

PART III – IMPLEMENTING THE PLAN

Chapter 4 – Determining the Legislative Requirements

4.1 What are legislative requirements?

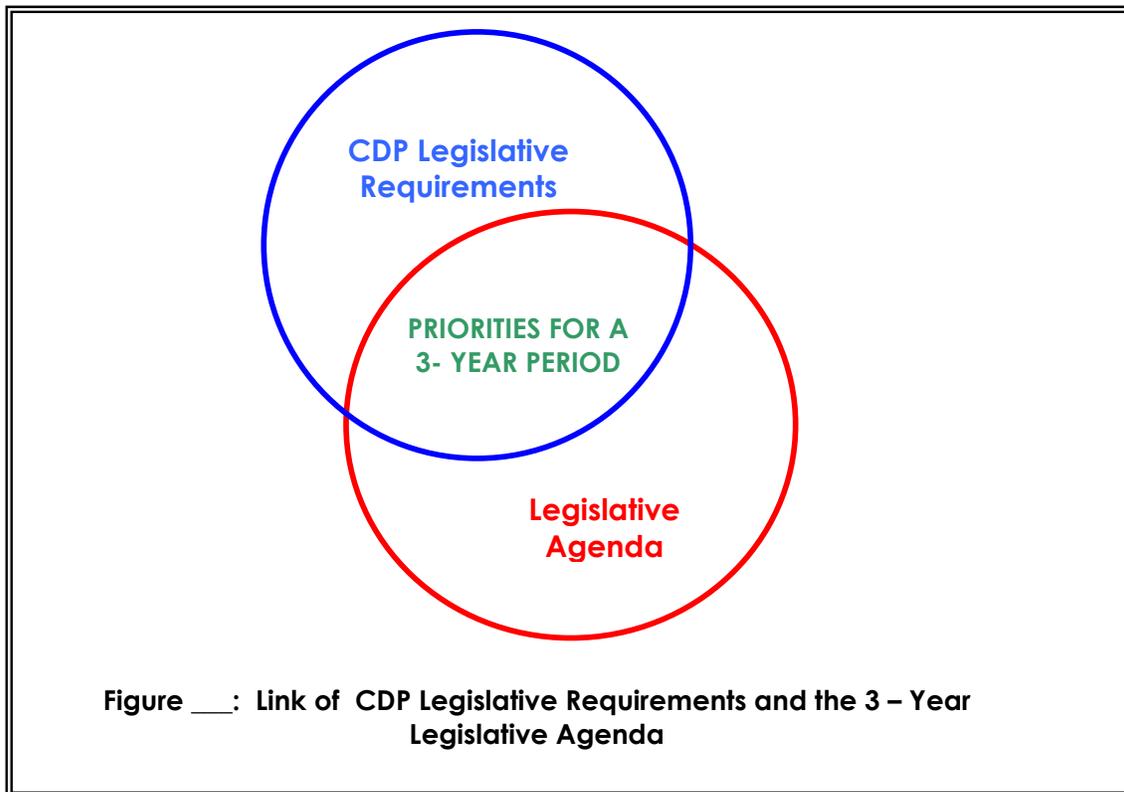
The legislative requirements of the CDP are the priority legislations that need to be enacted by the Sanggunian to support development priorities of the LGU in the medium – and long – term. These may include new legislation as well as amendments and updates to existing legislation.

For example, if the LGU is undertaking an Investment Promotion Program, there may be a need for a legislation to amend its existing Investment Code. An example of legislative requirements to support the goals and objectives, as well as the programs and projects are shown in Table __ (Sample Table of Legislative Requirements).

The needed legislative measures to support the implementation of programs and targets aimed at achieving the goals, objectives and targets set for the 3 – year term of the LCE and the Sanggunian members comprise the legislative agenda. This will be entered in the 3 – year CDP, or the Executive and Legislative Agenda (ELA).

Sector	Goal	Objective	Priority Programs and Projects	Legislative Requirements	Timeframe	Committee Responsible
Economic	Improved local economy	Increased investments	Investment Promotion Program	Amendment of Investment Code	2007	Finance, Appropriations, Ways & Means
Institutional	Improved capacity of LGU	Fiscal gap reduced	Revenue Enhancement Program	Updating the Revenue Code	2008	
Environment	Improved marine environment		Mangrove Rehabilitation Program		2008	Environment

Figure __ shows the link between the CDP legislative requirements and the 3 – year legislative agenda which bears part of the Executive and legislative Agenda (ELA). The figure shows that only a portion of CDP legislative requirements can be picked-up by the Sanggunian for their three year LA that can also form part of the ELA priority legislative requirements.



4.2 *When are legislative requirements determined?*

Legislative requirements are determined after sectoral objectives and targets shall have been set, that is, during the development of policies, programs and projects that are aimed towards the attainment of the desired results that will ultimately attain the sectoral goals and objectives in the short – and medium term, and the LGU vision in the long term.

4.3 *Who are responsible for determining legislative requirements?*

The local sanggunian members, who are selected to be part of the planning team, are mainly responsible for determining legislative requirements. This does not however preclude other stakeholders to recommend legislations to support the development thrusts of the CDP.

4.4 *How are legislative requirements developed?*

In generating regulatory measures, it is advisable to first check whether:

- a. a new legislation is really needed;
- b. the intended legislation is within the limits of the prescribed powers of the LGU;
- c. the intended legislation is necessarily implied from the prescribed powers of the LGU;
- d. the intended legislation is really necessary, appropriate, or incidental for the LGU's effective and effective governance;
- e. the intended legislation is essential to the promotion of the general welfare.

To determine the appropriate action to take regarding local legislations, the fishbone analysis as shown in Figure ____ may be helpful.

