



HOUSE OF REPRESENTATIVES

H. No. 5587

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BY REPRESENTATIVE UMALI (R.)

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AN ACT ALLOWING NATURAL GAS POWER GENERATING PLANTS IN THE COUNTRY TO USE NEAT DIESEL AS AN ALTERNATIVE FUEL DURING PERIODS OF EXISTING OR IMMINENT SHORTAGE OF ELECTRICITY, EXEMPTING THEM FROM THE REQUIREMENTS OF PARAGRAPH 5.3 OF SECTION 5 OF REPUBLIC ACT NO. 9367, OTHERWISE KNOWN AS THE "BIOFUELS ACT OF 2006"

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

1           SECTION 1. Section 5 of Republic Act No. 9367, otherwise known as  
2 the "Biofuels Act of 2006", is hereby amended to read as follows:

3           "SEC. 5. *Mandatory Use of Biofuels.* – Pursuant to the above  
4 policy, it is hereby mandated that all liquid fuels for motors and  
5 engines sold in the Philippines shall contain locally-sourced  
6 biofuels components as follows:

7           "x x x

8           "5.3 Within three months from the effectivity of this Act, a  
9 minimum of one percent (1%) biodiesel by volume shall be  
10 blended into all diesel engine fuels sold in the country: *Provided,*  
11 That the biodiesel blend conforms to PNS for biodiesel[.]:

12           ***PROVIDED, FURTHER, THAT WHEN THERE IS AN EXISTING OR***

1           **IMMINENT SHORTAGE OF ELECTRICITY, AS MAY BE DETERMINED**  
2           **BY THE PRESIDENT OF THE PHILIPPINES, UPON**  
3           **RECOMMENDATION OF THE SECRETARY OF THE DEPARTMENT**  
4           **OF ENERGY, NATURAL GAS POWER GENERATING PLANTS MAY**  
5           **USE NEAT DIESEL AS THEIR ALTERNATE FUEL DURING SAID**  
6           **PERIODS.**

7           “Within two years from the effectivity of this Act, the NBB  
8           created under this Act is empowered to determine the feasibility  
9           and thereafter recommend to DOE to mandate a minimum of two  
10          percent (2%) blend of biodiesel by volume which may be increased  
11          taking into account considerations including but not limited to  
12          domestic supply and availability of locally-sourced biodiesel  
13          component[.]: **PROVIDED, THAT WHEN THERE IS AN EXISTING**  
14          **OR IMMINENT SHORTAGE OF ELECTRICITY, AS MAY BE**  
15          **DETERMINED BY THE PRESIDENT OF THE PHILIPPINES, UPON**  
16          **RECOMMENDATION OF THE SECRETARY OF THE DEPARTMENT**  
17          **OF ENERGY, NATURAL GAS POWER GENERATING PLANTS MAY**  
18          **USE NEAT DIESEL AS THEIR ALTERNATE FUEL DURING SAID**  
19          **PERIODS.”**

20          **SEC. 2. *Implementing Rules and Regulations.*** – The Department of  
21          Energy (DOE) shall, within thirty (30) days from the effectivity of this Act,  
22          promulgate the implementing rules and regulations of this Act.

23          **SEC. 3. *Separability Clause.*** – Should any provision of this Act be  
24          declared invalid, the remaining provisions shall continue to be valid and  
25          subsisting.

26          **SEC. 4. *Repealing Clause.*** – All laws, executive orders, or  
27          administrative orders, rules and regulations or parts thereof which are

1 inconsistent with this Act are hereby amended, repealed or modified  
2 accordingly.

3       SEC. 5. *Effectivity.* — This Act shall take effect fifteen (15) days after  
4 its publication in at least two (2) newspapers of general circulation in the  
5 Philippines.

Approved,

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