



Republic of the Philippines
Bangsamoro Autonomous Region in Muslim Mindanao
BANGSAMORO TRANSITION AUTHORITY PARLIAMENT
Bangsamoro Government Center, Cotabato City



**BANGSAMORO TRANSITION AUTHORITY
(SECOND REGULAR SESSION)**

BANGSAMORO AUTONOMY ACT NO. 44

Begun and held in Cotabato City, on Thursday, the 15th day of September 2022.

**AN ACT
CREATING THE MUNICIPALITY OF OLD KAABAKAN,
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 tax allotment: *Provided*, That it shall be approved by a majority of the votes cast in a plebiscite in the political units directly affected.

SEC. 2. *Creation of the Municipality.*— The Barangays of Buluan, Nangaan, Sanggadong, Simbuhay, Simone, Pedtad, and Tamped, all belonging to the Municipality of Kabacan, 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 Old Kaabakan, Special Geographic Area of the Bangsamoro Autonomous Region in Muslim Mindanao .

SEC. 3. *Seat of Government.*— The seat of government of the new Municipality of Old Kaabakan shall be established in Barangay Nangaan.

SEC. 4. *Territorial Boundary.*— The territorial boundary of the new Municipality of Old Kaabakan shall follow the existing boundaries of the constituent barangays as above enumerated.

SEC. 5. *Plebiscite Requirement.*— The Municipality of Old Kaabakan 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.

SEC. 6. *Conduct of Plebiscite.*— The Commission on Elections, through the Bangsamoro Electoral Office, shall conduct and supervise the plebiscite. The expenses in holding the plebiscite shall

be taken out of the current fiscal year appropriations of the Bangsamoro Government, subject to usual accounting and auditing rules and regulations.

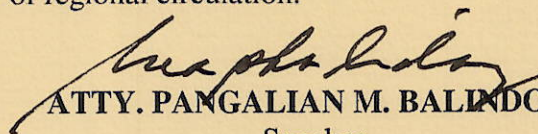
SEC. 7. Appointment of Municipal Officials. – The first mayor, vice-mayor, and the eight (8) members of the *Sangguniang Bayan* of the new municipality shall be appointed by the Chief Minister of the BARMM with due regard to representation of women of the Bangsamoro. They shall continue to hold office 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 Kabacan, who are actual residents of the new municipality shall serve the remaining terms of their elective offices in the aforementioned mother municipality.

SEC. 8. Financial Assistance Pending Entitlement to National Tax Allotment. – The Bangsamoro Government shall appropriate and provide financial assistance for the administration and operation of the Municipal Government of Old Kaabakan, every month until such time as the new municipality shall have been allocated its share in the national tax allotment, subject to usual accounting and auditing rules and regulations.

SEC. 9. Separability Clause. – If, for any cause, any part of this Act is declared unconstitutional or contrary to the provisions of Republic Act No. 11054 or the Bangsamoro Organic Law, the rest of the provisions hereof which are not affected shall remain in full force and effect.

SEC. 10. Repealing Clause. – All laws, decrees, executive orders, or regulations or any part thereof which may be contrary or inconsistent to this Act are hereby repealed, amended, modified or altered accordingly.

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


ATTY. PANGALIAN M. BALINDONG
Speaker

This Act was passed by the Bangsamoro Parliament on *Safar* 1, 1445/August 17, 2023.


PROF. RABY B. ANGKAL
Secretary-General

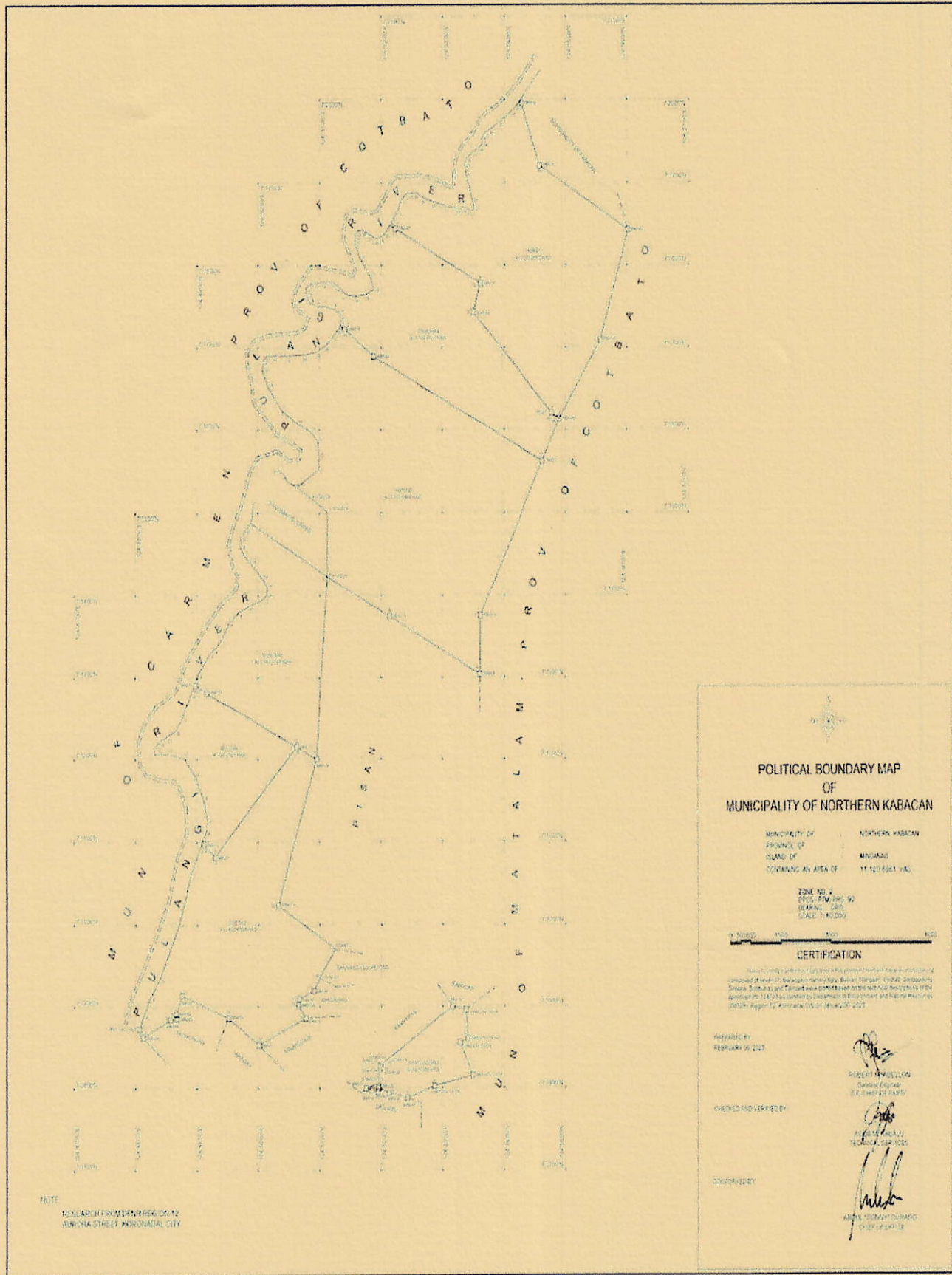
APPROVED:



AHOD BALAWAG EBRAHIM
Chief Minister
Date: 04 SEP 2023

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Appendix. Map of the Municipality of Old Kaabakan.



This is the Technical Description Municipality of Old Kaabakan

TECHNICAL DESCRIPTION				
LINE	BEARING	DISTANCE	DESCRIPTION	MEETS and BOUNDS
1-2	S.23°35'W.	456.37M.	BBM-67	Bounded on the SW along line 52, 1-5 by Brgy. Salapungan, on the NW 5-8 by Pulangi River, on the NE 8-12 by Brgy. Nangaan vs. Simone, on the NW 12-13 by Pulangi River, on the NE 13-15 by Mun. of Kabacan, on the SE 15-20 by Mun. of Matalam, on the SE 20-25 by Brgy. Pisan, on the SE 25-26 by Brgy. Bannawag vs. Pedtad, on the SE 26-38 by Brgy. Bannawag, on the NE 38-39 by Brgy. Bangilan, on the SE 39-44 by Mun. of Matalam, on the SW 44-49 by Brgy. Dagupan, on the SE 50-51 by Brgy. Malandage, on the SW 51-52 by Brgy. Aringay.
2-3	S.15°06'E.	106.88M.	BBM-64	
3-4	S.83°50'W.	193.88M.	BBM-66	
4-5	S.63°46'W.	910.62M.	BBM-68	
5-6	N.71°39'W.	119.44M.	BBM-25	
6-7	N.02°01'E.	155.51M.	STAKE	
7-8	RIVER	11,817.16M.	MBM-1 Cad. 1154-D	
8-9	S.62°26'E.	2,605.05M.	STAKE	
9-10	N.00°08'E.	1,452.26M.	STAKE-24	
10-11	N.60°11'W.	542.08M.	STAKE-25	
11-12	N.60°11'W.	649.17M.	STAKE-26	
12-13	RIVER	10,913.54M.	STAKE	
13-14	S.21°15'E.	1,478.60M.	MBM-14	
14-15	S.61°34'E.	3,002.16M.	MBM-41	
15-16	S.18°25'W.	2,598.17M.	MBM-40	
16-17	S.34°41'W.	2,147.44M.	MBM-39	
17-18	S.28°29'W.	1,068.79M.	MBM-38	
18-19	S.28°29'W.	3,912.99M.	MBM-7	
19-20	S.00°22'W.	1,318.69M.	MBM-13	
20-21	N.64°21'W.	3,004.74M.	MBM-8	
21-22	N.64°21'W.	2,058.66M.	BBM-114	
22-23	S.04°38'W.	4,119.51M.	STAKE-24	
23-24	S.19°25'W.	3,452.27M.	BBM-116	
24-25	S.60°29'E.	1,973.48M.	BBM-115	
25-26	S.36°36'W.	800.44M.	STAKE-22	
26-27	S.31°05'W.	346.77M.	STAKE-23	
27-28	S.66°04'W.	475.89M.	BBM-88	
28-29	S.12°34'W.	142.41M.	BBM-87	
29-30	S.37°56'E.	372.69M.	BBM-126	
30-31	S.48°45'E.	2,410.05M.	BBM-72	
31-32	N.73°06'E.	381.31M.	BBM-31	
32-33	Due North	472.30M.	STAKE-20	
33-34	S.62°21'E.	96.44M.	STAKE-29	
34-35	S.71°25'E.	58.67M.	STAKE-21	
35-36	N.00°54'W.	57.60M.	STAKE-28	
36-37	N.60°04'E.	169.47M.	STAKE-27	
37-38	N.58°26'E.	2,273.78M.	STAKE-19	
38-39	S.79°14'E.	403.37M.	BBM-107	
39-40	S.05°38'E.	655.13M.	MBM-7 Pb-124708	
40-41	S.67°00'W.	249.96M.	MBM-6 Pb-124708	
41-42	S.26°51'E.	823.36M.	MBM-5 Pb-124708	
42-43	S.78°02'W.	1,163.08M.	MBM-4 Pb-124708	
43-44	S.71°52'W.	860.84M.	MBM-3 Pb-124708	
44-45	N.78°47'W.	564.69M.	BBM-43	
45-46	N.69°42'W.	331.80M.	BBM-46	
46-47	S.13°07'W.	85.37M.	BBM-36	
47-48	N.79°34'W.	184.19M.	BBM-44	
48-49	N.76°22'W.	174.92M.	BBM-40	

49-50	N.48°45'W.	2,410.04M.	BBM-31	
50-51	S.66°53'W.	1,522.12M.	BBM-72	
51-52	N.56°41'W.	1,092.38M.	BBM-7	
52-1	N.69°41'W.	1,482.22M.	BBM-70	
TIE LINE: N.12°00'W., 4,881.02M. from BLLM NO. 1, Pb-124703 to Corner "1"				

AREA = 11,120.6961HAS.

Prepared by:
February 06, 2023

Recommending Approval:


ROBERT M. ABELLON
Geodetic Engineer
Chief of Party


ENGR. MISUARI B. MACAMIMIS
Chief, Regional Surveys Division

Approved:


ESHAN KARL O. MABANG
Director II, LMS


AKMAD A. BRAHIM
Minister