than two hundred fifty thousand (250,000) inhabitants as certified by the National Statistics Office: *Provided, That, the creation thereof shall not reduce the land area, population, and income of the original unit or units at the time of said creation to less than the minimum requirements prescribed herein.*
- (b) The territory need not be contiguous if it comprises two (2) or more islands or is separated by a chartered city or cities which do not contribute to the income of the province.
- (c) The average annual income shall include the income accruing to the general fund, exclusive of special funds, **THE INTERNAL REVENUE ALLOTMENT SHARE**, trust funds, transfers and non-recurring income.

SEC. 2. *Separability Clause.* - If, for any reason, any part, section or provision of this Act is held invalid or unconstitutional, the remaining provisions not affected thereby shall continue to be in full force and effect.

SEC. 3. *Repealing Clause.* - All laws, presidential decrees, executive orders, rules and regulations, or parts thereof which are inconsistent with the provisions of this Act are hereby repealed, amended, or modified accordingly.

SEC. 4. *Effectivity.* - This Act shall take effect fifteen (15) days after its publication in the Official Gazette or in a newspaper of general circulation.

Approved.



MARVIN C. RILLO
Representative
4th District, Quezon City