



Republic of the Philippines



HOUSE OF REPRESENTATIVES
Quezon City

TWENTIETH CONGRESS
First Regular Session

HOUSE BILL NO. 769

Introduced by **Representative Ma. Victoria Co-Pilar**

EXPLANATORY NOTE

Section 9, Article XIII of the 1987 Philippine Constitution mandates the State to undertake, in cooperation with the private sector, a continuing program of urban land reform and housing. This program must ensure the availability of decent and affordable housing, along with essential basic services, for underprivileged and homeless citizens residing in urban centers and resettlement areas. Furthermore, it underscores the importance of promoting adequate employment opportunities for these citizens, recognizing that housing and livelihood are inextricably linked to human dignity and sustainable development.

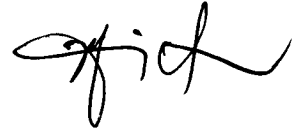
Complementing this mandate, Section 10 of the same Article provides that no resettlement of urban or rural dwellers shall be carried out without adequate consultation with the affected individuals and the communities to which they will be relocated. This provision affirms the democratic principle that those most affected by government housing programs must be meaningfully involved in the planning and decision-making processes.

Despite the clear constitutional directive, many housing and resettlement programs have resulted in the displacement of informal settler families to distant, off-city resettlement sites that lack access to jobs, livelihood opportunities, and social services. This has led to the failure of such programs to break the cycle of poverty, often resulting in the return of families to informal settlements in urban areas.

This bill seeks to give full effect to the constitutional vision by institutionalizing a people-centered, inclusive, and sustainable approach to urban housing and resettlement. It aims to ensure that any relocation initiative upholds the rights of affected communities to adequate consultation, decent shelter, access to livelihood, and participation in the formulation of housing solutions that directly respond to their needs. Through a framework that prioritizes on-site, in-city, and near-city resettlement, the bill affirms the right of the poor to the city and seeks to fulfill the State's constitutional obligation to provide just and humane housing conditions for all.

In the 19th Congress, this bill was filed by Representatives Ferdinand Martin G. Romualdez, Yedda Marie K. Romualdez, and Jude A. Acidre, and was approved on 3rd Reading by the House of Representatives.

In view of the foregoing reasons, the approval of this bill is earnestly sought.

A handwritten signature in black ink, appearing to be "J. Acidre", written in a cursive style.



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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 the Congress assembled:

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

(a) Section 3 is hereby amended to read as follows:

"SEC. 3. Definition of Terms. – For purposes of this Act: "x x x

"(w) x x x; [and]

"(x) 'Zonal Improvement Program or ZIP' refers to the program of the National Housing Authority of upgrading and improving blighted squatter areas within the cities and municipalities of Metro Manila pursuant to existing statutes and pertinent executive issuances[.];

"(Y) 'ADEQUATE AND RESPONSIVE CONSULTATION' REFERS TO THE STANDARD OF DIALOGUE TO BE CONDUCTED BY THE IMPLEMENTING LOCAL GOVERNMENT UNIT OR THE PROJECT PROPONENT AGENCY WITH THE AFFECTED INFORMAL SETTLER FAMILIES WHICH SHALL REQUIRE THE FOLLOWING:

"(1) EFFECTIVE DISSEMINATION OF RELEVANT INFORMATION AND DOCUMENTS INCLUDING LAND RECORDS, THE PROPOSED PLAN OR PROJECT, ALTERNATIVE HOUSING OPTIONS, AND COMPREHENSIVE RESETTLEMENT PLANS;

- 1 “(2) PROVISION BY THE GOVERNMENT OR NONGOVERNMENT
2 ORGANIZATIONS OF LEGAL, TECHNICAL, AND OTHER ADVICE TO
3 AFFECTED INFORMAL SETTLER FAMILIES ON THEIR RIGHTS AND
4 OPTIONS;
- 5 “(3) THE CONDUCT OF PUBLIC HEARINGS THAT SHALL PROVIDE
6 AFFECTED INFORMAL SETTLER FAMILIES, ADVOCATES, AND THE
7 PUBLIC, WITH OPPORTUNITIES TO COMMENT ON THE
8 PROPOSED RESETTLEMENT ACTION PLAN, OR PRESENT
9 ALTERNATIVE PROPOSALS AND ARTICULATE THEIR DEMANDS
10 AND RESETTLEMENT PRIORITIES;
- 11 “(4) PARTICIPATION IN LOCAL OR PROJECT INTER-AGENCY
12 COMMITTEES, OR ANY OTHER MULTI-SECTORAL MECHANISMS,
13 FORMED BY IMPLEMENTING AGENCIES FOR THE PURPOSE OF
14 COORDINATION REGARDING RESETTLEMENT OF AFFECTED ISFS;
15 AND
- 16 “(5) MEDIATION, ARBITRATION, OR ADJUDICATION BY AN
17 INDEPENDENT BODY VESTED WITH CONSTITUTIONAL
18 AUTHORITY SUCH AS A COURT OF LAW, AS MAY BE
19 APPROPRIATE, IN CASE NO AGREEMENT IS REACHED ON THE
20 PROPOSALS OF THE CONCERNED PARTIES, EXCEPT WHEN THE
21 RESETTLEMENT IS DUE TO EVICTION OR DEMOLITION IN AREAS
22 COVERED UNDER SECTION 28 (A) AND (B);
- 23 “(Z) ‘CIVIL SOCIETY ORGANIZATION OR CSO’ REFERS TO A NONGOVERNMENT
24 ORGANIZATION, PEOPLE’S ORGANIZATION, COOPERATIVE, TRADE UNION,
25 PROFESSIONAL ASSOCIATION, FAITH-BASED ORGANIZATION, MEDIA
26 GROUP, INDIGENOUS PEOPLES MOVEMENT, FOUNDATION AND ANY
27 OTHER CITIZEN’S GROUP FORMED PRIMARILY FOR SOCIAL AND
28 ECONOMIC DEVELOPMENT CONCERNS TO PLAN PROGRAMS AND
29 PROJECTS AND MONITOR THEIR IMPLEMENTATION, ENGAGE IN POLICY
30 DISCUSSIONS, AND ACTIVELY PARTICIPATE IN COLLABORATIVE
31 ACTIVITIES WITH THE GOVERNMENT;
- 32 “(AA) ‘COMPREHENSIVE LAND USE PLAN OR CLUP’ REFERS TO THE DOCUMENT,
33 FORMULATED BY THE LOCAL GOVERNMENT UNIT IN CONSULTATION
34 WITH ITS STAKEHOLDERS, THAT DEFINES OR PROVIDES GUIDELINES
35 ON THE ALLOCATION, UTILIZATION, DEVELOPMENT, AND
36 MANAGEMENT OF ALL LANDS WITHIN A GIVEN TERRITORY OR
37 JURISDICTION ACCORDING TO THE INHERENT QUALITIES OF THE
38 LAND ITSELF AND SUPPORTIVE ECONOMIC, DEMOGRAPHIC, SOCIO-
39 CULTURAL, AND ENVIRONMENTAL OBJECTIVES AS DEFINED IN SECTION
40 3(B) OF REPUBLIC ACT NO. 11201, OTHERWISE KNOWN AS THE
41 ‘DEPARTMENT OF HUMAN SETTLEMENTS AND URBAN DEVELOPMENT
42 ACT’;
- 43 “(BB) IMPLEMENTING LOCAL GOVERNMENT UNIT’ REFERS TO THE CITY OR
44 MUNICIPALITY THAT CARRIES OUT THE RESETTLEMENT PROGRAM AND
45 HAS JURISDICTION OVER THE AREA WHERE THE INFORMAL SETTLER
46 FAMILIES ARE SITUATED;
- 47 “(CC) ‘IN-CITY RESETTLEMENT’ REFERS TO A RELOCATION SITE WITHIN THE
48 JURISDICTION OF A LOCAL GOVERNMENT UNIT WHERE THE
49 AFFECTED INFORMAL SETTLER FAMILIES ARE LIVING;
- 50 “(DD) ‘INFORMAL SETTLEMENT’ REFERS TO:
- 51 (1) AN AREA WHERE HOUSING UNITS HAVE BEEN CONSTRUCTED BY
52 SETTLERS ON THE LAND WHICH THEY OCCUPY WITHOUT THE

1 **CONSENT OF THE OWNER; OR**

2 **(2) AN UNPLANNED SETTLEMENT AND AREA WHERE HOUSING IS NOT**
3 **IN COMPLIANCE WITH EXISTING PLANNING AND BUILDING**
4 **REGULATIONS;**

5 **“(EE) ‘INFORMAL SETTLER FAMILIES OR ISFS’ REFERS TO HOUSEHOLDS LIVING**
6 **IN A LOT, WHETHER PRIVATE OR PUBLIC, WITHOUT THE CONSENT OF**
7 **THE PROPERTY OWNER; OR THOSE WITHOUT LEGAL CLAIM OVER THE**
8 **PROPERTY THEY ARE OCCUPYING; OR THOSE LIVING IN DANGER AREAS**
9 **SUCH AS ESTEROS, RAILROAD TRACKS, GARBAGE DUMPS, RIVERBANKS,**
10 **SHORELINES, AND WATERWAYS, AS DEFINED IN SECTION 3(E) OF REPUBLIC**
11 **ACT No. 11201 WITHOUT DISCRIMINATION AGAINST STRUCTURE OWNING,**
12 **RENTING AND SHARING RESIDENTS;**

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

21 **“(GG) ‘NEAR-CITY RESETTLEMENT’ REFERS TO A RELOCATION SITE CLOSE**
22 **TO THE ORIGINAL SETTLEMENT OF THE AFFECTED ISFS, BUT**
23 **WITHIN THE JURISDICTION OF ANOTHER LOCAL GOVERNMENT UNIT**
24 **THAT IS ADJACENT TO THE IMPLEMENTING LOCAL GOVERNMENT UNIT;**

25 **“(HH) NONGOVERNMENT ORGANIZATION OR NGO’ REFERS TO A DULY**
26 **REGISTERED NON-STOCK, NON-PROFIT ORGANIZATION FOCUSING ON**
27 **THE UPLIFTMENT OF THE BASIC OR DISADVANTAGED SECTORS OF**
28 **SOCIETY BY PROVIDING ADVOCACY, TRAINING, COMMUNITY**
29 **ORGANIZING, RESEARCH, ACCESS TO RESOURCES, AND OTHER SIMILAR**
30 **ACTIVITIES, AS DEFINED UNDER REPUBLIC ACT NO. 8425, OTHERWISE**
31 **KNOWN AS THE ‘SOCIAL REFORM AND POVERTY ALLEVIATION ACT’,**
32 **AND ORGANIZED AND OPERATED EXCLUSIVELY FOR SCIENTIFIC,**
33 **RESEARCH, EDUCATIONAL, CHARACTER-BUILDING AND YOUTH AND**
34 **SPORTS DEVELOPMENT, HEALTH, SOCIAL WELFARE, CULTURAL OR**
35 **CHARITABLE PURPOSES, OR A COMBINATION THEREOF, AND NO PART**
36 **OF THE NET INCOME OF WHICH INURES TO THE BENEFIT OF ANY**
37 **PRIVATE INDIVIDUAL PURSUANT TO SECTION 34(H)(2)(c)(1) OF**
38 **REPUBLIC ACT NO. 8424, AS AMENDED, OTHERWISE KNOWN AS THE**
39 **‘TAX REFORM ACT OF 1997’;**

40 **“(II) ‘OFF-CITY RESETTLEMENT’ REFERS TO A RELOCATION SITE**
41 **DEVELOPED OUTSIDE AND NOT ADJACENT TO THE LOCAL**
42 **GOVERNMENT UNIT WHERE THE AFFECTED ISFS HAVE THEIR**
43 **SETTLEMENT;**

44 **“(JJ) ‘PEOPLE’S PLAN’ REFERS TO THE PLAN FORMULATED BY THE**
45 **BENEFICIARY-ASSOCIATION IN COORDINATION WITH THE**
46 **IMPLEMENTING LOCAL GOVERNMENT UNIT WHICH SHALL CONTAIN A**
47 **SITE DEVELOPMENT PLAN THAT CONFORMS TO THE CLUP OF THE LOCAL**
48 **GOVERNMENT UNIT UNDER WHOSE JURISDICTION THE PROJECT SITE**
49 **IS PROPOSED TO BE LOCATED, INCLUDING: COMMUNITY HEALTH,**
50 **SANITATION, AND SECURITY PLANS; NON-PHYSICAL DEVELOPMENT**
51 **COMPONENTS SUCH AS SELF-HELP HOUSING COOPERATIVE, LIVELIHOOD,**
52 **SELF-HELP DEVELOPMENT, CAPABILITY BUILDING; AND A SYSTEM OF**
53 **ALLOCATION OF SOCIALIZED HOUSING UNITS THAT SHALL PROMOTE**

1 AND PROTECT THE WELFARE OF THE ELDERLY, PERSONS WITH
2 DISABILITY, AND CHILDREN AS DEFINED IN SECTION 3(F) OF REPUBLIC
3 ACT NO. 11201;

4 “(KK) ‘RECEIVING LOCAL GOVERNMENT UNIT’ REFERS TO THE CITY OR
5 MUNICIPALITY, OTHER THAN THE IMPLEMENTING LOCAL GOVERNMENT
6 UNIT, THAT HAS JURISDICTION OVER THE AREA WHERE THE QUALIFIED
7 ISFS ARE RELOCATING OR RESETTLING;

8 “(LL) ‘RESETTLEMENT ACTION PLAN OR RAP’ REFERS TO THE PLAN
9 PREPARED BY THE IMPLEMENTING LOCAL GOVERNMENT UNIT OR
10 THE PROJECT PROPONENT AGENCY, IN CONSULTATION WITH THE
11 AFFECTED ISFS WHICH SHALL, IN THE CASE OF NEAR-CITY OR OFF-CITY
12 RELOCATION, BE CONCURRED WITH BY THE RECEIVING LOCAL
13 GOVERNMENT UNIT, AND IN ALL CASES SHALL:

14 “(1) SPECIFY DETAILS ON THE IMPLEMENTATION OF RELOCATION;

15 “(2) INCLUDE OR PRIORITIZE AS FIRST RECOURSE, TO THE EXTENT
16 FEASIBLE, AND IN DESCENDING ORDER, ON-SITE, IN-CITY,
17 NEAR-CITY, AND OFF-CITY OPTIONS; AND

18 “(3) INCLUDE THE BASIC SERVICES AND FACILITIES RELATIVE TO
19 THE HEALTH, EDUCATION, COMMUNICATION, SECURITY,
20 RECREATION, RELIEF AND WELFARE, LIVELIHOOD, AND
21 TRANSPORTATION NEEDS OF THE RELOCATEES; AND

22 “(MM) ‘SOCIAL PREPARATION’ REFERS TO THE PROCESS OF
23 ESTABLISHING SOCIAL, ORGANIZATIONAL, AND INSTITUTIONAL
24 NORMS AND MECHANISMS THAT SHALL:

25 “(1) ENABLE THE BENEFICIARIES TO COPE WITH CHANGES; AND

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

34
35 (b) Section 22 is hereby amended to read as follows:
36

37 “SEC. 22. Livelihood Component. - To the extent feasible, socialized housing and
38 resettlement projects shall be located near areas where employment opportunities are
39 accessible. The government agencies dealing with the **PROVISION OF SKILLS AND**
40 **LIVELIHOOD TRAINING**, development of livelihood programs, and grant of livelihood loans,
41 **NAMELY: THE DEPARTMENT OF LABOR AND EMPLOYMENT, THE DEPARTMENT OF**
42 **SOCIAL WELFARE AND DEVELOPMENT, THE DEPARTMENT OF SCIENCE AND**
43 **TECHNOLOGY, THE TECHNICAL EDUCATION AND SKILLS DEVELOPMENT**
44 **AUTHORITY, AND THE PHILIPPINE TRADE AND TRAINING CENTER** shall give priority
45 to the beneficiaries of the Program.”

46
47 (c) Section 23 is hereby amended to read as follows:
48

49 “SEC. 23. Participation of **PROGRAM** Beneficiaries **OR AFFECTED ISFS, FORMATION**

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

17
18 “In instances when the affected beneficiaries **OR ISFS** have failed to organize themselves
19 or form an [alliance] **ASSOCIATION** within a reasonable period prior to the implementation of
20 the program or projects affecting them, consultation between the implementing **LOCAL**
21 **GOVERNMENT UNIT OR** agency and the affected [beneficiaries] **ISFS** shall be conducted
22 with the assistance of the Presidential Commission for the Urban Poor and the concerned
23 [nongovernment organization] **CSOS UNTIL AN ASSOCIATION IS FORMED.**

24
25 **“THE ASSOCIATION, IN CONSULTATION WITH THE PRESIDENTIAL**
26 **COMMISSION FOR THE URBAN POOR AND IN COORDINATION WITH THE**
27 **IMPLEMENTING LOCAL GOVERNMENT UNIT SHALL, WITH OR WITHOUT THE**
28 **SUPPORT OF CSOS, FORMULATE A ‘PEOPLE’S PLAN’ WITHIN A REASONABLE**
29 **PERIOD OF SIX MONTHS TO ONE YEAR.**

30
31 **“THE ASSOCIATION, WITH THE ASSISTANCE OF CSOS AND CONCERNED**
32 **GOVERNMENT AGENCIES, INCLUDING THE NATIONAL ANTI-POVERTY**
33 **COMMISSION, PRESIDENTIAL COMMISSION FOR THE URBAN POOR, NATIONAL**
34 **HOUSING AUTHORITY, CITY OR MUNICIPAL SOCIAL WELFARE AND**
35 **DEVELOPMENT OFFICE, SOCIAL HOUSING FINANCE CORPORATION, AND LOCAL**
36 **GOVERNMENT UNITS SHALL AGREE ON, DEVELOP, AND IMPLEMENT THE**
37 **PEOPLE’S PLAN.**

38
39 **“IN ACCORDANCE WITH THE PROTECTION GUIDELINES PROVIDED UNDER**
40 **SECTION 28 OF THIS ACT, A RAP SHALL BE AN INDISPENSABLE COMPONENT OF**
41 **THE PEOPLE’S PLAN. THE RAP SHALL ENUNCIATE THE FOLLOWING:**

42 **“(A) A SAFE, AFFORDABLE, DECENT, AND HUMANE CONDITION OF**
43 **RELOCATION, INCORPORATING THEREIN APPROPRIATE DISASTER**
44 **RISK REDUCTION MANAGEMENT AND CLIMATE CHANGE ADAPTATION**
45 **STANDARDS;**

46 **“(B) PROVISION OF ADEQUATE SOCIAL PREPARATION; AND**

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

50
51 **(d) Section 26 is hereby amended to read as follows:**

1 **SEC. 26. Urban Renewal and Resettlement. - [This] URBAN RENEWAL AND**
2 **RESETTLEMENT shall include the rehabilitation and development of blighted and slum**
3 **areas and the resettlement of Program beneficiaries OR AFFECTED ISFS in accordance**
4 **with the provisions of this Act. On-site development shall be implemented [whenever**
5 **possible] AFTER THE CONDUCT OF ADEQUATE AND GENUINE CONSULTATION WITH**
6 **THE AFFECTED ISFS, AND IN ACCORDANCE WITH THE PEOPLE'S PLAN FORMULATED**
7 **PURSUANT TO SECTION 23 OF THIS ACT, in order to ensure minimum movement of**
8 **occupants of blighted lands and slum areas.**

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

18
19 **"SHOULD IN-CITY RESETTLEMENT NOT BE FEASIBLE, NEAR-CITY**
20 **RESETTLEMENT SHALL BE CONSIDERED. OFF-CITY RESETTLEMENT SHALL ONLY**
21 **BE RESORTED TO WHEN NEAR-CITY RESETTLEMENT IS NOT FEASIBLE, AND MUST**
22 **SATISFY THE REQUIREMENTS OF ADEQUATE AND RESPONSIVE CONSULTATION**
23 **PRIOR TO RELOCATION."; and**

24
25 (e) Section 29 is hereby amended to read as follows:

26
27 **"SEC. 29. Resettlement. - THE IMPLEMENTING LOCAL GOVERNMENT UNITS,**
28 **JOINTLY WITH THE DEPARTMENT OF HUMAN SETTLEMENTS AND URBAN**
29 **DEVELOPMENT AND THE APPROPRIATE KEY SHELTER AGENCIES, SHALL BE**
30 **CHARGED WITH THE PRIMARY RESPONSIBILITY OF:**

- 31 **"(1) IMPLEMENTING THE RESETTLEMENT OF AFFECTED ISFS IN THEIR**
32 **RESPECTIVE LOCALITIES [Within two (2) years from the effectivity of this Act,**
33 **the local government units, in coordination with the National Housing**
34 **Authority shall implement] AND the relocation and resettlement of [persons]**
35 **ISFS living in danger areas such as esteros, railroad tracks, garbage dumps,**
36 **riverbanks, shorelines, waterways, and in other public places such as sidewalks,**
37 **roads, parks, and playgrounds[. The local government unit, in coordination**
38 **with the National Housing Authority, shall provide]; AND**
- 39 **"(2) PROVIDING relocation or resettlement sites with basic services and facilities**
40 **and access to employment and livelihood opportunities sufficient to meet the**
41 **basic needs of the affected [families] ISFs. FOR THIS PURPOSE, THE LOCAL**
42 **GOVERNMENT UNIT MAY PURCHASE LANDS OUTSIDE ITS**
43 **JURISDICTION TAKING INTO CONSIDERATION ITS FEASIBILITY,**
44 **VIABILITY, BUDGETARY CONCERNS, ZONING ORDINANCES, AND OTHER**
45 **RELEVANT LAWS.**

46
47 **"WHERE THE LAND OCCUPIED BY THE ISFS IS PRIVATELY-OWNED, THE LOCAL**
48 **GOVERNMENT UNIT SHALL, IN COORDINATION WITH THE APPROPRIATE KEY**
49 **SHELTER AGENCIES, NEGOTIATE WITH THE OWNER FOR THE PURCHASE OF THE**
50 **OCCUPIED PROPERTY. SHOULD THE NEGOTIATION FAIL, THE LOCAL GOVERNMENT**
51 **UNIT MAY RESORT TO EXPROPRIATION: PROVIDED, THAT ITS EXERCISE SHOULD**

1 BE IN ACCORDANCE WITH EXPROPRIATION LAWS, RULES, REGULATIONS, AND
2 PROCEDURES AND IN CONFORMITY TO EXISTING PROGRAMS, AND POLICIES OF THE
3 NATIONAL GOVERNMENT AND LOCAL GOVERNMENT UNITS TAKING INTO
4 CONSIDERATION ITS FEASIBILITY, VIABILITY, BUDGETARY CONCERNS, ZONING
5 ORDINANCES, AND OTHER RELEVANT LAWS.

6
7 “IN INSTANCES WHEN THE RELOCATION OR RESETTLEMENT SITE IS LOCATED
8 IN ANOTHER LOCAL GOVERNMENT UNIT, THE IMPLEMENTING LOCAL GOVERNMENT
9 UNIT AND THE CONCERNED NATIONAL GOVERNMENT AGENCIES SHALL, THROUGH A
10 MEMORANDUM OF AGREEMENT, PROVIDE THE RECEIVING LOCAL GOVERNMENT UNIT
11 WHERE THE RELOCATION OR RESETTLEMENT SITE IS LOCATED THE OTHER BASIC
12 SERVICES AND FACILITIES ENUMERATED UNDER SECTION 21 OF THIS ACT,
13 INCLUDING A LIVELIHOOD COMPONENT FOR THE BENEFICIARIES BEING
14 RELOCATED.

15
16 “THE DEPARTMENT OF HUMAN SETTLEMENTS AND URBAN DEVELOPMENT
17 AND THE DEPARTMENT OF FINANCE – BUREAU OF LOCAL GOVERNMENT FINANCE
18 SHALL FORMULATE THE IMPLEMENTING RULES AND REGULATIONS ON THE COST-
19 SHARING MECHANISM NECESSARY TO FULLY IMPLEMENT THE PROVISION OF SUCH
20 OTHER BASIC SERVICES AND FACILITIES.

21
22 “IN ADDITION TO THE FUNDING SOURCES PROVIDED UNDER SECTION 42 OF
23 THIS ACT, THE ALLOCATION FOR THE BASIC SERVICES AND FACILITIES MAY BE
24 SOURCED BY THE LOCAL GOVERNMENT UNIT IMPLEMENTING THE RELOCATION OR
25 RESETTLEMENT FROM THE TWENTY PERCENT (20%) OF THE INTERNAL REVENUE
26 ALLOTMENT APPROPRIATED FOR DEVELOPMENT PROJECTS AS MANDATED UNDER
27 SECTION 287 OF REPUBLIC ACT NO. 7160, OTHERWISE KNOWN AS THE ‘LOCAL
28 GOVERNMENT CODE OF 1991’.”

29
30 **SEC. 2. *Implementing Rules and Regulations.*** – The Department of Human
31 Settlements and Urban Development and the Department of the Interior and Local
32 Government, in consultation with appropriate government agencies, CSOs, NGOs,
33 representatives from the private sector, and ISFs, shall promulgate a new set of implementing
34 rules and regulations (IRR) within sixty (60) days from the effectivity of this Act. The IRR shall
35 include the following:

- 36 (a) A template of a People’s Plan that shall set the minimum standards and guide ISFs
37 in the preparation of their own People’s Plan; and
38 (b) A guide to the effective implementation of the People’s Plan, including details on
39 the necessity of the issuance of internal memoranda by concerned agencies.

40
41 **SEC. 3. *Separability Clause.*** – If, for any reason, any part, section or provision of this
42 Act is held invalid or unconstitutional, the remaining provisions not affected thereby shall continue
43 to be in full force and effect.

44
45 **SEC. 4. *Repealing Clause.*** – All laws, decrees, executive orders, proclamations, rules
46 and regulations, and other issuances, or parts thereof which are inconsistent with the
47 provisions of this Act are hereby repealed, amended or modified accordingly.

48
49 **SEC. 5. *Effectivity.*** – This Act shall take effect fifteen (15) days after its publication in
50 the *Official Gazette* or in a newspaper of general circulation.

51 *Approved,*