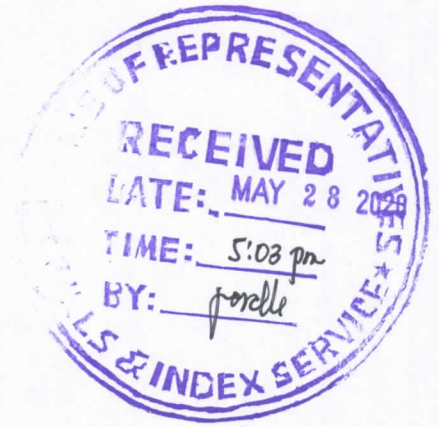




Republic of the Philippines
House of Representatives
Quezon City, Metro Manila

THE EIGHTEENTH CONGRESS
First Regular Session



HOUSE BILL NO. 6862

**AN ACT CREATING A BARANGAY TO BE KNOWN AS BARANGAY SANTA CRUZ IN
THE MUNICIPALITY OF TAMPAKAN, PROVINCE OF SOUTH COTABATO**

Introduced by Representative Shirlyn L. Bañas-Nogales

EXPLANATORY NOTE

This Bill seeks the creation of Barangay Santa Cruz of the Municipality of Tampakan, an agricultural community comprising a total land area of some four hundred seventy-four (474) hectares, more or less, with a total population of about three thousand (3,000) inhabitants.

Barangay Santa Cruz has been existing as such since 2001 after the Sangguniang Panlalawigan of South Cotabato enacted Provincial Ordinance No. 04, Series of 2001 which, in effect, has certified that Barangay Santa Cruz substantially met all requirements set forth by the pertinent provisions of The Local Government Code of 1991 insofar as the creation of LGUs are concerned.

It is noteworthy for this 18th Congress to fight for and assert the rights of the constituents of the said Barangay to receive their due share of the Internal Revenue Allotment (IRA), which have been denied them ever since, in the light of the constitutional dictum enshrined under the 1987 Constitution which states that the State shall promote social justice in all phases of national development' vis-à-vis the plenary authority afforded to Congress by the Constitution to give highest priority to the enactment of measures that protect and enhance the right of all the people to human dignity, reduce social, economic, and political inequalities, and remove cultural inequities by equitably diffusing wealth and political power for the common good,² hence, the need for the immediate enactment of this remedial policy measure.

In view whereof, immediate approval of this Bill is most sincerely sought.


SHIRLYN L. BANAS-NOGRALES

¹ Article II, Section 10, 1987 Constitution

² Article XIII, Section 1, 1987 Constitution



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

SECTION 1. *Creation of Barangay Santa Cruz.*- There is hereby created a barangay to be known as Barangay Santa Cruz in the Municipality of Tampakan, Province of South Cotabato.

The territorial boundaries of Barangay Santa Cruz are described as follows:

LINE	BEARING	DISTANCE
1-2	S 29 55' E	70 mts.
2-3	S 60 5' W	15 mts.
3-4	S 60 5' W	16 mts.
4-5	S 29 55' E	30 mts.
5-6	S 60 5' W	4 mts.
6-7	N 29 55' W	30 mts.
7-8	S 60 5' W	15 mts.
8-9	N 29 55' W	70 mts.
9-10	N 60 5' E	50 mts.

SEC. 2 *Conduct and Supervision of Plebiscite.*- The plebiscite conducted and supervised by the Commission on Elections (COMELEC) on June 30, 2003 pursuant to Section II of Provincial Ordinance No. 04, Series of 2001 passed by the Sangguniang Panlalawigan of the Province of South Cotabato, which ratified the creation of Barangay Santa Cruz as proclaimed by the Plebiscite Board of Canvassers on _____, 2003, shall serve as substantial compliance with

the plebiscite requirement under Section 10 of Republic Act No. 7160, as amended, otherwise known as the "Local Government Code of 1991".

SEC. 3. *Incumbent Barangay Officials.*- The incumbent barangay officials of Barangay Santa Cruz, Municipality of Tampakan, Province of South Cotabato shall continue to hold office until such time that their successors shall have been duly elected and qualified.

SEC. 4. *Public Infrastructure and Facilities.*- All 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 and shall be administered by the newly created barangay.

SEC. 5. *Internal Revenue Allotment Shares.*- Barangay Santa Cruz of the Municipality of Tampakan shall be entitled to Internal Revenue Allotment shares pursuant to Section 285 of Republic Act No. 7160, as amended, otherwise known as the "Local Government Code of 1991".

SEC. 6. *Effectivity.*- This Act shall take effect fifteen (15) days after its publication in the *Official Gazette* or in any newspaper of general circulation.

Approved,