

REPUBLIC OF THE PHILIPPINES
House of Representatives

Thirteenth Congress
First Regular Session

House Bill No. 4882



Introduced by Hon. Robert "Dodot" B. Jaworski, Jr.

EXPLANATORY NOTE

This bill seeks to amend Section 45 of Republic Act No. 7279 otherwise known as the "Urban Development and Housing Act of 1992".

Article II, Section 11 of the 1987 Constitution states that "The State values the dignity of every human person and guarantees full respect for human rights."

Article XIII, Section 10 of the 1987 Constitution provides that: "Urban or rural poor dwellers shall not be evicted nor their dwellings demolished, except in accordance with law and in a just and humane manner. No resettlement of urban and rural dwellers shall be undertaken without adequate consultation with them and the communities where they are to be relocated."

The intention of this bill is to strengthen the existing law on demolitions. It has been experienced, that despite the passage of R.A. 7279, illegal demolitions remain unabated. Illegal demolitions destroy lives of families, which unfortunately are most of the time underprivileged. It is hoped therefore that increasing the penalty for illegal demolitions would encourage compliance with Section 28 of R.A. 7279 and would discourage the conduct of such reprehensible practices.

In view of the foregoing and with our commitment to the welfare of the Filipino, specifically the underprivileged sector of our society, passage of this bill is earnestly sought.


ROBERT B. JAWORSKI, JR.
Representative
Lone District, Pasig City

REPUBLIC OF THE PHILIPPINES
House of Representatives

Thirteenth Congress
First Regular Session

House Bill No. 4882

Introduced by Hon. Robert “Dodot” B. Jaworski, Jr.

AN ACT
AMENDING SECTION 45 OF REPUBLIC ACT NO. 7279 OTHERWISE
KNOWN AS THE “URBAN DEVELOPMENT AND HOUSING ACT OF 1992”
AND FOR OTHER PURPOSES.

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

SECTION 1. Section 45, Article XIII of Republic Act No. 7279, otherwise known as the “Urban Development and Housing Act of 1992” is hereby amended to read as follows:

SEC. 45. Penalty Clause. – Any person who violates any provisions of this Act shall be imposed the penalty of not more than six (6) years of imprisonment or a fine of not less than Five thousand pesos (P 5,000) but not more than One Hundred Thousand Pesos (P100,000.00), or both, at the discretion of the court: *Provided*, That, if the offender is a corporation, partnership, association or other juridical entity, the penalty shall be imposed on the officer or officers of said corporation, partnership, association or juridical entity who caused the violation; PROVIDED FURTHER, THAT, ANY PERSON WHO SHALL VIOLATE SECTION 28 HEREOF SHALL SUFFER THE PENALTY OF NOT LESS THAN SIX (6) YEARS NOR MORE THAN TWELVE (12) YEARS AND A FINE OF NOT LESS THAN TEN THOUSAND PESOS BUT NOT MORE THAN TWO HUNDRED THOUSAND PESOS, OR BOTH, AT THE DISCRETION OF THE COURT; PROVIDED FINALLY, THAT, IF THE OFFENDER IS A

PUBLIC OFFICER THE PENALTY OF IMPRISONMENT SHALL NOT BE LESS THAN TWELVE (12) YEARS BUT NOT MORE THAN TWENTY (20) YEARS PLUS THE ACCESSORY PENALTIES ABOVE-STATED.

SECTION. 2. *Repealing Clause.* - Any law, decree, executive order, administrative order, rules and regulations contrary to or inconsistent with the provisions of this Act are hereby repealed, modified and amended accordingly.

SECTION. 3. *Effectivity Clause.* – This Act shall take effect immediately upon This Act will be effective immediately after publication in two (2) newspapers general circulation.

Approved.