

Filipino-Style Party-List System

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Legal Bases

1987 Constitution

R.A. 7941 Party-List System Act

Comelec Resolutions

Case Law

German and Philippine Systems

<i>Features</i>	<i>German System</i>	<i>Philippine System</i>
<i>Parties</i>	Any Party	Marginalized
<i>Number</i>	50% of Parliament	20% of House of Representatives
<i>Formula</i>	True Proportion	3-Seat Cap

Objective/ Rationale

Multi-Partism

Party Loyalty

Social Justice

Party
Accountability

Legislative Body

Only in House of
Representatives

Not in Senate and
Local Legislative
Councils

Types of Representatives

<i>Features</i>	<i>District Representatives</i>	<i>Party-List Representatives</i>
<i>Candidate</i>	Natural Person	Party or Organization
<i>Personalities</i>	Directly, Personalities	Indirectly, Personalities
<i>Portion of House</i>	80%	20%
<i>Formula</i>	Plurality	Proportional Representation
<i>Nominee Qualifications</i>	Natural-Born; 25 yo; Literate; 1 year residency; Registered in District	Same; except 25-30 if youth; registered anywhere

Number of Party-List Seats

- 20% of House of Representatives
- All seats are “reserved” and must be filled up
- Formula: # of DRs/ 0.8 x 0.2
- So in 2016:

$235 / 0.8 \times 0.2 = 58.75$ (**58 or 59 seats**)

Qualified Participants

National Parties/ Organizations	<ul style="list-style-type: none">• need not be sectoral• geographical presence/ track record
Regional Parties/ Organizations	<ul style="list-style-type: none">• need not be sectoral• geographical presence/ track record
Sectoral Parties/ Organizations	<ul style="list-style-type: none">• principal advocacy• no need to show track record• represents 12 marginalized sectors• list of 12 not exclusive
Political Parties	<ul style="list-style-type: none">• Register under system• Not field district representatives• If field district representatives, through sectoral wing

Registration Requirements

CBL

Platform

Officers

Members

Track Record,
if required

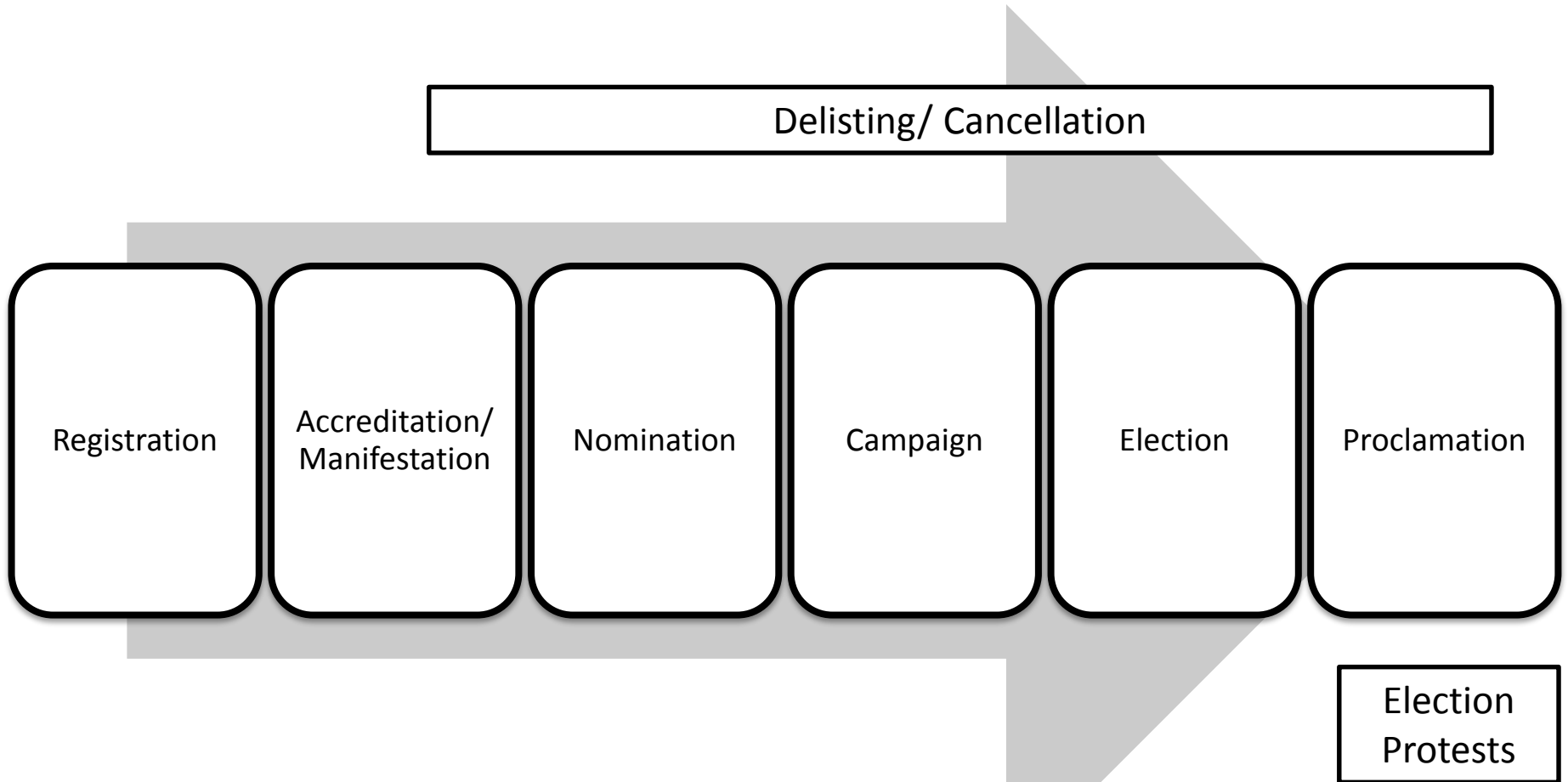
Nominees

1. Membership: Belong to accredited party or organization *and*
 - a) Must belong to the sector (organic) or
 - b) Must have track record of sectoral advocacy (synthetic)
2. Nominees must consent in writing
3. Possess qualifications under the Constitution
4. Qualifications/ fitness determined by Party (internal matter unless nominee disqualified)
5. Submit List of 5 Nominees

Nominees

6. Continuing requirement from appointment and during entire tenure (qualifications, party membership)
7. Nominated only in 1 Party
8. Not losing candidate in 2013 elections (any position)
9. List in order of priority cannot be altered except when nominee:
 - a) Dies
 - b) Withdraws (party cannot unilaterally withdraw)
 - c) Incapacitated, then substituted by next in list

Procedure



Delisting/ Cancellation

1. Failed to participate in 2 preceding party-list elections
2. Failed to get 2% of votes under party-list in 2 preceding elections
3. Violation of laws/rules relating to election when violation is imputable to the party itself and not confined to an individual member (e.g. failure to submit list of nominees)
4. Made untruthful statements
5. Failed to Exist for 1 year
6. All nominees are disqualified

Note: Improper nomination (not ground)

Disqualified Parties

Religious Sect

Advocates
Violence

Adjunct of,
Funded by
Government

Foreign or
Foreign-
Assisted Party

Statutory Thresholds

2% of 2nd
votes per seat

Maximum
3 seats
(only 1 party)

Procedure in Seat Allocation

1. Rank parties according to plurality
2. Determine 1st Party (most number of votes)
3. Calculate percentage per Party: # of votes of Party/ total # of 2nd votes
4. Parties that obtain at least 2% gets 1 guaranteed seat (*1st round*)
5. No rounding-off
6. For additional seats (*2nd round*), # of votes of that party/ # of votes of first party x number of seats of 1st party
7. Only 1st Party gets 3 seats

Results of the 2013 Party-List Elections

PARTY-LIST GROUP	GRAND TOTAL 28-May 1:52 AM	PERCENTAGE (%) OF VOTES GARNERED	Guaranteed Seat	Additional Seat (2nd round)	Total Seats
BUHAY	1,265,992	4.74	1	2	3
A TEACHER	1,040,898	3.90	1	1	2
BAYAN MUNA	952,767	3.57	1	1	2
I-CARE	933,831	3.49	1	1	2
AKBAYAN	827,405	3.10	1	1	2
ABONO	767,645	2.87	1	1	2
AKB	763,103	2.86	1	1	2
OFW FAMILY	750,753	2.81	1	1	2
GABRIELA	713,492	2.67	1	1	2
COOP-NATCCO	641,355	2.40	1	1	2
AGAP	592,069	2.22	1	1	2
CIBAC	583,768	2.18	1	1	2
MAGDALO	565,883	2.12	1	1	2
AN WARAY	540,906	2.02	1	1	2
ABAMIN	465,989	1.74	1	1	1

ACT TEACHERS	453,491	1.70		1	1
BUTIL	438,601	1.64		1	1
AMIN	376,932	1.41		1	1
ACT-CIS	376,175	1.41		1	1
KALINGA	371,610	1.39		1	1
LPGMA	370,360	1.39		1	1
TUCP	368,883	1.38		1	1
YACAP	366,340	1.37		1	1
AGRI	365,516	1.37		1	1
ANGKLA	360,138	1.35		1	1
ABS	358,693	1.34		1	1
DIWA	341,443	1.28		1	1
KABATAAN	340,573	1.27		1	1
ANAK PAWIS	321,110	1.20		1	1
ALAY BUHAY	316,947	1.19		1	1
AAMBIS-OWA	311,725	1.17		1	1
I-SAGIP	287,060	1.07		1	1
AVE	270,159	1.01		1	1
ATING KOOP	267,452	1.00		1	1
I-BAP	245,237	0.92		1	1
ABAKADA	243,994	0.91		1	1
AMA	243,551	0.91		1	1
ANG NARS	242,835	0.91	WWW.ALBERTO CAGRA.COM	1	1

Notes on 2013 Elections

1. 1st Party, even if it did not get 6%, was given 3 seats
2. Only Parties which obtained at least 2% during the 1st round got 1 seat in 1st round and an additional seat in 2nd round
3. Even Parties which did not obtain 4% got 2 seats (1st seat in 1st round and 2nd seat in 2nd round)
4. The Party that got 1,040,898 votes got the same number of seats as that Party that obtained 540,906 votes despite 499,992 vote difference
5. Party which got 242,835, even if it did not 2% of 2nd votes (less than 1%), was given 1 seat

Dispute Resolution

COMELEC	HRET
<ol style="list-style-type: none">1. Registration2. Accreditation3. Delisting/ Cancellation	<ol style="list-style-type: none">1. Election Protest2. Quo Warranto

THANK YOU.