

NINETEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
First Regular Session)



22 AUG -4 A9 :34

SENATE
S. No. 1024

RECEIVED BY

Introduced by Senator Jinggoy Ejercito Estrada

AN ACT
AMENDING CERTAIN PROVISIONS OF REPUBLIC ACT NO. 7160,
OTHERWISE KNOWN AS THE LOCAL GOVERNMENT CODE OF 1991, AND
FOR OTHER PURPOSES

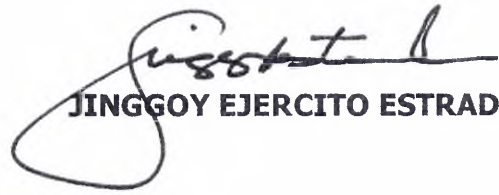
EXPLANATORY NOTE

Section 394 of Republic Act No. 7160, otherwise known as the Local Government Code of 1991, mandates the Barangay Secretary to assist the city or municipal civil registrar in the registration of births, deaths and marriages within his / her territorial jurisdiction. However, these functions of the Barangay Secretary can have maximum efficiency by assisting the local civil registrar in reaching out to remote and distant places for purposes of registering births, deaths and marriages.

Under the proposed amendment, the Barangay Secretaries shall now be required to submit to their respective local civil registrars a monthly report on registered births, deaths and marriages in their area of jurisdiction and an annual record of all inhabitants of their Barangay.

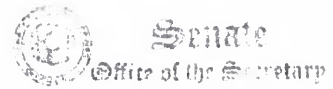
This amendment recognizes the importance of developing an efficient and high quality civil registration as a key national resource, particularly for protecting the rights of Filipinos, facilitating public service delivery and for monitoring national health. With proper implementation, there will be comprehensive and marked improvement in the delivery of basic services throughout the country.

In this light, the immediate passage of this bill is highly recommended.



JINGGOY EJERCITO ESTRADA

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

- 1 Section 1. Section 394 of Republic Act No. 7160, otherwise known as the
2 Local Government Code of 1991, is hereby amended to read as follows:
3 "Section 394. – Barangay Secretary, Appointment, Qualifications,
4 Power and Duties.
5 a. The Barangay Secretary shall be appointed by the Punong
6 Barangay with the concurrence of the Sangguniang Barangay
7 members. The appointment of the Barangay secretary shall not be
8 subject to attestation by the Civil Service Commission.
9 b. The Barangay Secretary shall be of legal age, **AT LEAST A**
10 **HIGH SCHOOL GRADUATE IN ANY RECOGNIZED SCHOOL**
11 **IN THE PHILIPPINES**, a qualified voter and an actual resident of
12 the barangay concerned.
13 c. x x x
14 d. The Barangay Secretary shall:
15 1. x x x
16 2. x x x

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- 3. x x x
- 4. x x x
- 5. Assist **AND SUBMIT WITHIN TEN (10) DAYS AFTER THE END OF EVERY MONTH TO THE CITY / MUNICIPAL CIVIL REGISTRAR [in] THE REPORT** on registration of births, deaths and marriages;
- 6. Keep an updated record of all inhabitants of the barangay containing the following items of information: name, address, place and date of birth, sex, civil status, citizenship, occupation and such other items of information as may be prescribed by law or ordinance **AND SUBMIT THE SAME TO THE CITY / MUNICIPAL CIVIL REGISTRAR WITHIN TEN (10) DAYS AFTER THE END OF EVERY YEAR."**

Sec. 2. Section 479 of Republic Act No. 7160 is hereby amended to read as follows:

"Section 479. – Qualifications, Power and Duties. – (a) No person shall be appointed civil registrar unless he is a citizen of the Philippines xxx.

"(c) The Civil Registrar shall take charge of the office of the civil registry and shall:

- "1. x x x
- "2. In addition to the foregoing duties and functions, the civil registry shall:
 - "i. Accept **AND REGISTER THE MONTHLY AND ANNUAL REPORTS SUBMITTED BY THE BARANGAY SECRETARY AND** all registrable documents and judicial decrees affecting the civil status of persons;
 - "ii. x x x
 - "iii. x x x
 - "iv. Transmit to the Office of the Civil Registrar-General, within the prescribed period, duplicate copies of registered documents required by law; **PROVIDED,**

1 **THAT THE MONTHLY AND ANNUAL REPORTS**
2 **SUBMITTED BY THE BARANGAY SECRETARY**
3 **SHALL BE TRANSMITTED TO THE OFFICE OF THE**
4 **CIVIL REGISTRAR-GENERAL WITHIN FIVE (5)**
5 **DAYS FROM THE DATE OF RECEIPT OF SUCH**
6 **REPORTS;**

7 “v. Issue certified transcripts or copies of any certificate
8 **OF BIRTH, DEATH, MARRIAGE** or registered
9 documents upon payment of the prescribed fees to the
10 treasurer; ***PROVIDED, THAT THE CERTIFIED***
11 **TRANSCRIPTS OR COPIES OF THESE DOCUMENTS**
12 **SHALL BE VALID FOR ALL LOCAL PURPOSES;”**

13 *Sec. 3. Implementing Rules and Regulations.* – The Office of the Civil
14 Registrar-General shall issue the implementing rules and regulations within sixty (60)
15 days from the effectivity of this Act.

16 *Sec 4. Separability Clause.* – Should any part or provision of this Act be held
17 to be invalid or unconstitutional, other parts or provisions hereof which are not
18 affected thereby shall continue to be in full force and effect.

19 *Sec. 5. Repealing Clause.* – All laws, rules, regulations, orders, memoranda or
20 circulars inconsistent with this Act are hereby repealed or modified accordingly.

21 *Sec 6. Retroactivity.* – This Act shall have retroactive effect insofar as it does
22 not prejudice or impair vested or acquired rights.

23 *Sec. 7. Effectivity.* – This Act shall take effect fifteen (15) days after
24 publication in the Official Gazette or in any two (2) national newspapers of general
25 circulation.

Approved,