

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

TWENTIETH CONGRESS
First Regular Session

HOUSE BILL NO. 2456



Introduced by Rep. Dante S. Garcia and Rep. Kenneth Paolo C. Tereng

EXPLANATORY NOTE

In the Philippines, where the average age of the population is 25.7 years old, the average age of farmers is 57. Despite being an agricultural country with a population of 108 million, the Philippines has less than 11 million farmers. And this number has been diminishing at an average rate of 1.5% per year. (Bureau of Agricultural Statistics 2015).

According to a recent study, the oldest farmer in the country is 89 years old, while the youngest is 16 years old. Despite having young farmers, there is fear of losing the next generation of farmers because the country is already facing its shortage at present. More farmers today aspire for their children to have non-farming jobs that pay better than have them follow their footsteps. (Palis 2020).

This proposed law promotes and harness the potential of young farming entrepreneurs fostering growth and development especially in the rural areas, and encourages the youth to pursue a career or engage in activities related to agriculture, participate in policy formulation, and in the implementation of programs relative to the agriculture sector.

It also provides institutional support for agri-business and agri-entrepreneurship initiatives of the youth to fully realize their roles as agents and partners for development. It also defines young farmers and fisherfolk as those between fifteen (15) to forty (40) years of age, are engaged in farming and fisheries activities, and are included in the Registry System for Basic Sectors in Agriculture (RSBSA).

And to encourage active participation among the youth, government fees and charges are waived to young farmers and fisherfolk who are first time jobseekers in connection with the application for and the granting of licenses, proofs of identification, clearances, certificates or other documents usually required in the course of employment locally or abroad.

In view of the foregoing, may I respectfully request, in earnest, the immediate passage of this bill.

DANTE S. GARCIA
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Kenneth Paolo C. Tereng
KENNETH PAOLO C. TERENG
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AN ACT
ESTABLISHING THE YOUNG FARMERS AND FISHERFOLK CHALLENGE PROGRAM, CREATING FOR THE PURPOSE THE YOUNG FARMERS AND FISHERFOLK CHALLENGE COUNCIL, APPROPRIATING FUNDS THEREFOR AND FOR OTHER PURPOSES

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

SECTION 1. *Short title.* This Act shall be known as the '*Young Farmers and Fisherfolk Challenge Act*'.

SEC. 2. *Declaration of Policy.* It is hereby declared the policy of the State to ensure that the rights of young farmers and fisherfolk are recognized, protected and promoted. Pursuant to this, the State shall engage the role of the youth in nation building and rural development, providing for this purpose access to knowledge, information and education, access to land, new sources of financial services and capital, green jobs, access to new and niche markets, and participation in policy dialogue.

SEC. 3. *Young Farmers and Fisherfolk Challenge Program.* There is hereby established a Young Farmers and Fisherfolk Challenge Program, hereinafter referred to as the Program, that shall support and empower the young farmers and fisherfolk to be active partners in food security and agricultural development and modernization. The Program shall encourage the youth to pursue a career or engage in activities related to agriculture, ensure young farmers and fisherfolk participation in policy formulation and program implementation relative to the agriculture sector, and provide institutional support for agri-business and agri-entrepreneurship initiatives of the youth to fully realize their roles as agents and partners for development.

SEC. 4. *Beneficiaries of the Program.* Young farmers and fisherfolk are those between fifteen (15) to forty (40) years of age, are engaged in farming and fisheries activities, and are included in the Registry System for Basic Sectors in Agriculture (RSBSA). The Department of Agriculture shall update its existing database to reflect these indicators.

SEC. 5. *Creation of a Young Farmers and Fisherfolk Challenge Council.* There is hereby created the Young Farmers and Fisherfolk Challenge Council, hereinafter referred to as the Council to properly oversee the implementation of the Program.

The Council shall be composed of:

- a. The Secretary of the Department of Agriculture or his duly authorized representative who is at least an undersecretary, who shall be the Chair;
- b. A representative of the Department of Trade and Industry (DTI) who shall likewise be an Undersecretary;
- c. A representative of the Department of Science and Technology (DOST);
- d. A representative of the Commission on Higher Education (CHED);
- e. A representative of the Department of Education (DepEd) who shall likewise be an Undersecretary;
- f. A representative of the Department of Agrarian Reform (DAR);
- g. A representative of the Technical Education and Skills Development Authority (TESDA); and
- h. A representative of the Department of the Interior and Local Government (DILG);
- i. A representative of a national organization of young farmers' cooperatives or associations, provided that the representative shall be between fifteen (15) to forty (40) years of age;
- j. A representative of a national organization of fisher folks' cooperatives or associations, provided that the representative shall be between fifteen (15) to forty (40) years of age;
- k. A representative of a farmers' women organization or cooperative, provided that the representative shall be between fifteen (15) to forty (40) years of age;
- l. A representative of a national organization for agritourism;
- m. A representative of a national organization for food, restaurant, and business sectors.

Provided, That the DA shall convene and Chair the Council, and the Philippine Council for Agriculture and Fisheries (PCAF) shall serve as its Secretariat.

SEC. 6. Powers and Functions of the Council. The Council shall have the following powers and functions:

- a. Formulate the Young Farmers and Fisherfolk Challenge Program, in consultation with research institutions such as the Southeast Asian Regional Center for Graduate Study and Research in Agriculture (SEARCA), Philippine Council for Agriculture, Aquatic and Natural Resources Research and Development (PCAARRD), University of the Philippines - Los Baños (UPLB) and other relevant State Universities and Colleges;
- b. Identify and streamline access to relevant capacity-building and livelihood programs across the different departments and agencies of government, including on-the-job trainings, job fairs, employment in farm tourism and agro-industrial zones, and other employment-bridging initiatives, and;
- c. Identify and streamline access to possible sources of credit across the different departments, agencies, and instrumentalities, including access to start-up capital;
- d. Monitor initiatives in emerging best practices and products in agriculture such as but not limited to smart farming, farm tourism in compliance with RA 10816 or the "Farm Tourism Development Act of 2016," agroponics, aquaponics, hydroponics, and organic and boutique vegetables;
- e. Improve and facilitate access to marketing services such as but not limited to packaging, promotions including branding and advertising, networking events, and provide subsidy for participation in trade fairs and exhibits and provide linkage with media;

- f. Coordinate with LGUs in providing subsidized rental rates for public retail areas and public markets to farmers and fisherfolk;
- g. Serve as a conduit between stakeholders and national and international leaders including Congress as well as the private sector in formulating policies directly addressing the concerns of young farmers and fisherfolk;
- h. Propose subjects related to agriculture and agribusiness such as but not limited to gardening, backyard farming, urban farming, reforestation, agricultural appreciation, agricultural entrepreneurship, smart farming, farm tourism, and coastal management in all pertinent levels of the DepEd's K-12 system with the end goal of increasing enrollment in the technical-vocational track in Senior High School in courses related to agriculture, CHED, including the National Service Training Program (NSTP) and TESDA;
- i. Ensure scholarships and subsidized tuition fees for young farmers and fisherfolk in state universities and colleges;
- j. Provide on-the-job training programs for young farmers and fisherfolk in areas such as but not limited to green jobs, reforestation, coastal management, fisheries, and other rural-based jobs, through DOLE's Special Program for Employment of Students (SPES) and other livelihood and training programs;
- k. Explore and facilitate the extension of short-term leases for public land to young farmers and fisherfolk, providing free or subsidized land for cultivation and for aquaculture, and developing such other packages such as but not limited to lease-to-buy schemes that would allow young farmers and fisherfolk to use available or unutilized agricultural land/fishing ground for the purposes of said Program.
- l. Expedite the lease, distribution, and award of agrarian reform land to qualified beneficiaries;
- m. Facilitate the use of excess land holdings of SUCs and PEIs for agricultural training and developmental processes.
- n. Incubate agricultural enterprises of qualified young farmers and fisherfolk entrepreneurs, pursuant to Republic Act No. 11337, otherwise known as the "Innovative Start-up Act of 2018", and other programs shall include the agricultural enterprises for qualified young farmer and fisherfolk entrepreneurs in their incubation efforts;
- o. Initiate social partnerships and rural development initiatives in partnership with the private sector
- p. Optimize existing loan guarantee funds administered by various government entities to increase the credit worthiness of young farmers and fisherfolk experiencing difficulty in obtaining loans from banks due to lack of acceptable collaterals, credit knowledge and credit track record.
- q. Accept donations, contributions, grants, bequests or gifts, in cash or in kind, from various sources, domestic or foreign, for purposes relevant to the functions of the Council. Said donations shall be deemed automatically appropriated for purposes of specified by the donor or in the absence thereof, for the programs and projects as may be approved by the Council subject to the usual accounting and auditing rules and regulations: Provided, that cash donations shall not be used to fund the personal services requirements of the Council. Any donation, contribution, subsidy or financial aid which may be made to the Council shall be exempt from

taxes of any kind and shall constitute allowable deductions in full from the income of the donors or contributors for income tax purposes;

SEC. 7. *Waiver of Government Fees and Charges.* Subject to the exceptions provided in Section 8 of Republic Act No. 11261, otherwise known as the “First-Time Jobseekers Assistance Act”, all government agencies and instrumentalities, including government-owned and controlled corporations (GOCCs), LGUs, and government hospitals, shall not collect fees or charges from young farmers and fisherfolks who are first-time job seekers: *Provided*, That such fee or charge is in connection with the application for and the granting of licenses, proofs of identification, clearances, certificates or other documents usually required in the course of employment locally or abroad: *Provided further*, That the benefit provided shall only be availed of once.

SEC. 8. *Annual Report.* The Council shall submit to the President and to both Houses of Congress, not later than the 30th of March of every year following the effectivity of this Act, a report giving a detailed account of the effectivity and implementation of this act, and recommended legislation where applicable and necessary.

SEC. 9 *Implementing Rules and Regulations.* Within ninety (90) days from the effectivity of this Act, the DA and DAR, in coordination with the DOST, DOLE, DENR, DepEd, CHED, LBP, and NYC, shall issue the necessary rules and regulations for the implementation of this Act.

SEC. 10. *Appropriations.* The funds necessary to carry out the initial implementation of this Act shall be charged against the current year’s budget of the Department of Agriculture. Thereafter, such sums as may be necessary for the continued implementation of this Act shall be included in the Annual General Appropriations Act.

SEC. 11. *Separability Clause.* If any provision of this Act is declared invalid or unconstitutional, the other provisions not affected by such declaration shall remain in full force and effect.

SEC. 12. *Repealing Clause.* All laws, executive orders, administrative orders, and rules and regulations inconsistent with this act are hereby repealed or amended accordingly.

SEC. 13. *Effectivity Clause.* This Act shall take effect fifteen days after its publication in the Official Gazette or in two (2) newspapers of general circulation.

Approved,