



**HOUSE OF REPRESENTATIVES**

**H. No. 8001**

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BY REPRESENTATIVES GARCIA (A.), GARCIA (M.A.), VALMAYOR, MARIÑO, VILLA, YAP (C.), GORRICETA, CO-PILAR, MERCADO, TARRIELA, NOGRALES (M.), RODRIGUEZ (R.), LEGARDA, ALVAREZ (M.), MARQUEZ, TAN (K.M.), MACEDA, DEL MAR, FUENTEBELLA, LOYOLA, HARESCO, LEE, PADIERNOS, ALVAREZ (J.), TAMAYO, DIONISIO, VELOSO-TUAZON, PANCHO, GARCIA (D.), TANJUATCO, MATIBAG, TIENG, VELASCO, CRUZ (R.), GO (M.), LIMKAICHONG, GUINTU, BAUTISTA, EUDELA, SOLON, AUMENTADO, BORDADO, UNGAB, DELOS SANTOS, DAZA, VILLAFUERTE (L.R.), SUANSING (M.A.), SALCEDA, QUIMBO, COJUANGCO (J.), CHAN, VIOLAGO, MOMO, SALI, OAMINAL, DY (F.M.C.), SACDALAN, HORIBATA, ESCUDERO, BASCUG, CALIXTO, UNABIA, VALERIANO, BONDOC, GOLEZ, AGARAO, GULLAS, TOLENTINO, ENVERGA, DUAVIT, ABUNDA, CASTRO (J.), VERGARA, CHUNGALAO, BIRON, ABALOS, ONGCHUAN, ESPARES, TAN (R.M.) AND GO (E.C.), PER COMMITTEE REPORT NO. 507

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**AN ACT**

**STRENGTHENING FURTHER THE POWERS AND FUNCTIONS OF THE AUTHORITY OF THE FREEPORT AREA OF BATAAN (AFAB), AMENDING FOR THE PURPOSE REPUBLIC ACT NO. 9728, OTHERWISE KNOWN AS THE "FREEPORT AREA OF BATAAN (FAB) ACT OF 2009", AS AMENDED BY REPUBLIC ACT NO. 11453**

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

1           **SECTION 1.** Section 4 of Republic Act No. 9728, as amended, is hereby  
2 further amended to read as follows:

3           “SEC. 4. *Governing Principles.* – The FAB shall be managed and operated  
4 under the following principles:

5           “(a) Within the framework and limitations of the Constitution and  
6 applicable provisions of the Local Government Code, the FAB shall be  
7 developed into and operated as a decentralized, self-reliant and self-sustaining  
8 industrial, commercial-trading, research and development, engineering,  
9 medical, education, information and communications technology including  
10 emerging and future technologies such as artificial technology, blockchain,  
11 business process outsourcing, cloud computing, cybersecurity, distributed  
12 ledger technology, financial technology solutions, **SPACE TECHNOLOGY**,  
13 internet of things, and virtual reality, retirement and healthcare services, agro-  
14 industrial, tourism, banking, financial, multinational trading and investment  
15 center with provision for suitable residential areas: **PROVIDED, THAT ALL**  
16 **NON-ECONOMIC AFFAIRS WITHIN THE FAB AND ITS EXPANSION AREAS**  
17 **SHALL BE UNDER THE SOLE AND EXCLUSIVE MANAGEMENT AND**  
18 **OPERATION OF THE AFAB, TO THE EXCLUSION OF ANY LGU,**  
19 **PURSUANT TO ITS AUTONOMY AND SELF-RELIANCE IN ORDER TO**  
20 **ENSURE ITS INDEPENDENCE AND FREEDOM IN PROMOTING A JUST**  
21 **AND DYNAMIC SOCIAL ORDER OR SECURING ANY ASSISTANCE OR**  
22 **PARTNERSHIP WITH OTHER AGENCIES AND INSTRUMENTALITIES OF**  
23 **THE GOVERNMENT;**

24           “xxx

25           “(g) The areas comprising the FAB may be expanded or reduced when  
26 necessary. For this purpose, the AFAB, with the concurrence of the appropriate  
27 and affected local government units (LGUs) and the agreement of appropriate  
28 national government agencies, government-owned and -controlled

1 corporations and instrumentalities, and **UPON** the approval of the AFAB Board  
2 in accordance and in compliance with existing laws [~~and local ordinances~~] shall  
3 have the power to acquire, procure, and/or expand either by purchase,  
4 negotiation, **EXPROPRIATION OR** condemnation proceedings, or any other  
5 arrangement, any private or alienable and disposable public lands and/or their  
6 respective water territories within the territorial jurisdiction of the Province of  
7 Bataan, if any, for the following purposes: xxx

8 "xxx

9 "(i) The defense of the FAB and the security of its perimeter fence shall  
10 be the responsibility of the National Government in coordination with the AFAB  
11 and the LGUs. [~~The AFAB shall provide its own internal security and firefighting~~  
12 ~~forces.~~] **FOR THE PURPOSE OF PUBLIC SAFETY AND SECURITY, LAW**  
13 **AND ORDER, AND DISASTER RISK REDUCTION MANAGEMENT (DRRM)**  
14 **AND RESILIENCY, THE AFAB SHALL HAVE ITS OWN INTERNAL POLICE**  
15 **FORCE, FIREFIGHTING FORCES, AND DRRM OFFICE."**

16  
17 **SEC. 2.** Section 7 of Republic Act No. 9728, as amended, is hereby further  
18 amended to read as follows:

19  
20 "SEC. 7. *Incentive to Investors.* – Any foreign national who invests an  
21 amount of Seventy-five thousand US dollars (US\$75,000.00), either in cash  
22 and/or equipment, **DIRECTLY TO THE AFAB OR** in a registered enterprise  
23 shall be entitled to an investor's visa: *Provided, That* [~~he~~] **THE FOREIGN**  
24 **NATIONAL** [~~has~~] **MEETS** the following qualifications:

25 "(a) [~~He is~~] [~~a~~] At least eighteen (18) years of age;

26 "(b) [~~He~~] [~~h~~] Has not been convicted of a crime involving moral turpitude;

27 "(c) [~~He~~] [~~i~~] Is not afflicted with any loathsome, dangerous or contagious  
28 disease; and

29 "(d) [~~He~~] [~~h~~] Has not been institutionalized for any mental disorder or  
30 disability.

31 As a holder of **AN** investor's visa, [~~an alien~~] **A FOREIGN NATIONAL** shall  
32 be entitled to reside in the Philippines while [~~his~~] **THE** investment subsists.

1 For this purpose, ~~he~~ THE FOREIGN NATIONAL ~~should~~ SHALL submit  
2 an annual report, in the form duly prescribed for the purpose, to prove that  
3 ~~he~~ SUCH PERSON has maintained ~~his~~ THE investment in the country,  
4 should said ~~alien~~ PERSON withdraw ~~his~~ THE investments from the  
5 Philippines, then the investor's visa issued ~~to him~~ shall automatically  
6 expire.”

7  
8 SEC. 3. Section 13 of Republic Act No. 9728, as amended, is hereby further  
9 amended and to read as follows:

10  
11 “SEC. 13. *Powers and Functions of AFAB.* – The AFAB shall have the  
12 following functions:

13 “(a) To adopt, alter, use a corporate seal, to contract, lease, buy,  
14 sell, acquire, own and dispose properties of whatever nature, **INCLUDING**  
15 **PUBLIC DOMINION OR PATRIMONIAL PROPERTY. THE AFAB IS**  
16 **AUTHORIZED TO SELL LANDS WHICH ARE HEREBY DECLARED**  
17 **ALIENABLE AND DISPOSABLE PURSUANT TO THE PROVISIONS OF**  
18 **EXISTING LAWS AND REGULATIONS GOVERNING SALES OF**  
19 **GOVERNMENT PROPERTIES: PROVIDED, THAT NO SALE OF SUCH**  
20 **LANDS WILL BE UNDERTAKEN UNTIL A DEVELOPMENT PLAN IS**  
21 **SUBMITTED AND DULY APPROVED BY THE AFAB BOARD OF**  
22 **DIRECTORS IN ACCORDANCE WITH THE FAB COMPREHENSIVE**  
23 **MASTER DEVELOPMENT PLAN;**

24  
25 “(b) To sue and be sued in order to carry out its duties,  
26 responsibilities, privileges, powers and functions as granted and provided  
27 for in this Act and to exercise the power of eminent domain for public use  
28 and public purpose **OVER ANY PRIVATELY-OWNED PROPERTY**  
29 **LOCATED WITHIN THE FAB MAIN ZONE AND SUCH OTHER AREAS**  
30 **WITHIN THE PROVINCE OF BATAAN SUBJECT TO THE**  
31 **REQUIREMENTS OF THE CONSTITUTION AND PREVAILING LAWS;**

1           “(c) xxx

2  
3           “(d) xxx

4  
5           “(e) xxx

6  
7           “(f) xxx

8  
9           “(G) TO RECLAIM AND DEVELOP, OR TO UNDERTAKE, ON ITS  
10 OWN OR THROUGH OTHERS, AND APPROVE RECLAMATION AND  
11 RELATED PROJECTS, IN ACCORDANCE WITH RELEVANT LAWS  
12 INSOFAR AS APPLICABLE TO THE AFAB, AS WELL AS TO OWN,  
13 HOLD, PURCHASE OR LEASE FORESHORE AREAS WITHIN OR  
14 ADJACENT OR APPROXIMATE TO THE AREAS: *PROVIDED,*  
15 *HOWEVER,* THAT THE AFAB SHALL COORDINATE WITH THE LGUS  
16 FOR THE DEVELOPMENT PLANS, ACTIVITIES AND OPERATION OF  
17 THE RECLAIMED AREA IN THE FAB AND ITS EXPANSION AREAS;

18  
19           “(H) TO TAKE WATER, SAND, AND OTHER MATERIALS FROM  
20 ANY PUBLIC STREAM, RIVER, CREEK, LAKE, SPRING, WATERFALL,  
21 OR UNDERGROUND AQUIFERS, AS MAY BE NECESSARY FOR THE  
22 ATTAINMENT OF THIS ACT; TO ALTER, STRAIGHTEN, OBSTRUCT  
23 OR INCREASE THE FLOW OF WATER IN STREAMS OR IN WATER  
24 CHANNELS INTERCEPTING OR CONNECTING THEREWITH OR  
25 CONTIGUOUS TO ITS WORKS OR ANY PART THEREOF AND TO  
26 ISSUE THE CORRESPONDING WATER PERMITS AND OTHER  
27 CLEARANCES IN RELATION TO THE FOREGOING;

28  
29           “(I) TO EXERCISE SOLE AND EXCLUSIVE PORT REGULATORY  
30 AND ADMINISTRATIVE AUTHORITY WITHIN ITS TERRITORIAL  
31 JURISDICTION, WHICH SHALL INCLUDE ALL SEAS, LAKES, RIVERS,  
32 AND ALL OTHER NAVIGABLE INLAND WATERWAYS WITHIN THE FAB

1           **MAIN ZONE AND ITS EXPANSION AREAS, INCLUDING WATERWAYS**  
2           **WITHIN THE FAB MAIN ZONE AND ALL ITS EXPANSION AREAS IN**  
3           **THE PROVINCE OF BATAAN;**

4                   “[g] (J) To license, set fees, regulate, **MANAGE**, and undertake the  
5           establishment, operation and maintenance of utilities, other services,  
6           educational and medical institutions and infrastructure in the FAB such as,  
7           but not limited to, heat, light and power, water supply, telecommunications,  
8           mobile, internet and other data facilities, transport, toll roads and bridges,  
9           port services, etc. and to fix just, reasonable and competitive rates, fares,  
10          charges and prices thereof;

11  
12                   “[h] (K) xxx

13  
14                   “[i] (L) To operate on its own, either directly or through a license to  
15          other tourism-related activities, including games, amusements, recreational  
16          and sports facilities[~~—subject to the approval and supervision of the~~  
17          ~~Philippine Amusement and Gaming Corporation (PAGCOR)];~~

18  
19                   “[j] (M) xxx

20  
21                   “[k] (N) To exclusively enforce and administer the provisions of the  
22          National Building Code of the Philippines and the Fire Code of the  
23          Philippines, as amended, **AND MAY PRESCRIBE MEASURES AND**  
24          **GUIDELINES TO DEAL WITH NATURAL CALAMITIES SUCH AS**  
25          **EARTHQUAKES, FOREST FIRES, TYPHOONS AND STORM SURGES,**  
26          within the territorial jurisdiction of the FAB: *Provided*, That the AFAB shall  
27          be fully responsible and accountable for the enforcement and administration  
28          of the National Building Code of the Philippines and the Fire Code of the  
29          Philippines, as amended, **AND RELEVANT LAWS THERETO** within the  
30          FAB. **FOR THIS PURPOSE, THE AFAB FIRE AND EMERGENCY**  
31          **DIVISION AND ITS DULY AUTHORIZED REPRESENTATIVES SHALL**  
32

1 HAVE THE POWERS AND DUTIES TO INVESTIGATE ARSON AND  
2 OTHER FIRE INCIDENTS WITHIN THE FAB, INCLUDING THOSE IN FAB  
3 EXPANSION AREAS.

4  
5 "The AFAB administrator, or his official designate, shall function as  
6 the AFAB building official, who shall issue all building permits and other  
7 related permits subject to the collection by AFAB of the corresponding  
8 permit fees: *Provided*, That the AFAB Building Official shall also be  
9 authorized to require owners of houses, buildings, or other structures  
10 constructed without the necessary AFAB permit/s, or those that are  
11 condemned and/or abated by the AFAB in accordance with the conditions  
12 set forth in the National Building Code or Civil Code, as the case may be,  
13 whether constructed on public or private lands, to remove or demolish such  
14 houses, buildings, or structures within fifteen (15) days from receipt of  
15 notice. Upon failure of such owner to remove or demolish such house,  
16 building, or structure within such period, the AFAB may summarily cause its  
17 removal or demolition at the expense of the owner and the occupants.

18 "The AFAB may evict any person who refuses to vacate such  
19 premises in accordance with Republic Act No. 7279, otherwise known as  
20 the "Urban Development and Housing Act of 1992," and other existing laws.  
21 A temporary or permanent relocation site shall be made available for  
22 qualified individuals or families.

23 "[~~I~~] (~~O~~) To [~~provide~~] **BE THE PRINCIPAL PROVIDER OF** security [~~for~~]  
24 **IN** the FAB in coordination with the national and local governments. For this  
25 purpose, the AFAB may establish and maintain its security forces and  
26 firefighting capability or hire others to provide the same, **SUCH AS THE**  
27 **INSTALLATION OF SECURITY GATES TO ENCLOSE, RESTRICT, AND**  
28 **REGULATE THE INGRESS TO AND EGRESS FROM LOCAL AND**  
29 **NATIONAL ROADS.** In the event that an assistance of the military force is  
30 necessary, it shall not interfere in the internal affairs of the FAB except to  
31 provide the necessary security and defense, and their expenses shall be

1 borne by the National Government. To ensure the maintenance of law and  
2 order within the boundaries of the FAB, including conducting police  
3 investigations, arrests, search and seizure for violation of penal laws inside  
4 the FAB, **THE AFAB MAY SEEK ASSISTANCE FROM** the Philippine  
5 National Police (PNP) **WHICH** shall establish a police substation, [~~if~~  
6 ~~necessary~~]; **THAT SHALL BE** under the supervision of the PNP Provincial  
7 Director, to be manned by such number of personnel as will allow them to  
8 effectively and efficiently pursue its mandate.

9  
10 "The AFAB shall also be authorized to install control gates at strategic  
11 points of the national roads within the FAB, through which access into and  
12 departure from the FAB shall be fully controlled by the AFAB;

13  
14 "[~~m~~] (P) To protect, preserve, maintain and develop the forests,  
15 beaches, corals and coral reefs, and maintain ecological balance within the  
16 FAB. For this purpose, the rules and regulations of the Department of  
17 Environment and Natural Resources (DENR) and other government  
18 agencies involved in the above functions shall be implemented by the AFAB:  
19 *Provided*, That the issuance, enforcement and monitoring of environmental  
20 compliance certificates (ECCs), tree cutting permits, foreshore leases,  
21 **MISCELLANEOUS LEASES**, and all other related permits and clearances,  
22 **AS WELL AS THE PERMIT TO OPERATE AIR POLLUTION SOURCE**  
23 **AND CONTROL INSTALLATION, AND IMPLEMENTATION PERTAINING**  
24 **TO THE ISSUANCE OF DISCHARGE PERMIT, WATER PERMIT AND**  
25 **DRILLING PERMITS, AND ALL OTHER RELATED PERMITS** [~~issued by~~  
26 ~~the DENR and other government agencies~~] shall be under the exclusive  
27 control and jurisdiction of the AFAB;

28  
29 "[~~n~~] (Q) To create, operate [~~and/or~~] **OR** contract to operate such  
30 functional units or offices of the AFAB as it may deem necessary;



1            “[e] (R) To issue certificates of origin for products manufactured or  
2 processed in the FAB;

3  
4            “[p] (S) xxx

5            “[q] (T) To **ISSUE ON ITS OWN, OR TO** recommend the issuance  
6 of working visas renewable every three (3) years to foreign executives and  
7 foreign technicians with highly specialized skill which no Filipino possesses,  
8 subject to the issuance of the Certification and Alien Employment Permit by  
9 the Department of Labor and Employment (DOLE);

10  
11           “[r] (U) xxx

12  
13           “[s] (V) xxx

14           “[t] (W) To **ISSUE ON ITS OWN, OR TO** endorse **THE ISSUANCE OF,**  
15 **Special Resident Retirees’ Visas (SRRVs)** for retirees that intend to reside in  
16 the FAB, in collaboration with the Philippine Retirement Authority (PRA), **AND**  
17 **OTHER VISAS: *Provided,*** That the PRA and the AFAB shall issue joint  
18 regulations **WITH OTHER RELEVANT GOVERNMENT AGENCIES** on the  
19 processing of SRRVs **AND OTHER VISAS** in accordance with existing laws;

20           “[u] (X) To establish, operate and maintain utilities, facilities,  
21 infrastructure, services, businesses, activities, and concessions in the FAB,  
22 pertaining to shipping and maritime business and activities including  
23 stevedoring and port terminal services or concessions; **TO UNDERTAKE, ON**  
24 **ITS OWN OR THROUGH OTHERS, REGULATE AND ADMINISTER YACHT**  
25 **CLUBS OR YACHT DEVELOPERS FOR THEIR BERTHING FACILITIES TO**  
26 **BE ESTABLISHED IN THE FAB: *Provided,*** That the Maritime Industry  
27 Authority (MARINA) shall continue to exercise its power to regulate and  
28 supervise the shipbuilding and ship repair of any merchant marine vessel

1 operated or to be operated in the domestic trade and the domestic shipping  
2 industry within the FAB;

3  
4 “[v] (Y) xxx

5  
6 “[w] (Z) xxx

7  
8 “[x] (AA) xxx.”

9  
10 **SEC. 4.** Section 14 of Republic Act No. 9728, as amended, is hereby further  
11 amended to read as follows:

12 “SEC. 14. *Board of Directors of the [FAB] AFAB.* – The powers of the  
13 AFAB shall be vested in and exercised by a Board of Directors, hereinafter  
14 referred to as the Board, which shall be composed of the following:xxx

15 “(a) xxx

16 “(b) xxx

17 “(c) Members consisting of:  
18

19 “(1) xxx

20 “(2) xxx

21 “(3) One (1) representative from the district covering the site  
22 of the FAB MAIN ZONE;

23 “(4) xxx

24 “(5) One (1) representative [from] **FOR** [the—AFAB-  
25 Registered] domestic investors;

26 “(6) One (1) representative [from] **FOR** [the—AFAB-  
27 Registered] foreign investors; and

28 “(7) One (1) representative from the [workers working in the  
29 FAB] **LABOR SECTOR:**

1                   *“Provided, That all members of the Board shall be Filipino citizens.*

2                   “The administrator and the members of the Board shall be appointed  
3 by the President of the Philippines to serve for a term of six (6) years, **WITH**  
4 **THE RIGHT TO HOLD OVER UNTIL A REPLACEMENT SHALL HAVE**  
5 **BEEN DULY APPOINTED AND QUALIFIED**, unless sooner separated  
6 from service due to death, voluntary resignation or removal for cause. In  
7 case of death, resignation or removal for cause, the replacement shall serve  
8 only the unused portion of the term.

9                   “xxx.”

10                  **SEC. 5.** Section 24 of Republic Act No. 9728, as amended, is hereby amended  
11 to read as follows:

12                  “SEC. 24. Relationship with Local Government Units. – Except as  
13 herein *provided*, the [M]unicipalities [~~of Mariveles~~] in the Province of  
14 Bataan **WHERE THE FAB MAIN ZONE AND ITS EXPANSION AREAS**  
15 **ARE LOCATED** shall operate and function **SEPARATELY AND**  
16 **INDEPENDENTLY FROM THE AFAB**, in accordance with the Local  
17 Government Code of 1991. **ALL ECONOMIC AND NON-ECONOMIC**  
18 **ACTIVITIES WITHIN THE FAB MAIN ZONE AND ITS EXPANSION**  
19 **AREAS SHALL BE UNDER THE DIRECT AND EXCLUSIVE CONTROL,**  
20 **ADMINISTRATION AND JURISDICTION OF THE AFAB, EXCEPT FOR**  
21 **NECESSARY COORDINATION AND COOPERATION WITH LGUS TO**  
22 **MIRROR EFFORTS OF THE NATIONAL GOVERNMENT.** In case of any  
23 conflict between the AFAB and the local government units (LGUs) and the  
24 National Government (NG) on matters affecting the FAB other than defense  
25 and security matters, the decision of the AFAB shall prevail.”

26  
27                  **SEC. 6.** Section 26 of Republic Act No. 9728, as amended, is hereby amended  
28 to read as follows:

29                  “SEC. 26. *Interpretation/Construction.* – The powers, authorities and  
30 functions that are vested in the AFAB are intended to establish decentralization  
31 of governmental functions and authority and promote an efficient and effective

1 working relationship between the AFAB, the National Government and the LGU.  
2 **IN CASE OF ANY CONFLICT BETWEEN THE AFAB AND THE LGUS AND**  
3 **THE NG ON MATTERS AFFECTING THE FAB OTHER THAN DEFENSE**  
4 **AND SECURITY MATTERS, THE DECISION OF THE AFAB SHALL**  
5 **PREVAIL.”**

6  
7 **SEC. 7.** Section 28 of Republic Act No. 9728, as amended, is amended to read  
8 as follows:

9 “SEC. 28. *Transitory Provisions.* – All properties, assets, funds, rights,  
10 obligations, and liabilities are hereby transferred to the AFAB except for the  
11 liabilities that are not properly accounted for as per the reports coming from  
12 the Commission on Audit, which shall be retained by the PEZA.

13  
14 “The AFAB shall be responsible for the operations, administration,  
15 management and development of the FAB. The AFAB shall effect the  
16 transfer herein provided in a manner that will ensure the least disruption of  
17 ongoing programs of the BEZ. The qualified and necessary personnel of the  
18 BEZ shall be transferred to and absorbed by the AFAB: *Provided,* That the  
19 tenure, rank, salaries and privileges of such personnel are not reduced or  
20 adversely affected. The personnel whose services are not retained by the  
21 AFAB shall be granted separation pay and retirement and other benefits  
22 they are entitled to under existing laws but in no case shall the separation  
23 pay be less than one (1) month for every year of service.

24  
25 “In the period prior to the actual assumption of duties by the AFAB, all  
26 officers and employees of the BEZ shall continue to exercise their functions  
27 and discharge their duties and responsibilities. The BEZ shall be deemed  
28 abolished upon the organization of the AFAB.

29  
30 **“THE LAND TITLES AND TAX DECLARATIONS OF ALL REAL AND**  
31 **PERSONAL PROPERTIES OWNED AND ADMINISTERED BY THE**  
32 **THEN EXPORT PROCESSING ZONE AUTHORITY (EPZA) AND**

1 PHILIPPINE ECONOMIC ZONE AUTHORITY (PEZA) SHALL BE  
2 AUTOMATICALLY TRANSFERRED TO AND BE OWNED BY THE AFAB  
3 BY OPERATION OF LAW.”

4  
5 SEC. 8. Section 29 of Republic Act No. 9728, as amended, is hereby amended  
6 to read as follows:

7 “SEC. 29. *Implementing Rules and Regulations.* – **THE BOARD** [The  
8 ~~DTI, the DOF, the LGU and the Department of the Interior and Local~~  
9 ~~Government,~~] shall formulate the implementing rules and regulations of this  
10 Act within ninety (90) days after its approval. Such rules and regulations  
11 shall take effect fifteen (15) days after their publication in a newspaper of  
12 general circulation in the Philippines.”

13  
14 SEC. 9. Section 32 of Republic Act No. 9728, as amended, is hereby amended  
15 to read as follows:

16 “SEC. 32. *Repealing Clause.* – Proclamation No. 740, as amended by  
17 Proclamation No. 900 and Presidential Decree No. 545, insofar as these  
18 laws convey the balance of the public land mentioned therein in favor of the  
19 GSIS and the SSS, and mandate said agencies to develop the land for  
20 construction of housing units [~~and/or~~] **OR** condominium houses, are hereby  
21 repealed.

22  
23 “All other laws, **CHARTERS**, decrees, executive orders, **ADMINISTRATIVE**  
24 **ORDERS, ISSUANCES**, rules and regulations or parts thereof, inconsistent  
25 with the provisions of this Act are hereby repealed or modified accordingly.”

26  
27 SEC. 10. *Separability Clause.* – Any portion or provision of this Act that may be  
28 declared unconstitutional shall not have the effect of nullifying other portions or  
29 provisions hereof as such remaining provisions can still subsist and be given effect.

30  
31 SEC. 11. *Effectivity.* – This Act shall take effect fifteen (15) days following its  
32 publication in the *Official Gazette* or in a newspaper of general circulation.

Approved,