

Republic of the Philippines  
**HOUSE OF REPRESENTATIVES**  
Quezon City

Eighteenth Congress  
First Regular Session

**2060**

HOUSE BILL NO. \_\_\_\_\_



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**Introduced by Representative JAKE VINCENT S. VILLA**

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**EXPLANATORY NOTE**

Article X, Section 1 of the 1987 Philippine Constitution provides, to wit:

The territorial and political subdivisions of the Republic of the Philippines are the provinces, cities, municipalities, and barangays. There shall be autonomous regions in Muslim Mindanao and the Cordilleras as hereinafter provided.

The *Barangay* is the most basic and fundamental political subdivision within the structure of Philippine government. *Barangays* are the grassroots of government development. They are the first responders in terms of basic government administration. As such, *Barangays* deserve outmost consideration in the terms of improving and strengthening our laws, rules and procedures pertaining to the local government system.

The postponement of the upcoming synchronized *Barangay* and *Sangguniang Kabataan* ("SK") elections is warranted because this will give the Commission on Elections ("COMELEC") ample time to prepare for said elections. It bears emphasis that two members of the COMELEC will retire on February 2020 or close to the scheduled local elections.<sup>1</sup> Moreover, the postponement of the local elections will enable incumbent *Barangay* and SK officials to effectively continue their projects and programs in accordance with the developments in the current Administration.

In view of the foregoing, the passage of this bill is earnestly sought.

  
**JAKE VINCENT S. VILLA**

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<sup>1</sup> Philippine Star Website, <https://www.philstar.com/headlines/2019/05/26/1920975/next-comelec-barangay-polls>.

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**AN ACT**  
**POSTPONING THE MAY 2020 BARANGAY AND SANGGUNIAN KABATAAN**  
**ELECTIONS, AMENDING FOR THE PURPOSE REPUBLIC ACT NO. 9164, AS**  
**AMENDED BY REPUBLIC ACT NO. 9340, REPUBLIC ACT NO. 10656,**  
**REPUBLIC ACT NO. 10923, AND REPUBLIC ACT NO. 10952, AND FOR OTHER**  
**PURPOSES**

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

**SECTION 1.** Section 1 of Republic Act No. 9164, as amended by Republic Act No. 9340, Republic Act No. 10656, Republic Act No. 10923 Republic Act No. 10952, is hereby further amended to read as follows:

“SECTION 1. *Date of Election.* - There shall be synchronized barangay and sangguniang kabataan elections, which shall be held on July 15, 2002. Subsequent synchronized barangay and sangguniang kabataan elections shall be held on the last Monday of October 2007 and every three (3) years thereafter: Provided, That the barangay and sangguniang kabataan elections on the second Monday of May 2020 shall be postponed to the second Monday of May 2022. Subsequent synchronized barangay and sangguniang kabataan elections shall be held on the second Monday of May 2022 and every three (3) years thereafter.”

**SECTION 2. *Hold Over.*** - Until their successors shall have been duly elected and qualified, or until the President, through the Executive Secretary, shall appoint officers-in-charge for the barangay, all incumbent barangay officials shall remain in office, unless sooner removed or suspended for cause: Provided, that barangay officials who are ex officio members of the sangguniang bayan, sangguniang panlungsod, or sangguniang panlalawigan, as the case may be shall continue to serve as such members in the sanggunian concerned until the next barangay election. The Liga ng mga Barangay at the municipal, city, and provincial levels shall, within thirty (30) days after the next barangay election, conduct elections for ex officio positions in the sanggunians under the supervision of the Department of the Interior and Local Government.

**SECTION 3. *Ban of Government Projects.*** - The construction or maintenance of barangay-funded roads and bridges shall be prohibited for a period of ten (10) days immediately preceding the date of election, the provisions of Section 261, paragraphs (v) and (w), of the Omnibus Election Code to the contrary notwithstanding.

**SECTION 4. *Prohibition on Appointments of Government Officials.*** - The appointment or hiring of new employees, creation of new position, promotion, or giving of salary increases, remuneration or privileges in the barangay shall be prohibited for a period of ten (10) days immediately preceding the election, the provisions of Section 261, paragraph (g), of the Omnibus Election Code to the contrary notwithstanding.

**SECTION 5. *Use of Appropriations.*** - The amount of Six billion ninety million three hundred twenty-four thousand three-hundred twenty-five pesos and sixteen centavos (PHP6,090,324,325.16) shall be considered as continuing appropriations and shall be used exclusively for the conduct of the barangay and sangguniang kabataan registration and elections in May 2022.

**SECTION 6. *Use of Sangguniang Kabataan Fund.*** - Until the new sangguniang kabataan officials shall have been duly elected and qualified, the sangguniang barangay shall not use the sangguniang kabataan fund except for youth development and empowerment programs as provided in Republic Act No. 10742, otherwise known as "The Sangguniang Kabataan Reform Act of 2015".

**SECTION 7. *Implementing Rules and Regulations.*** - The COMELEC shall, within thirty (30) days after the effectivity of this Act, promulgate such rules and regulations necessary to implement this Act.

**SECTION 8. *Repealing Clause.*** - All other laws, acts, presidential decrees, executive orders, issuances, presidential proclamations, rules and regulations or parts thereof, which are contrary to and inconsistent with any provision of this Act are hereby repealed, amended, or modified accordingly.

**SECTION 9. *Separability Clause.*** - If any portion or provision of this Act is declared unconstitutional, the remainder of this Act or any provision not affected thereby shall remain in force and effect.

**SECTION 10. *Effectivity.*** - This Act shall take effect fifteen (15) days following the completion of its publication either in the Official Gazette or in a newspaper of general circulation in the Philippines.

Approved,