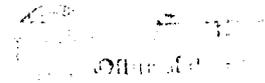


NINETEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
Third Regular Session)



25 JAN 22 P7:17

SENATE

S. No. 2944

RECEIVED

Prepared by the Special Committee On Marawi City Rehabilitation And Victims
Compensation with Senator Dela Rosa as author thereof

AN ACT
AMENDING REPUBLIC ACT NO. 11696, OTHERWISE KNOWN AS THE
"MARAWI SIEGE VICTIMS COMPENSATION ACT OF 2022"

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

1 Section 1. Section 3 of Republic Act No. 11696 or the "Marawi Siege Victims
2 Compensation Act of 2022" is hereby amended to read as follows:

3 "Sec. 3. *Definition of Terms.* – As used in this Act:

4 (a) xxx

5 (b) xxx

6 (c) xxx

7 (d) xxx

8 (e) xxx

9 (f) Main Affected Areas or MAA refer to the main affected barangays in Marawi
10 City during the Marawi Siege consisting of twenty-four (24) barangays,
11 namely:

12 (1) Lumbac Madaya;

13 (2) South Madaya;

14 (3) Raya Madaya 1;

15 (4) Raya Madaya 2;

- 1 (5) Sabala [~~Amana~~] **MANAO**;
- 2 (6) Sabala [~~Amana~~] **MANAO** Proper;
- 3 (7) Tolali;
- 4 (8) Daguduban;
- 5 (9) Norhaya Village;
- 6 (10) Banggolo Poblacion;
- 7 (11) Bubong Madaya;
- 8 (12) Lilod Madaya;
- 9 (13) Dansalan;
- 10 (14) Datu Sa Dansalan;
- 11 (15) Sangkay Dansalan;
- 12 (16) Moncado Colony;
- 13 (17) Moncado Kadilingan;
- 14 (18) Marinaut West;
- 15 (19) Marinaut East;
- 16 (20) Kapantaran;
- 17 (21) Wawalayan Marinaut;
- 18 (22) Lumbac Marinaut;
- 19 (23) Tuca Marinaut; and
- 20 (24) Datu Naga; and
- 21 (g) Other Affected Areas or OAA refer to the other affected barangays in Marawi
- 22 City during the Marawi Siege, namely:
- 23 (1) Saduc Proper;
- 24 (2) Panggao Saduc;
- 25 (3) Raya Saduc;
- 26 (4) Lilod Saduc;
- 27 (5) Datu Saber;
- 28 (6) Bangon;
- 29 (7) Fort; [~~and~~]

- 1 (8) Wawaylan Caloocan;
- 2 **(9) BUBONGA MARAWI;**
- 3 **(10) MATAMPAY;**
- 4 **(11) EAST BASAK;**
- 5 **(12) GREEN;**
- 6 **(13) BASAK MALUTLUT;**
- 7 **(14) TAMPILONG;**
- 8 **(15) MARAWI POBLACION;**
- 9 **(16) LOKSA DATU;**
- 10 **(17) BACOLOD CHICO;**
- 11 **(18) LUMBACA TOROS;**
- 12 **(19) TOROS;**
- 13 **(20) TUCA;**
- 14 **(21) DAYAWAN;**
- 15 **(22) PINDOLONAN;**
- 16 **(23) AMITO MARANTAO;**
- 17 **(24) POONA MARANTAO;**
- 18 **(25) ROROGAGUS EAST;**
- 19 **(26) DULAY WEST;**
- 20 **(27) DULAY PROPER;**
- 21 **(28) GUIMBA;**
- 22 **(29) BANGCO;**
- 23 **(30) MALIMONO;**

- 1 **(31) CABASARAN;**
- 2 **(32) KORMATAN MATAMPAY;**
- 3 **(33) PAPANDAYAN;**
- 4 **(34) PAPANDAYAN CANIOGAN;**
- 5 **(35) PANTAON;**
- 6 **(36) SUGOD;**
- 7 **(37) PATANI;**
- 8 **(38) PUGA-AN;**
- 9 **(39) BITO BUADI ITOWA;**
- 10 **(40) BITO BUADI PARBA;**
- 11 **(41) ROROGAGUS PROPER;**
- 12 **(42) SOMIORANG;**
- 13 **(43) SAGONSONGAN;**
- 14 **(44) BUBONG PUNUD;**
- 15 **(45) BUBONG PAGALAMATAN;**
- 16 **(46) BUBONG LUMBAC;**
- 17 **(47) MIPAGA;**
- 18 **(48) EMIE PUNUD;**
- 19 **(49) BANGA;**
- 20 **(50) CADAYONAN II;**
- 21 **(51) BIYABA DAMAG;**
- 22 **(52) RAPASUN;**
- 23 **(53) DIMALNA;**

- 1 **(54) LOMIDONG;**
- 2 **(55) CABINGAN;**
- 3 **(56) AMBOLONG;**
- 4 **(57) KILALA;**
- 5 **(58) BOGANGA;**
- 6 **(59) TUCA AMBOLONG;**
- 7 **(60) PARIDI;**
- 8 **(61) BUTO AMBOLONG;**
- 9 **(62) OLOWA AMBOLONG;**
- 10 **(63) PAGALAMATAN GAMBAL;**
- 11 **(64) CADAYONAN I;**
- 12 **(65) BUBONGA CADAYONAN;**
- 13 **(66) TIMBANGALAN;**
- 14 **(67) TONGAN-TONGAN TIMBANGALAN;**
- 15 **(68) PAGAYAWAN;**
- 16 **(69) MIPANTAO GADONGAN;**
- 17 **(70) GADONGAN;**
- 18 **(71) CALOOCAN EAST; and**
- 19 **(72) CALOOCAN WEST."**

20 **(H) REPLACEMENT COST REFERS TO THE VALUE OF TOTALLY**
21 **DESTROYED ASSETS AT THE TIME OF ITS DESTRUCTION. THE VALUE**
22 **CAN BE ESTIMATED BY:**

- 23 **(1) THE MARKET VALUE OF THE ASSET BEFORE DESTRUCTION;**
- 24 **(2) ACQUISITION COST LESS DEPRECIATION; OR**

1 **(3) INSURANCE VALUE.**

2 **(I) TOTALLY DESTROYED ASSETS REFER TO VISIBLY AND**
3 **COMPLETELY DESTROYED OR UNUSABLE STRUCTURES, EQUIPMENT**
4 **AND MATERIALS, INCLUDING THOSE THAT HAVE SUFFERED**
5 **IRREPARABLE STRUCTURAL DAMAGE; AND**

6 **(J) REPAIR COST REFERS TO THE AMOUNT NECESSARY TO RESTORE**
7 **A PARTIALLY DESTROYED ASSET BACK INTO ITS CONDITION**
8 **BEFORE IT WAS DAMAGED.**

9 Sec. 2. Section 11 of Republic Act No. 11696 or the "Marawi Siege Victims
10 Compensation Act of 2022" is hereby amended to read as follows:

11 "Sec. 11. *Secretariat of the Board.* – The Board shall be assisted by a Secretariat
12 ~~[which shall come from the existing personnel of the Department of Human~~
13 ~~Settlements and Urban Development (DHSUD), without prejudice to the hiring~~
14 ~~of additional personnel as determined by the Board to accommodate the~~
15 ~~volume of required work].~~ The following shall be the function of the Secretariat:

- 16 (a) Receive, evaluate, process and investigate applications for claims
17 under this Act;
- 18 (b) Recommend to the Board the approval of applications for claims;
- 19 (c) Assist the Board to technical functions; and
- 20 (d) Perform other duties that shall be assigned by the Board.

21 The Chairperson of the Board shall appoint a Board Secretary who shall head
22 the Secretariat for the duration of the existence of the Board. The Board
23 Secretary shall have a technical staff composed of legal and administrative
24 personnel wherein the staff *plantilla* positions and salaries shall be determined
25 in the implementing rules and regulations. When necessary, the Board may hire
26 additional personnel ~~[consistent with issuances of the Civil Service Commission]~~
27 **IN ACCORDANCE WITH THE CIVIL SERVICE LAWS, RULES AND**
28 **REGULATIONS."**

1 Sec. 3. Section 15 of Republic Act No. 11696 or the "Marawi Siege Victims
2 Compensation Act of 2022" is hereby amended to read as follows:

3 "Sec. 15. *Determination of Monetary Compensation.* -

4 (a) The Board shall determine the monetary compensation and award
5 of the lawful owner(s)[~~, whichever is the lower amount of either the~~
6 ~~fair market value of the residential, cultural, commercial structures,~~
7 ~~or other real properties or the value of its total area per storey~~
8 ~~equivalent to an amount to be determined in the implementing rules~~
9 ~~and regulations of this Act] **BASED ON THE VALUE OF THE**
10 **TOTAL AREA PER STOREY OF THE RESIDENTIAL, CULTURAL,**
11 **COMMERCIAL STRUCTURES, OR OTHER REAL PROPERTIES**
12 **EQUIVALENT TO REPLACEMENT OR REPAIR COST AS**
13 **DETERMINED IN THE IMPLEMENTING RULES AND**
14 **REGULATIONS (IRR) OF THIS ACT.** In case of claims for loss or
15 destruction of personal properties, the claimant shall present
16 competent evidence of the loss or destruction, ownership, as well as
17 the fair market value of the personal properties. **IN ABSENCE OF**
18 **SUBSTANTIAL PROOF OF FAIR MARKET VALUE FROM THE**
19 **OWNER, STANDARD VALUATION AS DETERMINED IN THE**
20 **IRR SHALL BE USED AS BASIS OF THE VALUE OF SUCH**
21 **PERSONAL PROPERTY.**~~

22 (b) xxx."

23 Sec. 5. *Extension of Period of Filing Claims.* – Claims for compensation by the
24 additional barangays included in the OAA under this Act shall be filed with the Board
25 within one (1) year from the effectivity of this Act: *Provided,* That failure to file an
26 application within the same period shall be deemed a waiver of the right to file the
27 same: *Provided, Further,* That the Board shall publish in two (2) newspapers of general
28 circulation the period of commencement and termination of applications by property
29 owners.

1 Sec. 6. *Retroactive Effect.* – The new basis for the monetary compensation and
2 award shall have retroactive effect for all those claimants who already received their
3 awards from the Monetary Compensation Board prior to the effectivity of this Act.

4 Sec. 7. *Sunset Clause.* - The Board shall complete its work within three (3)
5 years from the effectivity of the IRR. After such period, it shall become *functus officio*.

6 Sec. 8. *Separability Clause.* – If any portion or provision of this Act is declared
7 unconstitutional, the remainder of this Act or any provisions not affected thereby shall
8 remain in force and effect.

9 Sec. 9. *Repealing Clause.* – Section 22 of Republic Act No. 11696 is hereby
10 repealed. All laws, decrees, orders, rules, and regulations and executive orders
11 contrary to or inconsistent with this Act are hereby repealed or modified accordingly.

12 Sec. 10. *Effectivity.* – This Act shall take effect fifteen (15) days after its
13 complete publication in the *Official Gazette* or in a newspaper of general circulation.

Approved,