



Republic of the Philippines  
HOUSE OF REPRESENTATIVES  
Quezon City

EIGHTEENTH CONGRESS  
First Regular Session

House Bill No. **5503**



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Introduced by 2<sup>nd</sup> District of Agusan del Norte Representative  
**HON. MA. ANGELICA M. AMANTE-MATBA**

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**EXPLANATORY NOTE**

The establishment of Pangaylan into a regular barangay was considered through the initiative made by the tribal council in the municipality of Santiago, Agusan del Norte through a petition paper made on the year 2008. This petition was approved by Barangay Poblacion I by virtue of a Barangay Resolution No. 13, Series of 2008, "A resolution favorably endorsing the petition of the Tribal Communities of Pangaylan and Kasagayan, Santiago, Agusan del Norte, for the creation of new Barangay named as Barangay Pangaylan-IP in the Municipality of Santiago, Agusan del Norte" as its mother barangay. This petition paper and resolution was then deliberated by the Sangguniang Bayan of the Municipality of Santiago and this was unanimously approved through Municipal Resolution No. 38 otherwise known as a "A resolution favorably endorsing Barangay Resolution No. 13, series of 2008, favorably endorsing the petition of the Tribal Communities of Pangaylan and Kasagayan, Santiago, Agusan del Norte, for the creation of a new Barangay named as Barangay Pangaylan-IP in the Municipality of Santiago, Agusan del Norte."

Consequently, on March 22, 2010 a Provincial Ordinance No. 266-2010 creating and approving Barangay Pangaylan-IP as a new regular barangay was passed. This was followed by a plebiscite held at Santiago Elementary School in Poblacion I in the year 2011 conducted by the Commission on Elections which resulted to a majority vote of 498 in favor while 8 are against.

Barangay Pangaylan-IP is located in the eastern part of Santiago and is home to a population of 1,776 based from the 2015 census.

Since it was created through a local ordinance, the financial requirements of the same was borne by the local government of the Municipality of Santiago pursuant to Section 285 of the Local Government Code of 1991. Pangaylan-IP, as a barangay local government, has been excluded from receiving any share of the Internal Revenue Allotment (IRA). This limits the capability of self-sustainability and self-determination of the barangay along with its main purpose of delivering more efficient local services to its constituents which also includes the Manobo/Manawa indigenous communities.

This bill seeks to establish Barangay Pangaylan-IP in the Municipality of Santiago, Agusan del Norte, through a congressional act, enabling it to access a fair share in the national taxes in order to address the challenges and needs of its growing constituency and to bolster its capability as a basic political government unit.

In view of these considerations and in the face of a unified public clamor for a legislative remedy, the immediate approval of this bill is earnestly sought.

**ANGEL M. AMANTE-MATBA**





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**AN ACT AN ACT  
CREATING A BARANGAY TO BE KNOWN AS BARANGAY PANGAYLAN-IP IN  
THE MUNICIPALITY OF SANTIAGO, AGUSAN DEL NORTE**

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

**SECTION 1. Creation of Barangay Pangaylan-IP.** – Barangay Pangaylan-IP was created by virtue of Provincial Ordinance No. 266-2010 of the Sangguniang Panlalawigan of Agusan del Norte, segregating it from its mother barangay, Barangay Poblacion I, with the following boundaries delineating its territorial areas:

- |       |   |   |
|-------|---|---|
| North | - | Barangay Poblacion II                                       |
| East  | - | Provincial boundary of Agusan del Norte and Surigao del Sur |
| West  | - | Barangay Poblacion I and Barangay Poblacion II              |
| South | - | Barangay Poblacion I  |

**SEC. 2. Conduct and Supervision of Plebiscite.** – The plebiscite conducted and supervised by the Commission on Elections (COMELEC) in Barangay Pangaylan-IP pursuant to Provincial Ordinance No. 266-2010 of the Sangguniang Panlalawigan of the Province of Agusan del Norte, which ratified the creation of Barangay Pangaylan-IP as proclaimed by the Board of Canvassers on March 5, 2011 shall serve as substantial compliance with the plebiscite requirement under Section 10 of Republic Act No. 7160, otherwise known as the Local Government Code of 1991.

**SEC. 3. Barangay Officials.** – The incumbent officials of Barangay Poblacion, Municipality of Santiago, Agusan del Norte shall continue to hold office until such time that their successors shall have been duly elected.

**SEC. 4. Public Infrastructures and Facilities.** – All existing infrastructures and facilities for public use existing therein at the time of the approval of this Act are hereby transferred without cost or compensation and shall be administered by the new barangay.

**SEC. 5. Internal Allotment Revenue.** – Barangay Pangaylan-IP shall be entitled to Internal Allotment Revenue (IRA) shares pursuant to Section 285 of Republic Act No. 7160, otherwise known as the Local Government Code of 1991.

**SEC. 6. Appropriations.** – The amount necessary to conduct the plebiscite as provided for under this Act shall be borne by the Municipality of Santiago, Province of Agusan del Norte.

**SEC. 7. Separability Clause.** – If, for any reason, any part or provision of this Act is declared unconstitutional or invalid, other parts or provisions hereof which are not affected thereby shall continue to be in force and effect.

**SEC. 8. Effectivity.** – This Act shall take effect fifteen (15) days after its publication in the Official Gazette or in any national newspaper of general circulation.

*Approved,*