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CONGRESS OF THE PHILIPPINES }
First Regular Session }

SENATE

S. No. 101

INTRODUCED BY SENATOR LINA, JR.

AN ACT AMENDING SECTION FORTY-TWO OF
BATAS PAMBANSA BLG. 337, THE LOCAL
GOVERNMENT CODE, BY REDUCING THE
MINIMUM AGE OF THE DIFFERENT ELECTIVE
LOCAL OFFICIALS MENTIONED THEREIN

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

1 SECTION 1. Section 42 of Batas Pambansa Blg. 337 is
2 hereby amended to read as follows:

3 "SEC. 42. *Qualifications.*—(1) An elective local official
4 must be a citizen of the Philippines, [at least twenty-three
5 years of age on election day] a REGISTERED [qualified]
6 voter [, registered as such] in the barangay, municipality,
7 city or province where he proposes to be elected, a resident
8 therein for at least one year at the time of the filing of
9 his certificate of candidacy, able to read and write

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1 **[English,]** FILIPINO **[Pilipino]**, ENGLISH, or any other local
2 language or dialect.

3 “(2) CANDIDATES FOR THE POSITIONS OF GOVERNOR,
4 VICE-GOVERNOR, OR MEMBER OF THE *SANGGUNIANG*
5 *PANLALAWIGAN* MUST BE AT LEAST TWENTY-THREE
6 YEARS OF AGE ON ELECTION DAY.

7 “(3) CANDIDATES FOR THE POSITIONS OF MAYOR OR
8 VICE-MAYOR MUST BE AT LEAST TWENTY-ONE YEARS OF
9 AGE ON ELECTION DAY.

10 “(4) CANDIDATES FOR THE POSITIONS OF MEMBER OF
11 THE *SANGGUNIANG PANLUNGSOD* OR MEMBER OF THE
12 *SANGGUNIANG BAYAN* MUST BE AT LEAST EIGHTEEN
13 YEARS OF AGE ON ELECTION DAY. IF ELECTED AS A
14 MEMBER OF THE *SANGGUNIANG PANLUNGSOD* OR *SANG-*
15 *GUNIANG BAYAN*, THE MEMBER IS QUALIFIED TO FILL
16 ANY VACANCY IN THE OFFICE OF MAYOR OR VICE-MAYOR
17 OR MAY BE APPOINTED BY THE PRESIDENT UPON RECOM-
18 MENDATION OF THE SECRETARY OF LOCAL GOVERNMENT
19 AS MAYOR OR VICE-MAYOR PURSUANT TO CHAPTER 2,
20 TITLE TWO OF THIS CODE, EVEN IF SAID MEMBER IS
21 BELOW TWENTY-ONE YEARS OF AGE.

22 “(5) **[(2)]** Candidates for the positions of *punong*
23 *barangay* or member of the *sangguniang barangay* must
24 be AT LEAST EIGHTEEN YEARS OF AGE ON ELECTION DAY

1 AND actual residents in the barangay IN WHICH [Where]
2 they SHALL [propose to] be elected.

3 “(6) ANY LAW ON CIVIL CAPACITY AND THE CAPACITY
4 TO ACT TO THE CONTRARY NOTWITHSTANDING, ANY MEM-
5 BER OF THE SANGGUNIANG PANLUNGSOD OR SANGGU-
6 NIANG BAYAN, PUNONG BARANGAY OR MEMBER OF THE
7 SANGGUNIANG BARANGAY CAN EXERCISE ALL THE
8 POWERS AND DISCHARGE ALL THE DUTIES OF HIS OFFICE
9 OR ANY OTHER OFFICE TO WHICH HE MAY SUCCEED
10 PURSUANT TO THIS ACT.

11 “(7) [(3)] A candidate for chairmanship of the
12 *kabataang barangay* OR ORGANIZATION TO REPLACE THE
13 SAME [need not be of the minimum age required in this
14 section] MUST BE AT LEAST FIFTEEN YEARS BUT NOT MORE
15 THAN TWENTY-ONE YEARS OF AGE ON ELECTION DAY.”

16 SEC. 2. This Act shall take effect upon the completion
17 of its publication in at least two national newspapers of
18 general circulation.

Approved,