

Republic of the Philippines
HOUSE OF THE REPRESENTATIVES
Quezon City

SEVENTEENTH CONGRESS
First Regular Session

HOUSE BILL No. 802

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Introduced by HON. RODEL M. BATOCABE, HON. ALFREDO A. GARBIN, Jr. and
HON. CHRISTOPHER S. CO

EXPLANATORY NOTE

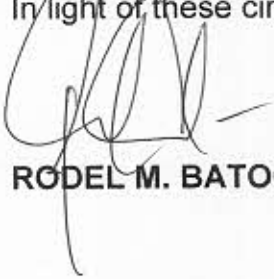
This bill seeks to create and institutionalize the Philippine Commission for Senior Citizens which shall be the primary government agency responsible for the formulation and implementation of policies, plans and programs to recognize, protect and promote the rights of senior citizens as set forth in Republic Act. 7432.

Under RA 7342, the Office for Senior Citizens Affairs (OSCA) is established under the Office of the Mayor to plan programs, draw up a list of services, maintain a list of senior citizens, and service as a general information and liaison center to serve the needs of the senior citizens. Senior Citizens Associations are also established at the barangay, municipal, provincial, and regional levels. The DSWD coordinates with the OSCA and is the lead agency in promulgating the implementing rules and regulations for the law.

However, while these offices are integral in carrying out the purposes of the law, their functions are limited. The possible plans and programs are not fully maximized and privileges and rights in favor of the senior citizens are not fully exercised. They need a specialized body that will cater to the common problems of the senior citizens such as: violations of the grant and privileges to senior citizens and lack of oversight over legal and administrative problems or matters concerning senior citizens at all levels of senior citizen associations.

At present, the youth, women, and persons with disabilities have their respective commissions to cater to the administrative and legal rights of their constituents.

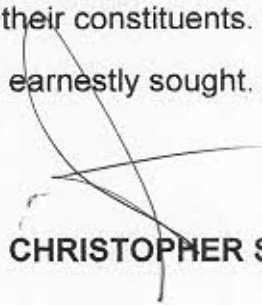
In light of these circumstances, the swift passage of the bill is earnestly sought.



RODEL M. BATOCABE



ALFREDO A. GARBIN, Jr.



CHRISTOPHER S. CO

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HOUSE BILL No. 802

Introduced by HON. RODEL M. BATOCABE, HON. ALFREDO A. GARBIN, Jr. and
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1 **AN ACT ABOLISHING THE NATIONAL COORDINATING AND MONITORING**
2 **BOARD AND CREATING THE NATIONAL COMMISSION FOR SENIOR CITIZENS,**
3 **AMENDING THEREFOR REPUBLIC ACT NO. 7432, AS AMENDED BY REPUBLIC**
4 **ACT NO. 9257, AS FURTHER AMENDED BY REPUBLIC ACT NO. 9994**

5
6 *Be it enacted by the Senate and House of Representatives of the Philippines in*
7 *Congress assembled:*

8
9 **SECTION 1.** Section 11 of Republic Act No. 7432, as amended, otherwise known as the
10 **"Expanded Senior Citizens Act of 2010", is hereby amended to read as follows:**

11 "SECTION 11. NATIONAL COMMISSION FOR SENIOR CITIZENS
12 (NCSC). TO CARRY OUT THE POLICIES SET FORTH, THERE SHALL
13 BE CREATED THE NATIONAL COMMISSION FOR SENIOR CITIZENS
14 (NCSC) WHICH SHALL BE THE PRIMARY GOVERNMENT AGENCY
15 RESPONSIBLE FOR THE FORMULATION AND IMPLEMENTATION OF
16 POLICIES, PLANS, AND PROGRAMS TO RECOGNIZE, PROTECT
17 AND PROMOTE THE RIGHTS OF SENIOR CITIZENS."

18
19
20 **SECTION 2.** Section 12 of Republic Act No. 7432, as amended, otherwise known as the
21 **"Expanded Senior Citizens Act of 2010", is hereby amended to read as follows:**

22 "SECTION 12. THE COMMISSION SHALL BE APPOINTED BY THE
23 PRESIDENT OF THE PHILIPPINES FROM A LIST OF
24 RECOMMENDEES SUBMITTED BY SENIOR CITIZENS
25 ORGANIZATIONS AND ASSOCIATIONS"

26
27
28 **SECTION 3.** Section 13 of Republic Act No. 7432, as amended, otherwise known as the
29 **"Expanded Senior Citizens Act of 2010", is hereby amended to read as follows:**

30 "SECTION 13. QUALIFICATIONS, TENURE, COMPENSATION. THE
31 CHAIRPERSON AND THE SIX (6) COMMISSIONERS MUST BE
32 NATURAL BORN CITIZENS, BONA FIDE MEMBERS OF SENIOR
33 CITIZEN ASSOCIATIONS OR ORGANIZATIONS AS CERTIFIED BY
34 THE ASSOCIATION OR ORGANIZATION, AT LEAST 60 YEARS OLD
35 AT THE TIME OF APPOINTMENT, PROVIDED, FURTHER, THAT THE
36 MEMBERS OF THE NCSC SHALL HOLD OFFICE FOR A PERIOD OF
37 THREE (3) YEARS, AND MAY BE SUBJECT TO REAPPOINTMENT
38

1 FOR ANOTHER TERM: PROVIDED, FURTHERMORE, THAT NO
2 PERSON SHALL SERVE FOR MORE THAN TWO (2) TERMS.
3 APPOINTMENT TO ANY VACANCY SHALL ONLY BE FOR THE
4 UNEXPIRED TERM OF THE PREDECESSOR AND IN NO CASE
5 SHALL A MEMBER BE APPOINTED OR DESIGNATED IN A
6 TEMPORARY OR ACTING CAPACITY: PROVIDED, FINALLY, THAT
7 THE CHAIRPERSON AND THE COMMISSIONERS SHALL BE
8 ENTITLED TO COMPENSATION IN ACCORDANCE WITH THE
9 SALARY STANDARDIZATION LAW."

10
11 **SECTION 4.** Section 14 of Republic Act No. 7432, as amended, otherwise known as the
12 "Expanded Senior Citizens Act of 2010", is hereby amended to read as follows:

13
14 "SECTION 14. REMOVAL FROM OFFICE. — ANY MEMBER OF THE
15 NSCS MAY BE REMOVED FROM OFFICE BY THE PRESIDENT, ON
16 HIS OWN INITIATIVE OR UPON RECOMMENDATION BY ANY
17 SENIOR CITIZENS'S ASSOCIATIONS OR ORGANIZATIONS, BEFORE
18 THE EXPIRATION OF HIS TERM FOR CAUSE AND AFTER
19 COMPLYING WITH DUE PROCESS REQUIREMENT OF LAW."

20
21 **SECTION 6.** Section 15 of Republic Act No. 7432, as amended, otherwise known as the
22 "Expanded Senior Citizens Act of 2010", is hereby amended to read as follows:

23
24 "SECTION 15. APPOINTMENT OF COMMISSIONERS. — THE
25 PRESIDENT SHALL APPOINT THE SEVEN (7) COMMISSIONERS OF
26 THE NCSC WITHIN NINETY (90) DAYS FROM THE EFFECTIVITY OF
27 THIS ACT."

28
29 **SECTION 7.** Section 16 of Republic Act No. 7432, as amended, otherwise known as the
30 "Expanded Senior Citizens Act of 2010", is hereby amended to read as follows:

31
32 "SECTION 16. POWERS AND FUNCTIONS. — TO
33 ACCOMPLISH ITS MANDATE, THE NCSC SHALL HAVE THE
34 FOLLOWING POWERS, JURISDICTION AND FUNCTION:

- 35
36 A) TO SERVE AS THE PRIMARY GOVERNMENT AGENCY
37 THROUGH WHICH SENIOR CITIZENS CAN SEEK
38 GOVERNMENT ASSISTANCE AND AS THE MEDIUM,
39 THROUGH WHICH SUCH ASSISTANCE MAY BE
40 EXTENDED;
- 41
42 B) TO REVIEW AND ASSESS THE CONDITIONS OF SENIOR
43 CITIZENS INCLUDING EXISTING LAWS AND POLICIES
44 PERTINENT THERETO AND TO PROPOSE RELEVANT
45 LAWS AND POLICIES TO ADDRESS THEIR ROLE IN
46 NATIONAL DEVELOPMENT;
- 47
48 C) TO FORMULATE AND IMPLEMENT POLICIES, PLANS,
49 PROGRAMS AND PROJECTS FOR THE ECONOMIC,
50 SOCIAL AND CULTURAL DEVELOPMENT OF THE SENIOR

1 CITIZENS AND TO MONITOR THE IMPLEMENTATION
2 THEREOF;

- 3
4 F) SUBJECT TO EXISTING LAWS, TO ENTER INTO
5 CONTRACTS, AGREEMENTS, OR ARRANGEMENT, WITH
6 GOVERNMENT OR PRIVATE AGENCIES OR ENTITIES AS
7 MAY BE NECESSARY TO ATTAIN THE OBJECTIVES OF
8 THIS ACT, AND SUBJECT TO THE APPROVAL OF THE
9 PRESIDENT, TO OBTAIN LOANS FROM GOVERNMENT
10 LENDING INSTITUTIONS AND OTHER LENDING
11 INSTITUTIONS TO FINANCE ITS PROGRAMS;
- 12
13 G) TO NEGOTIATE FOR FUNDS AND TO ACCEPT GRANTS,
14 DONATIONS, GIFTS AND/OR PROPERTIES IN WHATEVER
15 FORM AND FROM WHATEVER SOURCE, LOCAL AND
16 INTERNATIONAL, SUBJECT TO THE APPROVAL OF THE
17 PRESIDENT OF THE PHILIPPINES, FOR THE BENEFIT OF
18 SENIOR CITIZENS AND ADMINISTER THE SAME IN
19 ACCORDANCE WITH THE TERMS THEREOF; OR IN THE
20 ABSENCE OF ANY CONDITION, IN SUCH MANNER
21 CONSISTENT WITH THE INTEREST OF SENIOR CITIZENS
22 AS WELL AS EXISTING LAWS;
- 23
24 H) TO COORDINATE DEVELOPMENT PROGRAMS AND
25 PROJECTS FOR THE ADVANCEMENT OF THE SENIOR
26 CITIZENS AND TO OVERSEE THE PROPER
27 IMPLEMENTATION THEREOF;
- 28
29 I) TO CONVENE PERIODIC CONVENTIONS OR ASSEMBLIES
30 OF SENIOR CITIZENS TO REVIEW, ASSESS AS WELL AS
31 PROPOSE POLICIES OR PLANS;
- 32
33 J) PREPARE YEARLY ACCOMPLISHMENT REPORT FOR THE
34 OFFICE OF THE PRESIDENT, CONGRESS, AND THE
35 CONCERNED NATIONAL GOVERNMENT AND LOCAL
36 GOVERNMENT UNITS;
- 37
38 K) TO SUBMIT TO CONGRESS APPROPRIATE LEGISLATIVE
39 PROPOSALS INTENDED TO CARRY OUT THE POLICIES
40 UNDER THIS ACT;
- 41
42 L) TO PREPARE AND SUBMIT THE APPROPRIATE BUDGET
43 TO THE OFFICE OF THE PRESIDENT;
- 44
45 O) TO PROMULGATE THE NECESSARY RULES AND
46 REGULATIONS FOR THE IMPLEMENTATION OF THIS ACT;
- 47
48 P) TO EXERCISE SUCH OTHER POWERS AND FUNCTIONS
49 AS MAY BE DIRECTED BY THE PRESIDENT OF THE
50 REPUBLIC OF THE PHILIPPINES; AND
51

1 Q) TO REPRESENT THE PHILIPPINE SENIOR CITIZENS IN ALL
2 INTERNATIONAL CONFERENCES AND CONVENTIONS
3 DEALING WITH SENIOR CITIZENS AND OTHER RELATED
4 CONCERNS."
5

6 **SECTION 7.** Section 17 of Republic Act No. 7432, as amended, otherwise known as the
7 "Expanded Senior Citizens Act of 2010", is hereby amended to read as follows:
8

9 "SECTION 17. *REGIONAL COMMISSION FOR SENIOR CITIZENS.*
10 THERE SHALL BE ESTABLISHED IN ALL REGIONS A REGIONAL
11 COMMISSION FOR SENIOR CITIZENS WITH SIMILAR MEMBERSHIP
12 AND FUNCTIONS AS THE NATIONAL COMMISSION. AS FAR AS
13 PRACTICABLE, SIMILAR BODIES SHALL BE ESTABLISHED IN THE
14 LOCAL GOVERNMENT UNITS."
15

16 **SECTION 8.** All laws, presidential decrees, executive orders and rules and regulations
17 or part thereof, contrary to, or inconsistent with the provisions of this Act, are hereby
18 repealed or modified accordingly.
19

20 **SECTION 9.** Should any provision of this Act be found unconstitutional by a court of
21 law, such provision shall be severed from the remainder of this Act, and such action
22 shall not affect the enforceability of the remaining provisions of this Act.
23

24 **SECTION 10.** This Act shall take effect fifteen (15) days after its complete publication in
25 any two (2) national newspapers of general circulation.
26

27 APPROVED.