



Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City, Metro Manila

TWENTIETH CONGRESS
First Regular Session



HOUSE BILL NO. 687

Introduced by **Representative MARIA CARMEN S. ZAMORA, MNSA**

EXPLANATORY NOTE

This bill seeks to declare Barangay Tandawan in the municipality of New Bataan, Province of Davao de Oro, 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 the IRA allocated to barangays under the law.

The passage of this timely measure is most respectfully sought.

MARIA CARMEN S. ZAMORA, MNSA
Representative
First District, Davao De Oro



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

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

1 **SECTION 1.** *Creation of Barangay Tandawan.* The sitio of Tandawan is hereby separated from
2 Barangay Camanlangan in the municipality of New Bataan, Province of Davao de Oro, and
3 constituted as a distinct and independent barangay to be known as Barangay Tandawan.
4

5 **SECTION 2.** *Territorial Boundaries.* The territorial boundaries of Barangay Tandawan are
6 hereby described as follows:
7

8 "Bounded on the North (N) by Barangay Camanlangan, Municipality of New Bataan,
9 Province of Davao de Oro;
10 On the Northeast (NE) by Barangay Andap, Municipality of New Bataan, Province of
11 Davao de Oro;
12 On the Southeast (SE) by Cagan, Barangay Andap, Municipality of New Bataan,
13 Province of Davao de Oro;
14 On the Southwest (SW) by Barangay New Leyte, Municipality of Maco, Province of
15 Davao de Oro;
16 On the Northwest (NW) by the Municipality of Nabunturan, Province of Davao de
17 Oro;
18 On the West by (W) by the Municipality of Nabunturan, Province of Davao de Oro;
19 Containing an area of 2,820.7302 hectares, more or less."
20

21 **SECTION 3.** *Conduct and Supervision of Plebiscite.* The plebiscite conducted and supervised
22 by the Commission on Elections (COMELEC) pursuant to Provincial Ordinance No. 02, Series
23 of 2003 of the Sangguniang Panlalawigan of Compostela Valley Province (now Province of
24 Davao de Oro), which ratified the creation of Barangay Tandawan as proclaimed by the
25 Plebiscite Board of Canvassers shall serve as substantial compliance with the plebiscite
26 requirement under Section 10 of the Local Government Code of 1991, as amended.
27

28 **SECTION 4.** *Incumbent Barangay Officials.* The incumbent elected barangay officials of
29 Barangay Tandawan shall continue to hold office until such time that their successors have
30 been duly elected and qualified.

31
32 **SECTION 5.** *Public Infrastructure and Facilities.* All public infrastructure and facilities existing
33 therein at the time of the approval of this Act are hereby transferred without cost or
34 compensation to and shall be administered by the new Barangay Tandawan.

35
36 **SECTION 6.** *Internal Revenue Allotment Shares.* Barangay Tandawan shall be entitled to
37 internal revenue allotment (IRA) shares pursuant to Section 285 of the Local Government
38 Code 9 of 1991, as amended.

39
40 **SECTION 7.** *Effectivity.* This Act shall take effect fifteen (15) days after its publication in the
41 Official Gazette or in a newspaper of general circulation.

42
43 *Approved,*