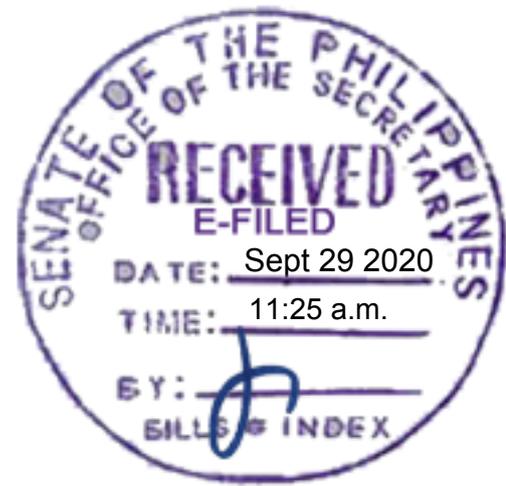


EIGHTEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
Second Regular Session)



SENATE

S.B. No. 1855

(In substitution of Senate Bill Nos. 1327, 1360 and 1510 taking into consideration House Bill No. 5925)

Prepared by the Committee on Local Government through its Subcommittee on Cooperative Officers, jointly with the Committee on Cooperatives, with Senators Zubiri, Hontiveros, Revilla and Tolentino as authors

AN ACT
MAKING THE POSITION OF A COOPERATIVES DEVELOPMENT OFFICER MANDATORY IN THE MUNICIPAL, CITY AND PROVINCIAL LEVELS, AMENDING FOR THE PURPOSE REPUBLIC ACT NO. 7160, OTHERWISE KNOWN AS THE "LOCAL GOVERNMENT CODE OF 1991, AS AMENDED"

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

1 **SECTION 1.** Section 443, Book III, Title Two, Chapter 2 of Republic Act
2 No. 7160 is hereby amended to read as follows:

3 "SECTION 443. *Officials of the Municipal Government.* - (a) There shall
4 be in each municipality a municipal mayor, a municipal vice-mayor,
5 sangguniang bayan members, a secretary to the sangguniang bayan, a
6 municipal treasurer, a municipal assessor, a municipal accountant, a
7 municipal budget officer, a municipal planning and development coordinator,
8 a municipal engineer/building official, a municipal health officer, a municipal
9 civil registrar, **AND A MUNICIPAL COOPERATIVES DEVELOPMENT**
10 **OFFICER (CDO); PROVIDED, THAT THE MUNICIPALITY HAS THE**
11 **OPTION TO APPOINT A FULL FLEDGED CDO OR MERGE SUCH**
12 **POSITION TO AN EXISTING POSITION OR OFFICIAL IN A RELATED**
13 **MUNICIPAL OFFICE, UNIT OR DEPARTMENT; PROVIDED, FURTHER,**
14 **THAT IF THE MUNICIPALITY SHALL APPOINT A FULL FLEDGED CDO,**
15 **THE MUNICIPALITY HAS THE OPTION TO SET THE RANK,**

1 **REMUNERATION AND OTHER EMOLUMENTS OF THE MUNICIPAL**
2 **CDO SUBJECT TO EXISTING LAWS, RULES AND REGULATIONS.**
3

- 4 (b) x x x
5 (c) x x x
6 (d) x x x
7 (e) x x x.”

8 **SEC. 2.** Section 454, Book III, Title Three, Chapter 2 of Republic Act No.
9 7160, is hereby amended to read as follows:
10

11 **“SECTION 454. Officials of the City Government.** - (a) There shall be
12 in each city a mayor, a vice-mayor, sangguniang panlungsod members, a
13 secretary to the sangguniang panlungsod, a city treasurer, a city assessor, a
14 city accountant, a city budget officer, a city planning and development
15 coordinator, a city engineer, a city health officer, a city civil registrar, a city
16 administrator, a city legal officer, a city veterinarian, a city social welfare and
17 development officer, [and] a city general services officer, **AND A CITY**
18 **COOPERATIVES DEVELOPMENT OFFICER (CDO); PROVIDED, THAT**
19 **THE CITY HAS THE OPTION TO APPOINT A FULL FLEDGED CDO OR**
20 **MERGE SUCH POSITION TO AN EXISTING POSITION OR OFFICIAL**
21 **IN A RELATED CITY OFFICE, UNIT OR DEPARTMENT; PROVIDED,**
22 **FURTHER, THAT IF THE CITY SHALL APPOINT A FULL FLEDGED**
23 **CDO, THE CITY HAS THE OPTION TO SET THE RANK,**
24 **REMUNERATION AND OTHER EMOLUMENTS OF THE CITY CDO**
25 **SUBJECT TO EXISTING LAWS, RULES AND REGULATIONS.**

26 (b) In addition thereto, the city mayor may appoint a city architect, a
27 city information officer, a city agriculturist, a city population officer, **AND A**
28 city environment and natural resources officer [, and a city cooperatives
29 officer].

30 x x x

- 31 (c) x x x
32 (d) x x x
33 (e) x x x.”

34 **SEC. 3.** Section 463, Book III, Title Four, Chapter 2 of Republic Act No.
35 7160, is hereby amended to read as follows:
36

1 **"Section 463. Officials of the Provincial Government.** - (a) There
2 shall be in each province a governor, a vice-governor, members of the
3 sangguniang panlalawigan, a secretary to the sangguniang panlalawigan, a
4 provincial treasurer, a provincial assessor, a provincial accountant, a
5 provincial engineer, a provincial budget officer, a provincial planning and
6 development coordinator, a provincial legal officer, a provincial administrator,
7 a provincial health officer, a provincial social welfare and development officer,
8 a provincial general services officer, a provincial agriculturist, [and] a
9 provincial veterinarian, **AND A PROVINCIAL COOPERATIVES**
10 **DEVELOPMENT OFFICER (CDO); PROVIDED, THAT THE PROVINCE**
11 **HAS THE OPTION TO APPOINT A FULL FLEDGED CDO OR MERGE**
12 **SUCH POSITION TO AN EXISTING POSITION OR OFFICIAL IN A**
13 **RELATED PROVINCIAL OFFICE, UNIT OR DEPARTMENT; PROVIDED,**
14 **FURTHER, THAT IF THE PROVINCE SHALL APPOINT A FULL FLEDGED**
15 **CDO, THE PROVINCE HAS THE OPTION TO SET THE RANK,**
16 **REMUNERATION AND OTHER EMOLUMENTS OF THE PROVINCIAL**
17 **CDO SUBJECT TO EXISTING LAWS, RULES AND REGULATIONS.**
18

19 (b) In addition thereto, the governor may appoint a provincial
20 population officer, a provincial natural resources and environment officer, [a
21 provincial cooperative officer,] a provincial architect, and a provincial
22 information officer.

23 x x x

24 (c) x x x

25 (d) x x x

26 (e) x x x. "

27 **SEC. 4.** Section 487, of Book III, Title Five, Article Seventeen of RA 7160, is
28 hereby amended and shall now read as follows:

29 "Article Seventeen. - The Cooperatives **DEVELOPMENT** Officer

30 SECTION 487. Qualifications, Powers and Duties. - (a) No person shall be
31 appointed cooperatives **DEVELOPMENT** officer unless one is a citizen of the
32 Philippines, a resident of the local government unit concerned, of good moral
33 character, a holder of a college degree preferably in **COOPERATIVES**, business
34 administration with special training in cooperatives or any related course from a
35 recognized college or university, and a first grade civil service eligible or its
36 equivalent. He must have experience in cooperatives organizations and management
37 of at least five (5) years in the case of provincial or city cooperatives

1 **DEVELOPMENT** officer, and three (3) years in the case of municipal cooperatives
2 **DEVELOPMENT** officer.

3 The appointment of the cooperatives **DEVELOPMENT** officer is [optional]
4 **MANDATORY** for the municipal, city and provincial governments **AS SPECIFIED**
5 **UNDER SECTIONS 443, 454 AND 463 OF THIS CODE.**

6 (b) The cooperatives **DEVELOPMENT** officer shall take charge of the
7 office for the development of cooperatives and shall:

8 (1) Formulate measures for the consideration of the sanggunian, and
9 provide technical assistance and support to the governor or mayor, as the case may
10 be, in carrying out measures to ensure the delivery of basic services and provision of
11 facilities through the **ORGANIZING, PROMOTION AND** development of
12 cooperatives, and in providing access to such services and facilities;

13 (2) Develop plans and strategies **IN CONSULTATION WITH THE**
14 **COOPERATIVE SECTOR** and, upon approval thereof by the governor or mayor, as
15 the case may be, implement the same, particularly those which have to do with the
16 integration of cooperatives **VALUES**, principles and [methods] **PRACTICES** in
17 programs and projects which the governor or mayor is empowered to implement
18 and which the sanggunian is empowered to provide for under this Code;

19 (3) In addition to the foregoing duties and functions, the cooperatives
20 officer shall:

21 (i) [Assist in the organization of cooperatives] **TAKE THE LEAD IN**
22 **IDENTIFYING GROUPS, SECTORS OR COMMUNITIES THAT CAN BE**
23 **ORGANIZED INTO COOPERATIVES WITH THE OBJECTIVE THAT THE**
24 **COOPERATIVES TO BE ORGANIZED SHALL BE VEHICLES IN POVERTY**
25 **REDUCTION, JOB CREATION, AND SOCIO-ECONOMIC DEVELOPMENT OF**
26 **THE MUNICIPALITY, CITY OR PROVINCE;**

27 (ii) **IN COLLABORATION WITH THE COOPERATIVE DEVELOPMENT**
28 **AUTHORITY, PROVIDE ASSISTANCE TO PROSPECTIVE COOPERATIVES IN**
29 **THE CONDUCT OF THE REQUIRED PRE-REGISTRATION SEMINAR AND/OR**
30 **PRE-MEMBERSHIP EDUCATION SEMINAR AND IN THE PREPARATION OF**
31 **REQUIRED DOCUMENTS FOR REGISTRATION;**

32 [(ii)] (iii) **IN PARTNERSHIP WITH THE COOPERATIVE**
33 **DEVELOPMENT AUTHORITY, DEPARTMENT OF TRADE AND INDUSTRY,**
34 **OTHER GOVERNMENT AGENCIES, COOPERATIVE UNIONS AND**
35 **FEDERATIONS, THE ACADEME, AND OTHER PRIVATE ORGANIZATIONS**
36 [P]provide technical and other forms of assistance to [existing] **DULY**
37 **REGISTERED** cooperatives to enhance their viability as an economic enterprise and
38 social organization **INCLUDING BUT NOT LIMITED TO TRAINING AND**
39 **EDUCATION, BUSINESS MANAGEMENT, FINANCE AND FINANCIAL**
40 **MANAGEMENT;**

1 [(iii)] (iv) Assist cooperatives in establishing linkages with government
2 agencies, **COOPERATIVE UNIONS AND FEDERATIONS, THE ACADEME** and
3 non-government organizations involved in the promotion and integration of the
4 concept of cooperatives in the livelihood of the people and other community
5 activities;

6 (4) [Be in the frontline of cooperatives organization, rehabilitation or
7 viability-enhancement, particularly during and in the aftermath of] **ASSIST**
8 **COOPERATIVES IN THE DEVELOPMENT AND IMPLEMENTATION OF RISK**
9 **MANAGEMENT PLANS AND BUSINESS CONTINUITY PLANS AND**
10 **MANAGEMENT AS A RESPONSE TO ANTICIPATED OR UNEXPECTED** man-
11 made and natural calamities and disasters, to aid in their survival and, if necessary
12 subsequent rehabilitation;

13 (5) xxx

14 (c) xxx.”

15 **SEC. 5.** Repealing Clause. - All laws, decrees, executive orders, rules and
16 regulations, issuances or parts thereof inconsistent with this Act are hereby repealed
17 or amended accordingly.

18 **SEC. 6.** Effectivity. This Act shall take effect fifteen (15) days after its
19 publication in the Official Gazette or in a newspaper of general circulation.

Approved,