



Republic of the Philippines
BANGSAMORO AUTONOMOUS REGION IN MUSLIM MINDANAO
BANGSAMORO TRANSITION AUTHORITY
Cotabato City

BTA Bill No. 4 3

**AN ACT CREATING THE BANGSAMORO IRRIGATION OFFICE COMPOSITION,
POWERS AND FUNCTIONS AND APPROPRIATING FUNDS THEREFOR AND FOR
OTHER PURPOSES.**

Be it enacted by the Bangsamoro Transition Authority in session assembled:

Section 1. Short Title. – This Act shall be known as the Bangsamoro Irrigation Act of 2020.

Section 2. Declaration of Policy. – Under Section 37, Article XIII. Public Works and Infrastructure. - The National Government shall fund and implement the construction and maintenance of the national roads, bridges, water supply and services, and flood control and irrigation systems and for the maintenance of the existing airports, seaports, and wharves in the Bangsamoro Autonomous Region: Provided, That with regard to water supply and services, flood control and irrigation systems that connect or from facilities outside the Bangsamoro Autonomous Region, there shall be cooperation and coordination between the Bangsamoro Government and the appropriate national or local government bodies. All national roads and bridges in the Bangsamoro Autonomous Region shall be included in the National Road Network Information System. Nationally-funded infrastructure projects shall be implemented by the National Government.

The Bangsamoro Government shall submit proposals to the appropriate national government agency for the inclusion of the cost of such maintenance in the latter's budget that shall be submitted to the Congress of the Philippines for inclusion in the General Appropriations Act. Funding for national roads, bridges, and irrigation systems shall be regularly released to the relevant departments of the National Government³.

TITLE I
BANGSAMORO IRRIGATION OFFICE

Section 3. Bangsamoro Irrigation Office Creation. – There is hereby created Bangsamoro Irrigation Office, herein after referred to as the “Office”. The Chief Minister shall exercise

³ Republic Act No. 11054, An Act providing for the Organic Law for the Bangsamoro Autonomous Region in Muslim Mindanao, Repealing for the Propose Republic Act No. 6734 “ An Act Providing for An Organic Act for the Autonomous Region in Muslim Mindanao”, As Amended by Republic Act No. 9054, Entitled “An Act to Strengthen and Expand the Organic Act for the Autonomous Region in Muslim Mindanao”

supervisions over the Office which shall have the same status as that of a Bangsamoro government agency attached to the Office of the Chief Minister.

Section 4. Mandate. – To serve as the primary office to formulate, plan, recommend, coordinate, administer and implement policies and undertake systematic development program for managing and monitoring the condition and status of the irrigation projects implemented and to be implemented.

Section 5. Composition. – The Office shall be composed of one (1) Regional Irrigation Manager and four (4) Area Managers representing the territorial jurisdiction of the Bangsamoro regions namely, the Province of Basilan including Lamitan City, Sulu, Tawi-Tawi, Lanao del Sur including Marawi City, and Maguindanao including Cotabato City and the 63 barangays of North Cotabato.

Section 6. Qualification. – No person shall be appointed as Regional Manager or an Area Manager, unless he/she possesses the following qualifications:

- (1) A citizen of the Philippines;
- (2) At least 35 years of age at the time of appointment;
- (3) A resident and a registered voter of Bangsamoro Autonomous Region in Muslim Mindanao;
- (4) Holder of a Bachelor's degree;
- (5) Have occupied positions with irrigation management responsibility; and
- (6) Have not been convicted of any crime involving moral turpitude.

Section 7. Appointment, Term of Office and Removal from Office. - In constituting this Act, the Chief Minister shall appoint one (1) Regional Manager and four (4) Area Managers.

Appointment, Term of Office and Removal from Office shall be in conformity with Civil Service law, rules and regulations.

Section 8. Compensation. - The Regional Manager and the four (4) Area Managers shall be entitled to compensation with Salary Grade 26 and 25 respectively.

TITLE II POWERS AND FUNCTIONS

Section 9. Powers and Functions. - The Office shall have the following powers and functions:

- (a) To investigate, study, improve, construct and administer all irrigation systems within the Bangsamoro regions;
- (b) To investigate all available and possible water resources in the region for the purpose of utilizing the same for irrigation, and to plan, design and construct the necessary projects to make farming convenient to Bangsamoro populace;
- (c) To do such other things, to transact all businesses as are directly or indirectly necessary, incidental or conducive to the attainment of the above objectives⁴; and
- (e) To render annual report to the Office of the Chief Minister on its activities, projects and programs.

⁴ REPUBLIC ACT No. 3601, AN ACT GRANTING THE NATIONAL IRRIGATION ADMINISTRATION, AS AMENDED.

TITLE III ORGANIZATION AND STRUCTURE

Section 9. The Office as a Collegial Body. - The Bangsamoro Irrigation Office is composed of one (1) Regional Manager and four Area Managers. As a collegial body, the Office shall promulgate rules, orders, and resolutions necessary for the efficient conduct of its business and administration, towards the performance of its mandates.

Section 10. Structural Organization of the Office. – The Office shall have the following offices and units;

1. Office of the Regional Manager;
2. Offices of the Area Managers;
3. Office of the Executive Director which shall be the head Secretariat of the Office and shall be in charged with the over-all supervision of its operations;
4. Administrative and Finance Services Division which shall provide administrative support to the Office and to its division and offices;
5. Engineering and Technical Services Division which shall be responsible for providing the Office with efficient and effective services in terms of designing, planning, implementation, monitoring and evaluation.

Section 11. Offices of the Regional Manager and Four (4) Area Managers. – Regional manager shall have his/her office at Cotabato City and each Area Manager shall have an office in the province that he/she represents.

Section 12. Access to funds. – The budget allocated for the Office shall be directly released to it, for efficiency of operation, subject to usual accounting and auditing rules and regulations.

TITLE IV APPROPRIATION

Section 13. Appropriations. - The initial amount of Twenty Million Pesos (PhP 20,000,000.00) for Personnel Services, Five Million Pesos (PhP 5,000,000.00) for the Miscellaneous and Other Operating Expenses, and One Million Pesos (PhP 1,000,000.00) for the Capital Outlay of the Office shall be sourced from the Miscellaneous Personnel Benefits Fund (MPBF) and the Contingent Fund respectively in accordance to Bangsamoro Act No. 3, subject to existing rules and regulations. Additional funding for personnel services, maintenance and other operating expenses and capital outlay maybe requested from the MPBF and Contingent Fund. Subsequent funding requirements shall be included in the Bangsamoro Appropriations Act.

TITLE V FINAL PROVISIONS

Section 14. Post legislative scrutiny. - Five years after the implementation of this Act there shall be a post legislative scrutiny to review, examine, overlook and evaluate the performance of the Office to be conducted by the Office of the Chief Minister and the latter shall advise, recommend and suggest necessary measures for more efficient execution of its mandate.

Section 15. Separability Clause. - In case any clause, sentence, or provision of these rules and regulations or any portion hereof is held or declared unconstitutional or invalid by a competent

court, the other provisions hereof which are not affected thereby shall continue to be full force and effect.

Section 16. Repealing Clause. - All administrative orders, rules and regulations, memoranda, circulars, and other orders inconsistent herewith or contrary to the provisions of these rules and regulations are hereby repealed or modified accordingly. The Office shall have the authority, among others, to amend, revise, add to, supplement, interpret, clarify, delete, or make exemptions to any provision of these rules and regulations with the end in view of ensuring that the provisions of the Act are properly implemented and enforced, and the goals and objectives adequately achieved.

Section 17. Effectivity. - These rules shall take effect fifteen (15) days upon its publication in any newspapers of general circulation.

Republic of the Philippines
Bangsamoro Autonomous Region in Muslim Mindanao
Bangsamoro Transition Authority Parliament
OFFICE OF THE SECRETARY GENERAL

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