



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

23 MAY -3 A11 :41

SENATE
S. No. 2114

RECEIVED BY:

Introduced by Senator Christopher Lawrence "Bong" T. Go

**AN ACT
ESTABLISHING A COMPREHENSIVE FRAMEWORK TO ACCELERATE THE
ATTAINMENT OF THE INFRASTRUCTURE FLAGSHIP PROGRAMS AND
PROJECTS OF THE NATIONAL GOVERNMENT**

EXPLANATORY NOTE

The "Build, Build, Build" program is a flagship infrastructure development initiative of the government of former President Rodrigo Duterte, aimed at accelerating infrastructure spending to support economic growth and development in the Philippines. President Ferdinand Marcos Jr. committed to continue implementing the "Build, Build, Build" Program, with a more diversified funding strategy and strategic utilization of Public-Private Partnership with the "Build Better More" program.

Infrastructure development plays a crucial role in the economy of the Philippines by helping create an environment that supports sustainable economic growth and development. Providing essential facilities and services that would enable trade, investment, and mobility is crucial to attain economic recovery and growth. Infrastructure expansion can also improve access to basic services such as healthcare and education, which can improve human capital and contribute to long-term economic growth.

This proposed measure mandates the establishment of a Comprehensive Infrastructure Flagship Programs Development Plan that will provide the road map to facilitate the implementation of the Flagship Programs and Projects. The Flagship

Programs Development Plan shall be implemented in four phases of six years each, with each phase focusing on mobilizing vital sectors of the economy.

In view of the foregoing, approval of this bill is earnestly sought.


A handwritten signature in black ink, appearing to be 'Bong T. Go', written over the printed name.

SENATOR CHRISTOPHER LAWRENCE "BONG" T. GO

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

1 **SECTION 1. Short Title.** – This Act shall be known as the "Infrastructure
2 Flagship Programs and Projects Act."

3 **SEC. 2. Declaration of Policy.** – The State shall adopt and implement policies
4 on infrastructure development that provide investment opportunities, develop
5 industries that will yield robust economic growth, create jobs, increase capital flow,
6 improve flow of goods, stimulate tourism, reduce traffic congestion, and decongest
7 urban areas.

8 The State is cognizant of the highest multiplier effect of infrastructure. High-
9 impact infrastructure projects, like roads and bridges, mass urban transport and
10 alternative green city solutions are areas for key investments of the national
11 government to address developmental challenges on traffic congestion, inadequate
12 mass transport facilities, and lack of healthy, green livable community spaces.

13 The State shall promote extensive rural development that will provide access
14 to inclusive, equitable and sustainable infrastructure that are necessary to promote
15 exchanges of services and trading of domestic produce and market goods.

1 The State shall promote the creation of regional agro-industrial hubs to
2 integrate and maximize local assets and ensure. the provision of social, economic,
3 health, human, cultural, political, and industrial development in the countryside.

4 The State affirms that a strong leadership and efficient coordination among
5 implementing agencies, private sectors and local government units, well-defined
6 targets, and accelerating infrastructure development are critical factors to attract
7 domestic and foreign investors.

8 Towards this end, the State shall establish a comprehensive framework on
9 the acceleration of the national government's infrastructure flagship programs and
10 projects, as a strategy that is essential in nation building.

11 **SEC. 3. Comprehensive Infrastructure Framework Policies.** – The
12 Comprehensive Infrastructure Framework Plan which shall adhere to the following
13 policies:

14 (a) Applicability of Infrastructure to Boost National and Local Economic
15 Growth and Development. The plan shall provide an integrated and
16 inclusive game-changing infrastructure to invigorate national and local
17 economies by stimulating agriculture, trade, tourism through efficient
18 public transportation systems, airports, maritime, information and
19 communications technology, health, and waterways.

20 (b) Program and Project Prioritization and Identification. The National
21 Economic Development Authority, the implementing agencies, LGUs and
22 the regional authorities shall on the first year of the implementation of
23 every Flagship Development Phase shall assess the current infrastructure
24 needs in every region and prepar-periodic plans and targets, programs
25 and projects in support of the Comprehensive infrastructure Development
26 Plan. Planning and project selection shall be based on, but not limited to,
27 the following considerations:

- 28 (1) National significance;
- 29 (2) Alignment with regional and national plans;
- 30 (3) Compliance with international commitments;
- 31 (4) Technical and Operational Feasibility and viability;
- 32 (5) Demands for emerging trends and technologies;

- 1 (6) Economic feasibility and impact;
- 2 (7) Job generation and social inclusion;
- 3 (8) Environmental sustainability and climate resiliency;
- 4 (9) Safety and security;

5 (c) Collaboration among key players. The plan shall guarantee effective and
6 efficient coordination, collaboration and cooperation among national
7 government agencies, local government units and stakeholders in
8 harmonizing policies and plans across all sectors transportation,
9 information and communications technology, health, power, water and
10 human settlements;

11 (d) Application of Research and Technology. The plan shall undertake
12 intensive scientific research on infrastructure and public works-related
13 concerns and trends. Develop, disseminate, and adopt modern technology
14 for greater efficiency, safety and security of infrastructure.

15 (e) Capacity-Building and Training for Infrastructure-Related Administrators
16 and Operators. The plan shall establish and increase capacity-building
17 programs geared towards compliance with international standards. Local
18 or State universities including vocational schools shall provide higher
19 education, appropriate trainings and accreditations, to effectively provide
20 continuous education and transfer of modern technology in response to
21 fast changing technology.

22 **SEC. 4. *Creation of The Comprehensive Infrastructure Flagship Programs***

23 *Development Plan.* – Within one hundred eighty (180) days from the approval of this
24 Act, the National Economic and Development Authority (NEDA) in collaboration with
25 the Department of Budget and Management (DBM), Department of Finance (DOF),
26 implementing agencies such as the Department of Public Works and Highways
27 (DPWH), Department of Transportation (DOTr), Department of Information and
28 Communications Technology (DICT), Department of Energy (DOE), National Power
29 Corporation (NPC), Department of the Interior and Local Government (DILG),
30 Department of Science and Technology (DOST). Department of Health, Department
31 of Agriculture (DA), Department of Trade and Industry (DTI), National Irrigation
32 Administration (NIA), Toll Regulatory Board (TRB), Metropolitan Waterworks and

1 Sewerage System (MWSS), local government units (LGUs), regional authorities,
2 private sector representatives, and other stakeholders shall establish and develop a
3 Comprehensive Infrastructure Flagship Programs Development Plan that will provide
4 the road map to facilitate the implementation of the Flagship Programs and Projects.
5 The Flagship Programs Development Plan shall be implemented in four phases of six
6 years each, with each phase focusing on mobilizing vital sectors of the economy.

7 (a) First Six-Year Infra Flagship Development Phase 1: The Infrastructure
8 flagship program shall promote the acceleration of infrastructure on
9 sufficient and sustainable power and energy, reliable information and
10 communications technology, adequate water system, and efficient
11 transportation system;

12 (b) Second Six-Year Infrastructure Flagship Development Phase 2:
13 Development shall focus on developing food sustainability and improving
14 the capacity of domestic delivery and transportation of produce/goods
15 and services. Infrastructure to support these activities shall include
16 construction of farm-to-market, farm-to-mill roads, modern and
17 automated irrigations and water systems, road networks, bridges,
18 agricultural equipment, and post-harvest facilities;

19 (c) Third Six-Year Infrastructure Flagship Development Phase 3: The plan
20 shall establish comprehensive programs to prioritize and modernize the
21 country's agriculture and aquaculture industry, ensuring high quality
22 consumer goods. It shall support the development of agro-industrial
23 hubs in every region including modernizing irrigation system, post-
24 harvest facilities including warehouses, production facilities, major
25 seaport projects equipped with cold storage facilities, road network
26 system, railways, and telecommunications systems to provide livelihood
27 and generate employment and investment opportunities to local
28 businesses;

29 (d) Fourth Six-Year Infrastructure Flagship Development Phase 4: This shall
30 develop infrastructure that will help accelerate exportation of local goods
31 such as additional domestic and international airports. It shall mobilize
32 private sector participation to speed up the construction of road systems

1 and major highways that will connect urban centers and major islands
2 and facilitate access even in the remotest areas in the provinces.

3 **SEC. 5. *Comprehensive Infrastructure Flagship Programs Development***
4 *Strategies.* - The Comprehensive Infrastructure Flagship Programs Development
5 Strategies (CIFPDS) shall contain and set forth the following:

6 (a) Strategies towards an integrated and inclusive infrastructure system and
7 planning and management on the implementation of the flagship programs
8 and projects, which shall include:

9 (1) Setting the standards and policies in the identification of Flagship
10 Programs System Management;

11 (2) Projecting the investments on vital and critical infrastructure based on
12 continuing trends and future demands of the LGUs, region and the
13 national;

14 (3) Instituting National and Local Land Use, Maritime and Waterways
15 policy to support the CIFPDS;

16 (4) Ensuring effective and efficient coordination, collaboration and
17 cooperation among national government agencies, local government
18 units and stakeholders in developing harmonization of policies and
19 plans across all sectors transportation, information and
20 communications technology, health, power, water and human
21 settlements;

22 (5) Formulating strategies in developing self-supporting economies,
23 focused on specific industries such as cement, fertilizer, development
24 of modern agricultural equipment and machineries, and set specific
25 production targets for each;

26 (6) Initiating massive expansion of vocational education to provide
27 technological trainings and mastery to skilled workers;

28 (b) Guidelines to choose specific industrial sites for each type of industry and
29 provide necessary facilities such as roads, ports, electricity and water;

30 (c) Policies to provide a financial and tax incentives for industrial sites;

31 (d) Periodic review and updating of the Development Strategies.

1 **SEC. 6.** Duties and Functions of the Implementing Agencies. The
2 implementing agencies shall engage in the following national development policies
3 and principles pertaining to infrastructure flagship programs and projects:

4 (a) Establish flagship development strategies to help develop the full potential of
5 the Philippines as a middle-income country and an agro-industrial power in
6 the Southeast Asian region;

7 (b) Prioritize and identify game-changing and urgently needed infrastructure
8 flagship programs of national significance focused on the security of energy
9 supply including electricity, water resources, health, industrial sites,
10 information and communications Technology, urban development and mass
11 transport capacity;

12 (c) Establish appropriate systems and procedures for classifying high impact
13 flagship programs by defining the parameters or categories;

14 (d) Develop Medium-Term Road Map for Infrastructure Flagship Development
15 based on territory or land use plan;

16 (e) Project the investments on vital and critical infrastructure based on
17 continuing trends and future demands of the LGUs and the region;

18 (f) Accelerate and facilitate the preparation of pre-feasibility/feasibility studies,
19 design, processing, approval of environmental clearance, necessary permits
20 and clearance, procurement, documentations and appropriation for
21 approved flagship programs and projects;

22 (g) Construct integrated and seamless transport infrastructure that connect, and
23 interlink major corridors, airports, ports and railways and road system, to
24 facilitate efficiency in transportation, connectivity of information,
25 produce/goods, and services, to promote sustainability of supply of products
26 and intensify production;

27 (h) Implement traffic decongestion program, convergence and rural road
28 development program and livable, sustainable and resilient communities;

29 (i) Develop and create agro-industrial complexes or hubs in every region,
30 including pre and post-harvest facilities, and processing plants for
31 agricultural products to strengthen trade links domestically and
32 internationally;

- 1 (j) Engage private sector participation in the planning, development, design,
2 financing, construction, operation and maintenance of high impact
3 infrastructure;
- 4 (k) Grant fiscal and non-fiscal incentives for the investors;
- 5 (l) Submit annual monitoring and reportorial requirement on project status and
6 implementation;
- 7 (m) Address major infrastructure bottlenecks; and
- 8 (n) Implement appropriate capacity-building program in project analysis for
- 9 (o) Consistent with the principle of local autonomy under the Local Government
10 Code, LGUs shall exercise primary responsibility for the financing,
11 construction, rehabilitation and maintenance of provincial, city, municipal,
12 and barangay infrastructure. LGUs shall be assisted by the DPWH in
13 formulating their local infrastructure development plan and must strictly
14 adhere to their existing Land Use Plans consistent with provincial and
15 regional plans, and the national land use policy/framework. Private sectors
16 and local stakeholders shall be consulted by the LGUs. The Local
17 Development Council shall synchronize plans with respect to any and all local
18 infrastructure plans.

19 **SEC. 7. Scope and Categories of the Flagship Programs and Projects.** -
20 National implementing agencies, local government units, and regional authorities, as
21 coordinated by the NEDA, shall identify and determine high impact and game-
22 changing specific infrastructure flagship projects that shall promote and highlight the
23 domestic products in abundance in the region or has significant potential for
24 development and economic viability, increase the productive capacity of the region,
25 create employment, and strengthen the investment climate leading to sustainable
26 inclusive growth.

27 They shall identify specific areas for development where flagship programs
28 shall be implemented. They shall establish and develop projects in accordance with
29 the following categories:

- 30 (a) Transport and Mobility: Roads and bridges, Bus Rapid Transit, railways, new
31 airports and seaports, and upgrading and modernization of existing
32 infrastructure facilities to accommodate tourist arrivals;

1 (b) Urban development: New green cities, rehabilitation and recovery of
2 conflicted areas in Mindanao, flood control structures, risk reduction and
3 earthquake proofing;

4 (c) Power and Energy: Hydroelectric power plants, renewable, other energy
5 sources;

6 (d) Water resources: Dams, irrigation, and water supply;

7 (e) Information and Communications Technology: IT systems and centers; and

8 (f) Health: Health care facilities, Specialty hospitals, equipment and supplies.

9 **SEC. 8.** Parameters and Criteria for Inclusion in the Flagship Programs and
10 Projects. - All infrastructure flagship programs and projects shall be subject to the
11 approval process of the NEDA Board and the Investment Coordination Committee.
12 The projects shall conform with the following parameters:

13 (a) Urgency which addresses a current problem or concern;

14 (b) National or regional significance which relates to the impact or benefits of the
15 project that can be felt by more people in a wider area; and

16 (c) Game changing nature of the project which relates to the significant impact
17 on people's lives and on the conduct of business in the country.

18 **SEC. 9.** Special Court for Infrastructure Issues. - A special court shall be
19 created to facilitate and handle legal cases specifically related to negotiated sale,
20 expropriation, or road-right-of-way issues and other related cases from projects
21 included in the Comprehensive Infrastructure Flagship Program.

22 **SEC. 10.** *Implementation and Status Report* – Each concerned national,
23 regional, and local implementing agency shall submit an annual report on the status
24 of the implementation of its respective Flagship Programs and Projects to both
25 Houses of Congress.

26 **SEC. 11.** *Funding.* - Subject to the budgetary ceilings set by the
27 Development Budget Coordinating Committee, the National Government shall
28 annually earmark at least three percent (3.00%) of the Philippine Gross Domestic
29 Product to fund the flagship programs and projects. Flagship Programs and Projects
30 shall be funded through any of the following financing modalities:

31 a. Official Development Assistance (ODA);

32 b. Public-Private Partnership (PPP) Scheme; and/or

1 c. General Appropriations Act, as approved by the NEDA ICC.

2 **SEC. 12. *Separability Clause.*** - If any provision of this Act shall be declared
3 unconstitutional or invalid, the other provisions not otherwise affected shall remain
4 in full force and effect.

5 **SEC. 13. *Repealing Clause.*** - All laws, decrees, executive orders, rules and
6 regulations and other issuances or parts thereof which are inconsistent with this Act
7 are hereby repealed, amended or modified accordingly.

8 **SEC. 14. *Effectivity Clause.*** - This Act shall take effect fifteen (15) days after
9 its publication in at least two (2) newspapers of general circulation.

Approved,