

Republic of the Philippines  
Bangsamoro Autonomous Region in Muslim Mindanao  
**BANGSAMORO TRANSITION AUTHORITY**  
Cotabato City

**Second Regular Session**

**Parliament Bill No.** 133  
(Cabinet Bill)

Bangsamoro Autonomous Region in Muslim Mindanao  
Parliament  
BILLS AND INDEX DIVISION  
**RECEIVED**  
Name: ADELAH DIBAWAN Signature:   
Date: DEC 14 2022 Time: 9:46 AM

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Introduced by:

**THE GOVERNMENT OF THE DAY**

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**AN ACT CREATING THE MUNICIPALITY OF KAPALAWAN,  
APPROPRIATING  
FUNDS THEREFOR, AND FOR OTHER PURPOSES**

*Be it enacted by the Bangsamoro Transition Authority in Parliament assembled:*

**SECTION 1. Declaration of Policy.** In the exercise of genuine autonomy and self-governance, the Bangsamoro Government is empowered to create, divide, merge, abolish, or substantially alter boundaries of municipalities or barangays in accordance with a law enacted by the Parliament. The municipalities or barangays created, divided, merged, or whose boundaries are substantially altered, shall be entitled to their appropriate share in the national taxes or Internal Revenue Allotment: *Provided*, That it shall be approved by a majority of the votes cast in a plebiscite in the political units directly affected.

**SECTION 2. Creation of the Municipality.** The Barangays of Kibayao, Kitulaan, Langogan, Manarapan, Nasapian, Pebpoloan and Tupig, all belonging to the Municipality of Carmen, North Cotabato, which petitioned and voted to be included in the Bangsamoro Autonomous Region in Muslim Mindanao in the 2019 plebiscite, are hereby separated from their mother municipality, and are constituted into a distinct and independent municipality to be known as the Municipality of Kapalawan, Special Geographic Areas of the Bangsamoro Autonomous Region in Muslim Mindanao.

**SECTION 3. Seat of Government.** The seat of government of the Municipality of Kapalawan shall be established in Barangay Kitulaan.

**SECTION 4. Territorial Boundary.** The territorial boundary of the new municipality shall follow the existing boundaries of the constituent barangays as above enumerated.

**SECTION 5. Plebiscite.** The Municipality of Kapalawan shall acquire corporate existence upon ratification of its creation by a majority of the votes cast by qualified voters in a plebiscite to be conducted in the barangays comprising the municipality pursuant to Section 2 hereof within sixty (60) days after the approval of the Act.

**SECTION 6. Conduct of Plebiscite.** The Commission on Election, through the Bangsamoro Electoral Office, shall conduct and supervise the plebiscite. The expenses in holding the plebiscite shall be taken out of the available funds of the Commission on Elections under the current fiscal year appropriations.

**SECTION 7. Appointment of Municipal Officials.** The first mayor, vice-mayor and the eight (8) members of the Sangguniang Bayan of the new municipality shall be appointed by the Chief Minister of the Bangsamoro Autonomous Region in Muslim Mindanao. They shall continue to hold office until their successors shall have been elected in the next general elections for local officials, and shall have qualified: *Provided*, That the incumbent elective members of the Sangguniang Bayan of the Municipality of Carmen who are actual residents of the new municipality shall serve the remaining terms of their elective offices in said mother municipality.

**SECTION 8. Financial Assistance Pending Entitlement to Internal Revenue Allotment** - The Bangsamoro Government shall appropriate and provide financial assistance for the administration and operation of the Municipal Government of Kapalawan, in the amount of not less than TWO MILLION FIVE HUNDRED THOUSAND PESOS (PHP 2,500,000.00) every month until such time as the new Municipality shall have been allocated its share in the internal revenue allotment.

**SECTION 9. Separability Clause.** If for any cause, any part of this Act may be declared unconstitutional or contrary to the provisions of Republic Act No. 11054, the rest of the provisions hereof which are not affected shall remain in full force and effect.

**SECTION 10. Repealing Clause.** All laws, decrees, executive orders or regulations or any part thereof which may be contrary or inconsistent to this Act, except those that declare any part of this Act unconstitutional or contrary to the provisions of the Bangsamoro Organic Law, are hereby repealed, amended, modified or altered accordingly.

**SECTION 11. Effectivity of the Law.** This Act shall take effect after fifteen (15) days from its publication in the Bangsamoro Gazette or in one (1) newspaper of regional circulation.

**APPROVED,**

  
**HON. AHOD B. EBRAHIM**

Chief Minister 

Annex 1a. Barangays covered by the Municipality of Kapalawan, their original mother municipality, and respective land area, population and annual income as of 2020.

Covered Barangays	Municipality of Origin	Land Area (sq. km.)	Population	Annual Income (Php)
1. Kibayao	Carmen	49.15	7,146	5,003,800.00
2. Kitulaan	Carmen	29.86	6,079	4,939,600.23
3. Langogan	Carmen	15.12	2,082	2,798,566.92
4. Manarapan	Carmen	9.80	4,355	3,891,280.00
5. Nasapian	Carmen	14.15	4,423	3,580,980.00
6. Pebpoloan	Carmen	14.54	1,038	2,561,590.00
7. Tupig	Carmen	48.00	3,340	3,175,000.00
<b>Total</b>		<b>180.62</b>	<b>28,463</b>	<b>25,950,818.05</b>

Annex 1b. Map of the Municipality of Kapalawan.

