

Republic of the Philippines  
HOUSE OF REPRESENTATIVES  
Quezon City, Philippines

EIGHTEENTH CONGRESS

First Regular Session

HOUSE BILL NO. 3878



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Introduced by **Hon. LORNA P. BAUTISTA-BANDIGAN**

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**EXPLANATORY NOTE**

This Bill seeks to create the Municipality of Don Mariano Peralta from the Municipality of Jose Abad Santos in the Province of Davao Occidental. The Municipality of Jose Abad Santos is presently comprising twenty-six (26) barangays with an estimated population of about eighty thousand (80,000) in the year 2015 and has a population density of one hundred twenty-seven (127) inhabitants per square kilometer. Formerly known as Trinidad, Jose Abad Santos has a total land area of six hundred and 6/100 (600.06) square kilometers. The number of barangays in the Municipality of Jose Abad Santos are located far between each other and with the seat of government situated in Caburan and even now, in the proposed Municipality of Don Mariano Peralta, the distance is some fifty (50) kilometers traversing mostly earth-surfaced or rough road. While there were some public works projects that are being initiated by the national government through the Department of Public Works and Highways, the longer stretch of the proposed road in Municipality of Jose Abad Santos to the proposed Municipality of Don Mariano Peralta Municipality has yet to be completed.

Because of this condition, the inhabitants of the proposed Municipality of Don Mariano Peralta which will now be composed of thirteen (13) out of the twenty-six (26) barangays of the Municipality of Jose Abad Santos has yet to experience economic development. More than fifty percent (50%) of the residents are subsistence farmers and small fisherfolks. For as long as they can remember, they have not tasted modern amenities and have remained left behind in terms of education, health service facilities, better standards of electrification services, and poor water services.

The proposed Municipality of Don Mariano Peralta shall now be composed of the following barangays, namely: Kalbay, Butuan, Patulang, Sugat, Nuing, San Isidro, Quiapo, Molmol, Butulan, Camalian, Bukid, Balangonan, and Kitayo.

The desire of this Representation is to help the residents to be more economically prosperous. It is for this reason, that the passage of this Bill is earnestly sought.

  
**LORNA P. BAUTISTA-BANDIGAN**  
Representative  
Lone District - Davao Occidental

Republic of the Philippines  
HOUSE OF REPRESENTATIVES  
Quezon City, Philippines

EIGHTEENTH CONGRESS

First Regular Session

HOUSE BILL NO. **3878**

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Introduced by **Hon. LORNA P. BAUTISTA-BANDIGAN**

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**AN ACT  
CREATING THE MUNICIPALITY OF DON MARIANO PERALTA FROM THE  
MUNICIPALITY OF JOSE ABAD SANTOS IN THE PROVINCE OF DAVAO  
OCCIDENTAL**

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

**SECTION 1. *Creation.*** – There is hereby created a new municipality in the Province of Davao Occidental to be known as the Municipality of Don Mariano Peralta from the Municipality of Jose Abad Santos.

**SEC. 2. *Seat of Government.*** – The seat of government of the new municipality shall be in Barangay Nuing Proper.

**SEC. 3. *Territorial Boundaries.*** – The Municipality of Don Mariano Peralta shall be composed of the following barangays, namely: Kalbay, Butuan, Patulang, Sugal, Nuing, San Isidro, Quiapo, Molmol, Camalian, Bukid, Balangonan and Kitayo.

Bounded on the North, the Municipality of Jose Abad Santos; bounded on the East, the Davao Gulf; bounded on the South, the Sarangani Strait; and bounded on the West, the Municipality of Glan, Province of Sarangani.

The foregoing provision shall be without prejudice to the resolution by the appropriate agency or forum of any boundary dispute or case involving questions of territorial jurisdiction between the Municipality of Don Mariano Peralta and the adjoining local government units (LGUs): *Provided*, That the territorial jurisdiction of the disputed area or areas shall remain with the LGU which has existing administrative supervision over said areas until the final resolution of the case.



SEC. 4. ***Plebiscite.*** – The Municipality of Don Mariano Peralta shall acquire corporate existence upon the ratification of its creation by a majority of the votes cast by a qualified voters in a plebiscite to be conducted in the barangays comprising the Municipality of Don Mariano Peralta pursuant to Section 3 hereof and in the Municipality of Jose Abad Santos, Province of Davao Occidental within thirty (30) days after the approval of this Act.

The Commission of Elections (COMELEC) shall conduct and supervise the plebiscite.

SEC. 5. ***Officials of the Municipality of Don Mariano Peralta.*** – Upon ratification of its creation by majority of the votes cast by qualified voters in a plebiscite, the mayor, the vice mayor, and the members of the sangguniang bayan shall be appointed by the President of the Philippines, in consultation with the representative of the congressional district and the provincial governor, and shall serve until the new set of officials shall have been elected and qualified in the next local elections following the approval of this Act.

SEC. 6. ***Internal Revenue Allotment Shares.*** - During the first year of acquisition of its corporate existence, the Municipality of Don Marino Peralta shall receive from the Department of Budget and Management the internal revenue allotment (IRA) share of barangays as provided in Section 3 hereof. Thereafter, the Municipality of Don Mariano Peralta and all the barangays comprising it shall be entitled to IRA shares pursuant to the provision of Section 285 of Republic Act No. 7160, otherwise known as the “Local Government Code of 1991”.

SEC. 7. ***Appropriations.*** - The amount necessary to conduct the plebiscite as provided for under this Act shall be borne proportionately by the Provincial Government of Davao Occidental, the Municipality of Jose Abad Santos and the barangays comprising the new Municipality of Don Mariano Peralta.

SEC. 8. ***Repealing Clause.*** - All laws, executive orders, rules and regulations which are inconsistent with the provisions of this Act are hereby repealed, amended or modified accordingly.

SEC. 9. ***Effectivity.*** – This Act shall take effect fifteen (15) days after its publication in the *Official Gazette* or in a newspaper of general circulation.

Approved,