

[REPUBLIC ACT NO. 10742, January 15, 2016]

**AN ACT ESTABLISHING REFORMS IN THE SANGGUNIANG
KABATAAN CREATING ENABLING MECHANISMS FOR
MEANINGFUL YOUTH PARTICIPATION IN NATION-BUILDING,
AND FOR OTHER PURPOSES**

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

CHAPTER I

INTRODUCTORY PROVISIONS

SECTION 1. *Title.* – This Act shall be known as the “Sangguniang Kabataan Reform Act of 2015”.

SEC. 2. *Declaration of State Policies and Objectives.* – The State recognizes the vital role of the youth in nation-building and thus, promotes and protects their physical, moral, spiritual, intellectual and social well-being, inculcates in them patriotism, nationalism and other desirable values, and encourages their involvement in public and civic affairs.

Towards this end, the State shall establish adequate, effective, responsive and enabling mechanisms and support systems that will ensure the meaningful participation of the youth in local governance and nation-building.

SEC. 3. *Definition of Terms.* – For purposes of this Act, the following terms are hereby defined:

(a) *Commission* shall refer to the National Youth Commission created under Republic Act No. 8044;

(b) *Local Chief Executive* shall refer to the provincial governor, city and municipal mayor;

(c) *Local Government Operations Officer* shall refer to the duly designated head of the office of the Department of the Interior and Local Government (DILG) stationed in the concerned local government unit;

(d) *Local Sanggunian* shall refer to the sangguniang panlalawigan, sangguniang panlungsod and sangguniang bayan;

(e) *Youth Affairs Provincial Officer* shall refer to the person duly appointed or designated by the Commission to serve as its agent in the province with the tasks provided for in this Act or as the Commission may deem necessary;

(f) *Youth* shall refer to those persons whose ages range from fifteen (15) to thirty (30) years old as defined in Republic Act No. 8044;

(g) *Youth Organizations* shall refer to those organizations whose membership/ composition are the youth; and

(h) *Youth-Serving Organizations* shall refer to those registered organizations whose principal programs, projects and activities are youth-oriented and youth-related.

CHAPTER II

THE KATIPUNAN NG KABATAAN AND THE SANGGUNIANG KABATAAN

SEC. 4. *Katipunan ng Kabataan.* – There shall be in every barangay a Katipunan ng Kabataan to be composed of all citizens of the Philippines residing in the barangay for at least six (6) months, who are at least fifteen (15) but not more than thirty (30) years of age, and who are duly registered in the list of the Commission on Elections (COMELEC) and/or the records of the Sangguniang Kabataan secretary.

SEC. 5. *Powers and Functions of the Katipunan ng Kabataan.* – The Katipunan ng Kabataan shall:

(a) Elect the Sangguniang Kabataan chairperson and members; and

(b) Serve as the highest policy-making body to decide on matters affecting the youth in the barangay. As such, the Sangguniang Kabataan shall consult and secure the concurrence of the Katipunan ng Kabataan in the formulation of all its, programs, plans and activities.

SEC. 6. *Meetings of the Katipunan ng Kabataan.* – The Katipunan ng Kabataan shall meet at least once every six (6) months, or at the call of the chairperson of the Sangguniang Kabataan or upon written petition of at least one-twentieth (1/20) of its members, to decide on important issues affecting the youth of the barangay.

SEC. 7. *Creation and Election of the Sangguniang Kabataan.* – There shall be in every barangay a Sangguniang Kabataan to be composed of a chairperson and seven (7) members who shall be elected by the registered voters of the Katipunan ng Kabataan. The Sangguniang Kabataan chairperson/shall, with the concurrence of the majority of the Sangguniang Kabataan members, appoint from among the members of the Katipunan ng Kabataan, a secretary and a treasurer.

SEC. 8. *Powers and Functions of the Sangguniang Kabataan.* – The Sangguniang Kabataan shall:

(a) In consultation and with the concurrence of the Katipunan ng Kabataan, and within three (3) months from assumption to office, formulate a three (3)-year rolling plan, which shall be known as the Comprehensive Barangay Youth Development Plan, which shall serve as basis in the preparation of the Annual Barangay Youth Investment Program. This plan shall be aligned with the Philippine Youth Development Plan (PYDP) and other Local Youth Development Plans in every level,

municipal, city and provincial as is relevant;

(b) Approve the annual budget which is the annual slice of the Annual Barangay Youth Investment Program before the start of the succeeding fiscal year and, if the Sangguniang Kabataan funds allow, a supplemental budget. Any changes in the annual budget shall be in accordance with existing applicable budget rules and procedures;

(c) Promulgate resolutions necessary to carry out the objectives of the youth in the barangay in accordance with the Comprehensive Barangay Youth Development Plan and the applicable provisions of this Act;

(d) Initiate and implement, in coordination with any national government agency and/or any private or nongovernment institution, programs and projects designed to promote general welfare, development and empowerment of the youth;

(e) Hold fund-raising activities which are in line with the Comprehensive Barangay Youth Development Plan, the proceeds of which shall be tax-exempt and shall accrue to the general fund of the Sangguniang Kabataan: *Provided, however,* That in the appropriation thereof, the specific purpose for which such activity has been held shall be first satisfied: *Provided, further,* That any appropriation thereof shall be in accordance with existing applicable budget, accounting and auditing rules and regulations;

(f) Create regular and special committees and such other bodies whose chairpersons and members of which shall come from among the members of the Sangguniang Kabataan or from among the members of the Katipunan ng Kabataan, as it may deem necessary to effectively carry out its programs and activities;

(g) Submit the annual and end-of-term program accomplishments and financial reports to the Sangguniang Barangay and present the same during the Katipunan ng Kabataan assembly, copy furnished the Office of the Local Government Operations Officer and Local Youth Development Council (LYDC), all in accordance with the prescribed form by the DILG and the Commission;

(h) Partner with the LYDC in planning and executing projects and programs of specific advocacies like good governance, climate change adaptation, disaster risk reduction and resiliency, youth employment and livelihood, health and anti-drug abuse, gender sensitivity, and sports development;

(i) Adopt and implement a policy on full public disclosure of all its transactions and documents involving public interest; and

(j) Exercise such other powers and perform such other functions as may be prescribed by law or ordinance, or delegated by the Sangguniang Barangay or the Commission.

SEC. 9. Meetings of the Sangguniang Kabataan. – (a) The Sangguniang Kabataan shall meet regularly once a month on the date, time and place to be fixed by the said sanggunian. Special meetings may be called by the chairperson or any four (4) of its members by giving written notice of the date, time, place and agenda of the meeting, which can be sent either through personal delivery, registered mail, fax or

email, to all members, and must be received at least one (1) day in advance. The Sangguniang Barangay and the Municipal or City Youth Development Council shall be furnished with notices of regular and special meetings and the minutes of the meetings thereafter.

(b) A majority of the members including the chairperson shall constitute a quorum.

SEC. 10. *Qualifications.* – An official of the Sangguniang Kabataan, either elective or appointee, must be a citizen of the Philippines, a qualified voter of the Katipunan ng Kabataan, a resident of the barangay for not less than one (1) year immediately preceding the day of the elections, at least eighteen (18) years but not more than twenty-four (24) years of age on the day of the elections, able to read and write Filipino, English, or the local dialect, must not be related within the second civil degree of consanguinity or affinity to any incumbent elected national official or to any incumbent elected regional, provincial, city, municipal, or barangay official, in the locality where he or she seeks to be elected, and must not have been convicted by final judgment of any crime involving moral turpitude.

SEC. 11. *Term of Office.* – (a) The chairperson and members of the Sangguniang Kabataan shall hold office for a fixed term of three (3) years unless sooner removed for cause, permanently incapacitated, have died or resigned from office.

(b) The Sangguniang Kabataan secretary and treasurer shall be coterminus with the appointing authority unless sooner removed for cause, found to have failed from the discharge of his or her duties, or has committed abuse of authority as stipulated in existing laws pertaining to the conduct of public officials, through a majority vote of all the members of the Katipunan ng Kabataan in a regular or special assembly called for the purpose.

(c) A Sangguniang Kabataan official who, during his or her term of office, shall have passed the age of twenty-four (24) years shall be allowed to serve the remaining portion of the term for which he or she was elected.

SEC. 12. *Sangguniang Kabataan Chairperson.* – The chairperson of the Sangguniang Kabataan shall automatically serve as an *ex officio* member of the Sangguniang Barangay upon assumption to office. As such, he or she shall exercise the same powers, discharge the same duties and functions, and enjoy the same privileges as the regular Sangguniang Barangay members; and shall be the chairperson of the Committee on Youth and Sports Development. He or she shall be entitled to a pro-rata honoraria for every session of the Sangguniang Barangay he or she has attended.

SEC. 13. *Powers and Functions of the Sangguniang Kabataan Chairperson.* – The Sangguniang Kabataan chairperson shall exercise such powers and discharge such duties as follows:

(a) Call and preside over all meetings of the Sangguniang Kabataan, and vote in case of a tie, and assemblies of the Katipunan ng Kabataan except when one. (1) of the agenda to be discussed in such assembly involves the disciplinary action against the Sangguniang Kabataan chairperson, in which case, the highest ranking Sangguniang Kabataan member shall preside;

- (b) Take the lead in the formulation of the Comprehensive Barangay Youth Development Plan and in the preparation and implementation of the Annual Barangay Youth Investment Program;
- (c) Ensure the implementation of policies, programs and projects as contained in the Annual Barangay Youth Investment Programs, in coordination with the Sangguniang Barangay and the Municipal or City Youth Development Council;
- (d) Sign all required documents and warrants drawn from the Sangguniang Kabataan funds for all expenditures in the implementation of the Comprehensive Barangay Youth Development Plan and Annual Barangay Youth Investment Program;
- (e) Exercise general supervision over the affairs and activities of the Sangguniang Kabataan and the Katipunan ng Kabataan as well as the official conduct of its members;
- (f) With the concurrence of the Sangguniang Kabataan, appoint from among the members of the Katipunan ng Kabataan a secretary and a treasurer;
- (g) Coordinate with the Sangguniang Barangay and other youth organizations within his or her barangay on youth-related programs and projects that they wish to initiate and implement; and
- (h) Exercise such other powers and perform such other duties and functions as may be prescribed by law or ordinance.

SEC. 14. *Sangguniang Kabataan Secretary.* – The Sangguniang Kabataan secretary shall:

- (a) Keep all the records of the Katipunan ng Kabataan, including the list of its qualified members, youth policies, studies, research and registry of youth and youth-serving organizations in the barangay, if any;
- (b) Prepare and keep all the minutes of all assemblies of the Katipunan ng Kabataan and of all the meetings of the Sangguniang Kabataan;
- (c) Cause the posting, in the barangay bulletin board and in at least three (3) conspicuous places within the jurisdiction of the barangay, and if possible including the use of traditional and nontraditional media, and make available for any person with legal purpose, all resolutions approved by the Sangguniang Kabataan, the annual and end-of-term reports of the programs and projects implemented by the Sangguniang Kabataan, the Comprehensive Barangay Youth Development Plan and Annual Barangay Youth Investment Program and the dissemination of the same to concerned offices, institutions and individuals; and
- (d) Perform such other duties and discharge such other functions as the Sangguniang Kabataan chairperson may prescribe or direct.

SEC. 15. *Sangguniang Kabataan Treasurer.* – The Sangguniang Kabataan treasurer shall:

- (a) Take custody of all Sangguniang Kabataan property and funds;