



Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

NINETEENTH (19th) CONGRESS
First Regular Session

HOUSE BILL NO. 2343



Introduced by REP. JOSEPH STEPHEN S. PADUANO

EXPLANATORY NOTE

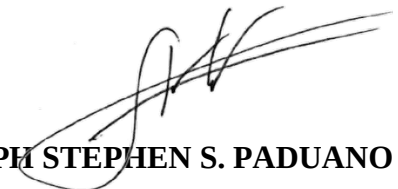
The Urban Development Housing Act (UDHA) or Republic Act No. 7279 was implemented more than 20 years ago to improve the conditions of housing and shelter, specifically for the informal settlers, the marginalized and indigent sector in the urban areas. However, it was continuously confronted with challenges since its enactment, with regards to land acquisition, peoples' participation, and its overall strategy in achieving its purpose mentioned above.

For this proposed measure, one of the challenges that faces UDHA is on relocation sites which is one of the main components in the process of resettlement of informal settler families. Relocation sites are often source of tension for the informal settler and other beneficiaries of government housing programs as it is usually situated far from the cities of origin of relocatees, and often lack of or inaccessible basic facilities such as electricity and water utilities, schools for their children, social services, and most important of all, sources of livelihood or employment. Hence this proposed legislation that seeks to institutionalize on-site, in-city or near-city resettlement that will address the described predicament with regard to relocation sites, and overall improvement of conditions for informal settlers.

The bill entitled "*An Act Establishing an On-Site, In-City, Near-City, or Off-City Local Government Resettlement Program for Informal Settler Families in Accordance with a People's Plan and Mandating the Implementing Local Government Unit, Jointly with the Department of Human Settlements and Urban Development, in cases of Near-City or Off-City resettlement, to Provide other Basic Services and Livelihood Components in Favor of the Recipient Local Government Unit, Amending for the Purpose Republic Act No. 7279, as*

Amended, Otherwise Known as the 'Urban Development and Housing Act of 1992' or House Bill No. 8248, is a product of similar bills that were deliberated, consolidated, approved on the 3rd Reading in the 18th Congress, and transmitted to the Senate, with this Representation as one of the authors, along with the main proponents of this measure. Similar bills, HB No. 5144 and HB No. 5347, were also approved on the 3rd Reading in the 16th and 17th Congress respectively. However, these bills were likewise unable to be enacted into law.

Hence, the immediate passage of this bill is earnestly sought.



JOSEPH STEPHEN S. PADUANO



Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

NINETEENTH (19th) CONGRESS
First Regular Session

HOUSE BILL NO. 2343

Introduced by REP. JOSEPH STEPHEN S. PADUANO

AN ACT

ESTABLISHING AN ON-SITE, IN-CITY, NEAR-CITY, OR OFF-CITY LOCAL GOVERNMENT RESETTLEMENT PROGRAM FOR INFORMAL SETTLER FAMILIES IN ACCORDANCE WITH A PEOPLE’S PLAN AND MANDATING THE IMPLEMENTING LOCAL GOVERNMENT UNIT, JOINTLY WITH THE DEPARTMENT OF HUMAN SETTLEMENTS AND URBAN DEVELOPMENT, IN CASES OF NEAR-CITY OR OFF-CITY RESETTLEMENT, TO PROVIDE OTHER BASIC SERVICES AND LIVELIHOOD COMPONENTS IN FAVOR OF THE RECIPIENT LOCAL GOVERNMENT UNIT, AMENDING FOR THE PURPOSE REPUBLIC ACT NO. 7279, AS AMENDED, OTHERWISE KNOWN AS THE “URBAN DEVELOPMENT AND HOUSING ACT OF 1992”

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

1 **SECTION 1. *Amendatory Provisions.*** – For the purposes of this Act, the following
2 provisions of Republic Act No. 7279, otherwise known as the “Urban Development and
3 Housing Act of 1992”, are hereby amended as follows:

4
5 Section 3 is hereby amended to read as follows:

6
7 “SEC. 3 Definition of Terms. – For purposes of this Act:

8
9 “x x x ”

10 (w) x x x; [and]

1 “(x) ‘Zonal Improvement Program or ZIP’ refers to the program of the National
2 Housing Authority of upgrading and improving blighted squatter areas within the cities
3 and municipalities of Metro manila pursuant to existing statutes and pertinent executive
4 issuances[.];

5
6 “(Y) ‘ADEQUATE AND RESPONSIVE CONSULTATION’ REFERS TO
7 THE STANDARD OF DIALOGUE TO BE CONDUCTED BY THE
8 IMPLEMENTING LOCAL GOVERNMENT UNIT OR THE PROJECT
9 PROPONENT AGENCY WITH THE AFFECTED INFORMAL SETTLER
10 FAMILIES WHICH SHALL REQUIRE THE FOLLOWING:

11
12 EFFECTIVE DISSEMINATION OF RELEVANT INFORMATION AND DOCUMENTS
13 INCLUDING LAND RECORDS, THE PROPOSED PLAN OR PROJECT, ALTERNATIVE
14 HOUSING OPTIONS, AND COMPREHENSIVE RESETTLEMENT PLANS;

15
16 (2) PROVISION BY THE GOVERNMENT OR NON-
17 GOVERNMENT ORGANIZATIONS OF LEGAL, TECHNICAL, AND
18 OTHER ADVICE TO AFFECTED INFORMAL SETTLER FAMILIES ON
19 THEIR RIGHTS AND OPTIONS;

20
21 (3) THE CONDUCT OF PUBLIC HEARINGS THAT SHALL
22 PROVIDE AFFECTED INFORMAL SETTLER FAMILIES ADVOCATES,
23 AND THE PUBLIC, WITH OPPORTUNITIES TO COMMENT ON THE
24 PROPOSED RESETTLEMENT ACTION PLAN, OR PRESENT
25 ALTERNATIVE PROPOSALS AND ARTICULATE THEIR DEMANDS
26 AND RESESTTLEMENT PRIORITIES; AND

27
28 (4) MEDIATION, ARBITRATION, OR ADJUDICATION BY AN
29 INDEPENDENT BODY VESTED WITH CONSTITUTIONAL AUTHORITY
30 SUCH AS A COURT OF LAW, AS MAY BE APPROPRIATE, IN CASE NO
31 AGREEMENT IS REACHED ON THE PROPOSALS OF THE CONCERNED
32 PARTIES, EXCEPT WHEN THE RESETTLEMENT IS DUE TO EVICTION
33 OR DEMOLITION IN AREAS COVERED UNDER SECTION 28 (A) AND
34 (B)”;

1 “(Z) ‘CIVIL SOCIETY ORGANIZATION OR CSO’ REFERS TO A NON-
2 GOVERNMENT ORGANIZATION, PEOPLE’S ORGANIZATION,
3 COOPERATIVE, TRADE UNION, PROFESSIONAL ASSOCIATION, FAITH-
4 BASED ORGANIZATION, MEDIA GROUP, INDIGENOUS PEOPLES
5 MOVEMENT, FOUNDATION AND ANY OTHER CITIZEN’S GROUP FORMED
6 PRIMARILY FOR SOCIAL AND ECONOMIC DEVELOPMENT CONCERNS TO
7 PLAN PROGRAMS AND PROJECTS AND MONITOR THEIR
8 IMPLEMENTATION, ENGAGE IN POLICY DISCUSSIONS, AND ACTIVELY
9 PARTICIPATE IN COLLABORATIVE ACTIVITIES WITH THE GOVERNMENT”;

10
11 “(AA) ‘COMPREHENSIVE LAND USE PLAN OR CLUP’ REFERS TO THE
12 DOCUMENT, FORMULATED BY THE LOCAL GOVERNMENT UNIT IN
13 CONSULTATION WITH ITS STAKEHOLDERS, THAT DEFINES OR PROVIDES
14 GUIDELINES ON THE ALLOCATION, UTILIZATION, DEVELOPMENT AND
15 MANAGEMENT OF ALL LANDS WITHIN A GIVEN TERRITORY OR
16 JURISDICTION ACCORDING TO THE INHERENT QUALITIES OF THE LAND
17 ITSELF AND SUPPORTIVE ECONOMIC, DEMOGRAPHIC, SOCIO-CULTURAL,
18 AND ENVIRONMENTAL OBJECTIVES AS DEFINED IN SECTION 3(B) OF
19 REPUBLIC ACT NO. 11201, OTHERWISE KNOWN AS THE “DEPARTMENT OF
20 HUMAN SETTLEMENTS AND URBAN DEVELOPMENT ACT”;

21
22 “(BB) ‘IMPLEMENTING LOCAL GOVERNMENT UNIT’ REFERS TO THE
23 CITY OR MUNICIPALITY THAT CARRIES OUT THE RESETTLEMENT
24 PROGRAM AND HAS JURISDICTION OVER THE AREA WHERE THE
25 INFORMAL SETTLER FAMILIES ARE SITUATED”;

26
27 “(CC) ‘IN-CITY RESETTLEMENT’ REFERS TO A RELOCATION SITE
28 WITHIN THE JURISDICTION OF A LOCAL GOVERNMENT UNIT WHERE THE
29 AFFECTED INFORMAL SETTLER FAMILIES ARE LIVING”;

30
31
32
33 “(DD) ‘INFORMAL SETTLEMENT’ REFERS TO:
34

1 (1) AN AREA WHERE HOUSING UNITS HAVE BEEN
2 CONSTRUCTED BY SETTLERS ON THE LAND WHICH THEY OCCUPY
3 WITHOUT THE CONSENT OF THE OWNER; OR
4

5 (2) AN UNPLANNED SETTLEMENT AND AREA WHERE
6 HOUSING IS NOT IN COMPLIANCE WITH EXISTING PLANNING AND
7 BUILDING REGULATIONS”;
8

9 “(EE) ‘INFORMAL SETTLER FAMILIES OR ISFs’ REFERS TO
10 HOUSEHOLDS LIVING IN A LOT, WHETHER PRIVATE OR PUBLIC, WITHOUT
11 THE CONSENT OF THE PROPERTY OWNER; OR THOSE WITHOUT LEGAL
12 CLAIM OVER THE PROPERTY THEY ARE OCCUPYING; OR THOSE LIVING
13 IN DANGER AREAS SUCH AS ESTEROS, RAILROAD TRACKS, GARBAGE
14 DUMPS, RIVERBANKS, SHORELINES, AND WATERWAYS, AS DEFINED IN
15 SECTION 3(E) OF REPUBLIC ACT NO. 11201”;
16

17 “(FF) ‘KEY SHELTER AGENCIES’ REFERS TO THE CORPORATIONS
18 ATTACHED TO THE DEPARTMENT OF HUMAN SETTLEMENTS AND URBAN
19 DEVELOPMENT, NAMELY: NATIONAL HOUSING AUTHORITY, NATIONAL
20 HOME MORTGAGE FINANCE CORPORATION, HOME DEVELOPMENT
21 MUTUAL FUND, AND SOCIAL HOUSING FINANCE CORPORATION AND
22 OVER WHICH IT EXERCISES ADMINISTRATIVE SUPERVISION IN
23 ACCORDANCE WITH SECTION 22 OF REPUBLIC ACT NO. 11201”;
24

25 “(GG) ‘NEAR-CITY RESETTLEMENT’ REFERS TO A RELOCATION
26 SITE CLOSE TO THE ORIGINAL SETTLEMENT OF THE AFFECTED ISFs, BUT
27 WITHIN THE JURISDICTION OF ANOTHER LOCAL GOVERNMENT UNIT
28 THAT IS ADJACENT TO THE IMPLEMENTING LOCAL GOVERNMENT UNIT”;
29

30 “(HH) ‘NON-GOVERNMENT ORGANIZATION OR NGO’ REFERS TO A
31 DULY REGISTERED NON-STOCK, NON-PROFIT ORGANIZATION FOCUSING
32 ON THE UPLIFTMENT OF THE BASIC OR DISADVANTAGED SECTORS OF
33 SOCIETY BY PROVIDING ADVOCACY, TRAINING, COMMUNITY
34 ORGANIZING, RESEARCH, ACCESS TO RESOURCES, AND OTHER SIMILAR

1 ACTIVITIES, AS DEFINED UNDER REPUBLIC ACT NO. 8425, OTHERWISE
2 KNOWN AS THE ‘SOCIAL REFORM AND POVERTY ALLEVIATION ACT’,
3 AND ORGANIZED AND OPERATED EXECLUSIVELY FOR SCIENTIFIC,
4 RESEARCH, EDUCATIONAL, CHARACTER-BUILDING AND YOUTH AND
5 SPORTS DEVELOPMENT, HEALTH, SOCIAL WELFARE, CULTURAL OR
6 CHARITABLE PURPOSES, OR A COMBINATION THEREOF, AND NO PART OF
7 THE NET INCOME OF WHICH INURES TO THE BENEFIT OF ANY PRIVATE
8 INDIVIDUAL PURSUANT TO SECTION 34 (H)(2)(c)(1) OF REPUBLIC ACT NO.
9 8424, AS AMENDED, OTHERWISE KNOWN AS THE ‘TAX REFORM ACT OF
10 1992’”;

11
12 “(JJ) ‘PEOPLE’S PLAN’ REFERS TO THE PLAN FORMULATED BY THE
13 BENEFICIARY-ASSOCIATION IN COORDINATION WITH THE
14 IMPLEMENTING LOCAL GOVERNMENT UNIT WHICH SHALL CONTAIN A
15 SITE DEVELOPMENT PLAN THAT CONFORMS TO THE CLUP OF THE LOCAL
16 GOVERNMENT UNIT UNDER WHOSE JURISDICTION THE PROJECT SITE IS
17 PROPOSED TO BE LOCATED, INCLUDING: COMMUNITY HEALTH,
18 SANITATION, AND SECURITY PLANS; NON-PHYSICAL DEVELOPMENT
19 COMPONENTS SUCH AS SELF-HELP HOUSING COOPERATIVE,
20 LIVELIHOOD, SELF-HELP DEVELOPMENT, CAPABILITY BUILDING; AND A
21 SYSTEM OF ALLOCATION OF SOCIALIZED HOUSING UNITS THAT SHALL
22 PROMOTE AND PROTECT THE WELFARE OF THE ELDERLY, PERSONS WITH
23 DISABILITY, AND CHILDREN AS DEFINED IN SECTION 3(F) OF REPUBLIC
24 ACT NO. 11201”;

25
26 “(KK) ‘RECEIVING LOCAL GOVERNMENT UNIT’ REFERS TO THE CITY
27 OR MUNICIPALITY, OTHER THAN THE IMPLEMENTING LOCAL
28 GOVERNMENT UNIT, THAT HAS JURISDICTION OVER THE ARE WHERE
29 THE QUALIFIED ISFs ARE RELOCATING OR RESETTLING”;

30 “(LL) ‘RESETTLEMENT ACTION PLAN OR RAP’ REFERS TO THE PLAN
31 PREPARED BY THE IMPLEMENTING LOCAL GOVERNMENT UNIT OR THE
32 PROJECT PROPONENT AGENCY, IN CONSULTATION WITH THE AFFECTED
33 ISFs WHICH SHALL, IN THE CASE OF NEAR-CITY OR OFF-CITY
34 RELOCATION, BE CONCURRED WITH BY THE RECEIVING LOCAL

1 GOVERNMENT UNIT, AND IN ALL CASES SHALL:

2
3 (1) SPECIFY DETAILS ON THE IMPLEMENTATION OF RELOCATION;

4
5 (2) INCLUDE OR PRIORITIZE, TO THE EXTENT FEASIBLE, AND IN
6 DESCENDING ORDER, ON-SITE, IN-CITY, NEAR-CITY, AND OFF-CITY
7 OPTIONS; AND

8
9 (3) INCLUDE THE BASIC SERVICES AND FACILITIES RELATIVE TO
10 THE HEALTH, EDUCATION, COMMUNICATION, SECURITY, RECREATION,
11 RELIEF AND WELFARE, LIVELIHOOD, AND TRANSPORTATION NEEDS OF
12 THE RELOCATEES”, AND’

13
14 “(MM) ‘SOCIAL PREPARATION’ REFERS TO THE PROCESS OF
15 ESTABLISHING SOCIAL, ORGANIZATIONAL, AND INSTITUTIONAL NORMS
16 AND MECHANISMS THAT SHALL:

17
18 (1) ENABLE THE BENEFICIARIES TO COPE WITH CHANGES;
19 AND

20
21 (2) IN PARTNERSHIP WITH CONCERNED INSTITUTIONS AND
22 STAKEHOLDERS, ENCOURAGE THEM NOT ONLY TO WORK AMONG
23 THEMSELVES FOR THE PURPOSE OF DRAWING UP AND
24 UNDERTAKING THEIR HOUSING PROJECT PROPOSALS, BUT ALSO
25 TO ACTIVELY AND MEANINGFULLY PARTICIPATE IN HOUSING
26 PROJECTS UNDERTAKEN IN THEIR BEHALF, RESOLVING PROBLEMS
27 AMONG COMMUNITY MEMBERS AND COORDINATION ISSUES
28 WITH GOVERNMENT AND OTHER ENTITIES.”

29
30 (b) Section 22 is hereby amended to read as follows:

31
32 “SEC 22. Livelihood Component. – To the extent feasible, socialized housing
33 and resettlement projects shall be located near areas where employment opportunities
34 are accessible. The government agencies dealing with the PROVISION OF SKILLS

1 AND LIVELIHOOD TRAINING, development of livelihood programs, and grant of
2 livelihood loans, NAMELY: THE DEPARTMENT OF LABOR AND
3 EMPLOYMENT, THE DEPARTMENT OF SOCIAL WELFARE AND
4 DEVELOPMENT, THE DEPARTMENT OF SCIENCE AND TECHNOLOGY, THE
5 TECHNICAL EDUCATION AND SKILLS DEVELOPMENT AUTHORITY, AND
6 THE PHILIPPINE TRADE AND TRAINING CENTER shall give priority to the
7 beneficiaries of the Program.

8
9 (c) Section 23 is hereby amended to read as follows:

10
11 “SEC. 23. Participation of PROGRAM Beneficiaries OR AFFECTED ISFs,
12 FORMATION OF BENEFICIARY-ASSOCIATION, MAINSTREAMING SOCIAL
13 PREPARATION, AND FORMULATION AND IMPLEMENTATION OF A
14 PEOPLE’S PLAN. – The local government units, in coordination with the Presidential
15 Commission for the Urban Poor and concerned government agencies, shall afford
16 Program beneficiaries OR AFFECTED ISFs or their duly designated representatives an
17 opportunity to be heard and to participate in the decision-making process over matters
18 involving the protection and promotion of their legitimate collective interests which
19 shall include appropriate documentation and feedback mechanisms. They shall also be
20 encouraged to organize themselves [and undertake self-help cooperative housing and
21 other livelihood activities] INTO AN ASSOCIATION FOR ACCREDITATION AS
22 BENEFICIARIES OR AWARDEES OF OWNERSHIP RIGHTS UNDER THE
23 RESETTLEMENT PROGRAM COMMUNITY MORTGAGE PROGRAM, LAND
24 TENURE ASSISTANCE PROGRAM, AND OTHER SIMLAR PROGRAMS IN
25 RELATION TO A SOCIALIZED HOUSING PROJECT ACTUALLY BEING
26 IMPLEMENTED BY THE NATIONAL GOVERNMENT OR BY THE LOCAL
27 GOVERNMENT UNITS. They shall assist the government in preventing the incursions
28 of professional squatters and members of squatting syndicates into their communities.

29 “In instances when the affected beneficiaries OR ISFs have failed to organize
30 themselves or form an [alliance] ASSOCIATION within a reasonable period prior to
31 the implementation of the program or projects affecting them, consultation between the
32 implementing LOCAL GOVERNMENT UNIT OR agency and the affected
33 [beneficiaries] ISFs shall be conducted with the assistance of the Presidential
34 Commission for the Urban Poor and the Concerned [nongovernment organization]

1 CSOs UNTIL AN ASSOCIATION IS FORMED.

2
3 “THE ASSOCIATION, IN CONSULTATION WITH THE PRESIDENTIAL
4 COMMISSION FOR THE URBAN POOR AND IN COORDINATION WITH THE
5 IMPLEMENTING LOCAL GOVERNMENT UNIT SHALL, WITH OR WITHOUT
6 THE SUPPORT OF CSOs, FORMULATE A ‘PEOPLE’S PLAN’.

7
8 “THE ASSOCIATION, WITH THE ASSISTANCE OF CSOs AND
9 CONCERNED GOVERNMENT AGENCIES, INCLUDING THE NATIONAL ANTI-
10 POVERTY COMMISSION, PRESIDENTIAL COMMISSION FOR THE URBAN
11 POOR, NATIONAL HOUSING AUTHORITY, CITY OR MUNICIPAL SOCIAL
12 WELFARE AND DEVELOPMENT OFFICE, SOCIAL HOUSING FINANCE
13 CORPORATION, AND LOCAL GOVERNMENT UNITS SHALL AGREE ON,
14 DEVELOP, AND IMPLEMENT THE PEOPLE’S PLAN.

15
16 “IN ACCORDANCE WITH THE PROTECTION GUIDELINES PROVIDED
17 UNDER SECTION 28 OF THIS ACT, A RAP SHALL BE AN INDISPENSABLE
18 COMPONENT OF THE PEOPLE’S PLAN. THE RAP SHALL ENUNCIATE THE
19 FOLLOWING:

20
21 “(A) A SAFE, AFFORDABLE, DECENT, AND HUMANE CONDITION OF
22 RELOCATION, INCORPORATING THEREIN APPROPRIATE DISASTER RISK
23 REDUCTION MANAGEMENT AND CLIMATE CHANGE ADAPTATION
24 STANDARDS;

25
26 “(B) PROVISION OF ADEQUATE SOCIAL PREPARATION; AND

27
28 “(C) PREVENTION OF FORCED EVICTION: *PROVIDED*, THAT
29 PRIMARY CONSIDERATION SHALL BE GIVEN TO THE HOUSING
30 FINANCIAL SCHEME SUGGESTED IN THE PEOPLE’S PLAN”.

31
32 (d) Section 26 is hereby amended to read as follows:

33
34 Section 26. Urban Renewal and Settlement. – [This] URBAN RENEWAL AND

1 RESETTLEMENT shall include rehabilitation and development of blighted and slum
2 areas and the resettlement of Program beneficiaries OR AFFECTED ISFs in accordance
3 with the provisions of this Act. On-site development shall be implemented [whenever
4 possible] AFTER THE CONDUCT OF ADEQUATE AND GENUINE
5 CONSULTATION WITH THE AFFECTED ISFs, AND IN ACCORDANCE WITH
6 THE PEOPLE’S PLAN FORMULATED PURSUANT TO SECTION 23 OF THIS
7 ACT, in order to ensure minimum movement of occupants of blighted lands and slum
8 areas.

9
10 “[The] WHERE DEMOLITION OR EVICTION IS ALLOWED IN THE
11 AREA OCCUPIED BY THE PROGRAM BENEFICIARIES OR AFFECTED ISFs
12 AND ON-SITE RESETTLEMENT CANNOT BE UNDERTAKEN BY REASON
13 THEREOF, THE IN-CITY resettlement of the beneficiaries of the Program OR OF
14 AFFECTED ISFs from their existing places of occupancy shall be undertaken only
15 [when on-site development is not feasible and] after compliance with the procedures
16 [laid down in] PURSUANT TO Section 28 of this Act AND IN ACCORDANCE WITH
17 THE PREFERENCE OF THE AFFECTED ISFs AS CONTAINED IN THE
18 PEOPLE’S PLAN.

19
20 “SHOULD IN-CITY RESETTLEMENT NOT BE FEASIBLE, NEAR-CITY
21 RESETTLEMENT SHALL BE CONSIDERED. OFF-CITY RESETTLEMENT
22 SHALL ONLY BE RESORTED TO WHEN NEAR-CITY RESETTLEMENT IS NOT
23 FEASIBLE AND MUST SATISFY THE REQUIREMENTS OF ADEQUATE AND
24 RESPONSIVE CONSULTATION PRIOR TO RELOCATION.”; and

25
26 (e) Section 29 is hereby amended to read as follows:
27
28

29 “SEC. 29. Resettlement. – THE IMPLEMENTING LOCAL GOVERNMENT
30 UNITS, JOINTLY WITH THE DEPARTMENT OF HUMAN SETTLEMENTS AND
31 URBAN DEVELOPMENT AND THE APPROPRIATE KEY SHELTER AGENCIES,
32 SHALL BE CHARGED WITH THE PRIMARY RESPONSIBILITY OF:
33

34 IMPLEMENTING THE RESETTLEMENT OF AFFECTED ISFs IN THEIR RESPECTIVE

1 LOCALITIES [Within two (2) years from the effectivity of this Act, the local government units
2 (LGUs), in coordination with the National Housing Authority shall implement] AND the
3 relocation and resettlement of [persons] ISFs living in danger areas such as esteros, railroad
4 tracks, garbage dumps, riverbanks, shorelines, waterways, and in other public places such as
5 sidewalks, roads, parks, and playground. [The local government unit, in coordination with the
6 National Housing Authority, shall provide]; AND

7
8 PROVIDING relocation or resettlement sites with basic services and facilities and access to
9 employment and livelihood opportunities sufficient to meet the basic needs of the affected
10 [families] ISFs. FOR THIS PURPOSE, THE LOCAL GOVERNMENT UNIT MAY
11 PURCHASE LANDS OUTSIDE ITS JURISDICTION TAKING INTO CONSIDERATION
12 ITS FEASIBILITY, VIABILITY, BUDGETARY CONCERNS, ZONING ORDINANCES,
13 AND OTHER RELEVANT LAWS.”

14
15 “WHERE THE LAND OCCUPIED BY THE ISFs IS PRIVATELY-OWNED,
16 THE LOCAL GOVERNMENT UNIT SHALL, IN COORDINATION WITH THE
17 APPROPRIATE KEY SHELTER AGENCIES, NEGOTIATE WITH THE OWNER
18 FOR THE PURCHASE OF THE OCCUPIED PROPERTY. SHOULD THE
19 NEGOTIATION FAIL, THE LOCAL GOVERNMENT UNIT MAY RESORT TO
20 EXPROPRIATION: *PROVIDED*, THAT ITS EXERCISE SHOULD BE IN
21 ACCORDANCE WITH EXPROPRIATION LAWS, RULES, REGULATIONS, AND
22 PROCEDURES OF THE NATIONAL GOVERNMENT AND LOCAL
23 GOVERNMENT UNITS TAKING INTO CONSIDERATION ITS FEASIBILITY,
24 VIABILITY, BUDGETARY CONCERNS, ZONING ORDINANCES, AND OTHER
25 RELEVANT LAWS.”

26
27
28 “IN INSTANCES WHEN THE RELOCATION OR RESETTLEMENT SITE
29 IS LOCATED IN ANOTHER LOCAL GOVERNMENT UNIT, THE
30 IMPLEMENTING LOCAL GOVERNMENT UNIT AND THE CONCERNED
31 NATIONAL GOVERNMENT AGENCIES SHALL, THROUGH A
32 MEMORANDUM OF AGREEMENT, PROVIDE THE RECEIVING LOCAL
33 GOVERNMENT UNIT WHERE THE RELOCATION OR RESETTLEMENT SITE
34 IS LOCATED THE OTHER BASIC SERVICES AND FACILITIES ENUMERATED

1 UNDER SECTION 21 OF THIS ACT, INCLUDING A LIVELIHOOD COMPONENT
2 FOR THE BENEFICIARIES BEING RELOCATED.

3
4 “THE DEPARTMENT OF HUMAN SETTLEMENTS AND URBAN
5 DEVELOPMENT AND THE DEPARTMENT OF FINANCE – BUREAU OF LOCAL
6 GOVERNMENT FINANCE SHALL FORMULATE THE IMPLEMENTING RULES
7 AND REGULATIONS ON THE COST-SHARING MECHANISM NECESSARY TO
8 FULLY IMPLEMENT THE PROVISION OF SUCH OTHER BASIC SERVICES
9 AND FACILITIES.

10
11 “IN ADDITION TO THE FUNDING SOURCES PROVIDED UNDER
12 SECTION 42 OF THIS ACT, THE ALLOCATION FOR THE BASIC SERVICES
13 AND FACILITIES MAY BE SOURCED BY THE LOCAL GOVERNMENT UNIT
14 IMPLEMENTING THE RELOCATION OR RESETTLEMENT FROM THE
15 TWENTY PERCENT (20%) OF THE INTERNAL REVENUE ALLOTMENT
16 APPROPRIATED FOR DEVELOPMENT PROJECTS AS MANDATED UNDER
17 SECTION 287 OF REPUBLIC ACT NO. 7160, OTHERWISE KNOWN AS THE
18 ‘LOCAL GOVERNMENT CODE OF 1991.’

19
20 **SEC. 2. *Implementing Rules and Regulations.*** – The Department of Human
21 Settlements and Urban Development and the Department of the Interior and Local Government,
22 in consultation with appropriate government agencies, CSOs, NGOs, representatives from the
23 private sector, and ISFs, shall promulgate a new set of implementing rules and regulations (IRR)
24 within sixty (60) days from the effectivity of this Act. The IRR shall include the following:

25
26 (a) A template of a People’s Plan that shall set the minimum standards and guide ISFs
27 in the preparation of their own People’s Plan; and

28
29 (b) A guide to the effective implementation of the People’s Plan, including details on
30 the necessity of the issuance of internal memoranda by concerned agencies.

31
32 **SEC. 3. *Separability Clause.*** – If, for any reason, any part, section or provision of this
33 Act is held invalid unconstitutional, the remaining provisions not affected thereby shall continue
34 to be in full force and effect.

1 **SEC. 4. *Repealing Clause.*** – All laws, decrees, executive orders, proclamations, rules
2 and regulations, and other issuances, or parts thereof which are inconsistent with the provisions
3 of this Act are hereby repealed, amended or modified accordingly.

4
5 **SEC. 5. *Effectivity.*** – This Act shall take effect fifteen (15) days after its publication in
6 the Official Gazette or in a newspaper of general circulation.

7
8 *Approved,*