

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Constitution Hills, Quezon City

SEVENTEENTH CONGRESS
First Regular Session

HOUSE BILL NO. **1321**

HOUSE OF REPRESENTATIVES	
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Introduced by: Representative JOHNNY T. PIMENTEL

EXPLANATORY NOTE

Barangay Cumawas is an existing barangay in the City of Bislig. It was formed on November 13, 1996 by virtue of the Provincial Ordinance No. 103-94 issued by the Surigao del Sur Sangguniang Panlalawigan which separated Barangay Cumawas from its mother barangay, Barangay Mangagoy.

Since Barangay Cumawas was created through a local ordinance, the financial requirements of the barangay was borne by the City of Bislig pursuant to Section 285 of the Local Government Code. The said Barangay has been precluded from receiving any share in the Internal Revenue Allotment (IRA). Thus, the funds received by the Barangay is only subject to the availability from the coffers of Bislig City, thereby limiting the capability of self-determination and the implementation of their own grassroots development programs.

This Bill seeks to establish Barangay Cumawas of the City of Bislig, Surigao del Sur as a political entity duly created by the Philippine Legislature. This Bill shall likewise entitle Barangay Cumawas to a share of the national internal revenue allotment, subject to the applicable provisions of the Local Government Code, as amended.

The approval of this Bill is earnestly sought.


JOHNNY T. PIMENTEL

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Constitution Hills, Quezon City

SEVENTEENTH CONGRESS

First Regular Session

HOUSE BILL NO. 1321

Introduced by: Representative JOHNNY T. PIMENTEL

AN ACT

**CREATING BARANGAY CUMAWAS IN THE
CITY OF BISLIG, PROVINCE OF SURIGAO DEL SUR**

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

SECTION 1. *Creation of Barangay Cumawas.* – Barangay Cumawas is hereby created as a Barangay of the City of Bislig, Province of Surigao del Sur by virtue of the legislative powers of Congress. The technical description delineating its territorial area as follows:

<u>Line</u>	<u>Bearing</u>	<u>Distance</u>
1-2	S 41° 55'W	800 mts.
2-3	S 61° 35'W	1,142 mts.
3-4	S 89° 09'W	800 mts.
4-5	N 12° 01'W	1,000 mts.
5-6	W 64° 46'W	462 mts.
6-7	E 78° 03'E	1000 mts.
7-8	N 30° 12'E	167 mts.
8-9	N 04° 38'E	183 mts.
9-10	S 70° 15'E	840 mts.
10-11	S 76° 12'E	300 mts.

SECTION 2. *Conduct and Supervision of Plebiscite.* – Pursuant to Section 10 of the Republic Act No. 7160, otherwise known as the Local Government Code of 1991, the new barangay shall be formed upon a majority of votes cast by the qualified voters of Barangay Mangagoy of the City of Bislig in a plebiscite to be conducted and supervised by the

Commission on Elections (COMELEC) in the area defined, within ninety (90) days from the effectivity of this Act.

SECTION 3. *Barangay Officials.* – The first set of officials of the said Barangay shall be appointed by the Provincial Governor and shall hold office until such time that their successors have been duly elected and qualified in the next regular barangay election after the approval of this Act.

SECTION 4. *Public Infrastructure and Facilities.* – All existing public infrastructure and facilities for public use existing therein at the time of the approval of this Act are hereby transferred without cost or compensation to Barangay Cumawas and shall be administered by the same.

SECTION 5. *Internal Revenue Allotment Shares.* – Barangay Cumawas shall be entitled to the Internal Revenue Allotment (IRA) shares pursuant to Section 285 of Republic Act 7160, otherwise known as the Local Government Code of 1991.

SECTION 6. *Appropriations.* – The amount necessary to conduct the plebiscite as provided under this Act shall be borne by the City of Bislig.

SECTION 7. *Separability Clause.* – If any part of this Act shall be held invalid, other provisions which are not affected shall continue to be in force.

SECTION 8. *Repealing Clause.* – Any law, presidential decree or issuance, executive order, letter of instruction, administrative order, rule, regulation or ordinance contrary to or inconsistent with the provisions of the Act is hereby repealed, modified or amended accordingly.

SECTION 9. *Effectivity.* – This Act shall take effect fifteen (15) days after its publication in the Official Gazette or in at least two (2) national newspapers of general circulation.

Approved,