

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City, Metro Manila

TWENTIETH CONGRESS
First Regular Session

House Bill No. 2566



INTRODUCED BY REPRESENTATIVES RALPH WENDEL P. TULFO
AND JOCELYN P. TULFO

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"

EXPLANATORY NOTE

Under Article XIII, Section 9 of the 1987 Philippine Constitution, the State is mandated to undertake a continuing program of urban land reform and housing which will make available at affordable cost decent housing and basic services to underprivileged and homeless citizens in urban centers and resettlement areas. However, many informal settler families (ISFs) continue to face threats of displacement without assurance of decent, secure, and humane resettlement options.

There are some resettlement projects located in areas that are far from livelihood opportunities and basic services like schools, hospitals, and other social infrastructures. Others have limited and no access to clean water, sanitation, and electricity affecting habitability and quality of life of resettled families. Although these resettlement programs are meant to improve the living conditions of low-income and ISFs, the unsuitably planned resettlements create financial difficulty and promote poverty and inequity.¹

¹ "Ensuring inclusivity, resilience, and affordability of housing for low-income and informal settler families in the Philippines", *Habitat for Humanity*, https://www.habitat.org/sites/default/files/documents/Philippines%20policy%20brief_FINAL_20231024.pdf.

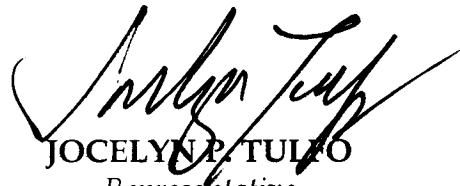
This measure seeks to institutionalize a more inclusive and humane approach to resettlement by institutionalizing on-site, in-city, near-city, or off-city resettlements, which are guided by a People’s Plan – an approach that empowers ISFs to participate their future resettlement. Further, this bill reinforces the role of local government units (LGUs) and key shelter agencies in implementing resettlement efforts.

By mandating the provision of basic services, utilities, and livelihood support to the relocation or resettlement sites, this measure ensures that affected ISFs are able to lead dignified lives and gain the opportunity to thrive through their own initiative in their new homes.

In view of the foregoing, the urgent passing of this bill is earnestly sought.



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**INTRODUCED BY REPRESENTATIVES RALPH WENDEL P. TULFO
AND JOCELYN P. TULFO**

AN ACT

1
2 **ESTABLISHING AN ON-SITE, IN-CITY, NEAR-CITY, OR OFF-CITY LOCAL**
3 **GOVERNMENT RESETTLEMENT PROGRAM FOR INFORMAL SETTLER**
4 **FAMILIES IN ACCORDANCE WITH A PEOPLE'S PLAN AND MANDATING**
5 **THE IMPLEMENTING LOCAL GOVERNMENT UNIT, JOINTLY WITH THE**
6 **DEPARTMENT OF HUMAN SETTLEMENTS AND URBAN DEVELOPMENT, IN**
7 **CASES OF NEAR-CITY OR OFF-CITY RESETTLEMENT, TO PROVIDE OTHER**
8 **BASIC SERVICES AND LIVELIHOOD COMPONENTS IN FAVOR OF THE**
9 **RECIPIENT LOCAL GOVERNMENT UNIT, AMENDING FOR THE PURPOSE**
10 **REPUBLIC ACT NO. 7279, AS AMENDED, OTHERWISE KNOWN AS THE**
11 **"URBAN DEVELOPMENT AND HOUSING ACT OF 1992"**

12
13 *Be it enacted by the Senate and House of Representatives of the Philippines in Congress*
14 *assembled:*

15
16 **SECTION 1. *Amendatory Provisions.*** - For purposes of this Act, the following
17 provisions of Republic Act No. 7279. Otherwise known as the "Urban Development
18 and Housing Act of 1992", are hereby amended as follows:

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

20 "SEC. 3 Definition of Terms. - For purposes of this Act:

21 "x x x

22 "(w) x x x; [and]

23
24 "(x) 'Zonal Improvement Program or ZIP' refers to the program of the
25 National Housing Authority of upgrading and improving blighted squatter areas
26 within the cities and municipalities of Metro Manila pursuant to existing statutes and
27 pertinent executive issuances[.];

28
29 "(y) 'ADEQUATE AND RESPONSIVE CONSULTATION' REFERS TO
30 THE STANDARD OF DIALOGUE TO BE CONDUCTED BY THE
31 IMPLEMENTING LOCAL GOVERNMENT UNIT OR THE PROJECT
32 PROPONENT AGENCY WITH THE AFFECTED INFORMAL SETTLER
33 FAMILIES WHICH SHALL REQUIRE THE FOLLOWING:

1
2 “(1) EFFECTIVE DISSEMINATION OF RELEVANT INFORMATION AND
3 DOCUMENTS INCLUDING LAND RECORDS, THE PROPOSED PLAN OR
4 PROJECT, ALTERNATIVE HOUSING OPTIONS, AND COMPREHENSIVE
5 RESETTLEMENT PLANS;
6

7 “(2) PROVISION BY THE GOVERNMENT OR NONGOVERNMENT
8 ORGANIZATION OF LEGAL, TECHNICAL, AND OTHER ADVICE TO
9 AFFECTED INFORMAL SETTLER FAMILIES ON THEIR RIGHTS AND
10 OPTIONS;
11

12 “(3) THE CONDUCT OF PUBLIC HEARINGS THAT SHALL PROVIDE
13 AFFECTED INFORMAL SETTLER FAMILIES, ADVOCATES, AND THE PUBLIC,
14 WITH OPPORTUNITIES TO COMMENT ON THE PROPOSED
15 RESETTLEMENT ACTION PLAN, OR PRESENT ALTERNATIVE PROPOSALS
16 AND ARTICULATE THEIR DEMANDS AND RESETTLEMENT PRIORITIES;
17

18 “(4) PARTICIPATION IN LOCAL OR PROJECT INTER-AGENCY
19 COMMITTEES, OR ANY OTHER MULTI-SECTORAL MECHANISMS, FORMED
20 BY IMPLEMENTING AGENCIES FOR THE PURPOSE OF COORDINATION
21 REGARDING RESETTLEMENT OF AFFECTED ISFS; AND
22

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

30 “(Z) ‘CIVIL SOCIETY ORGANIZATIONS OR CSO’ REFERS TO A
31 NONGOVERNMENT ORGANIZATION, PEOPLE’S ORGANIZATION,
32 COOPERATIVE, TRADE UNION, PROFESSIONAL ASSOCIATION, FAITH-
33 BASED ORGANIZATION, MEDIA GROUP, INDIGENOUS PEOPLES
34 MOVEMENT, FOUNDATION AND ANY OTHER CITIZEN’S GROUP FORMED
35 PRIMARILY FOR SOCIAL AND ECONOMIC DEVELOPMENT CONCERNS TO
36 PLAN PROGRAMS AND PROJECTS AND MONITOR THEIR
37 IMPLEMENTATION, ENGAGE IN POLICY DISCUSSIONS, AND ACTIVELY
38 PARTICIPATE IN COLLABORATIVE ACTIVITIES WITH THE GOVERNMENT;
39

40 “(AA) ‘COMPREHENSIVE LAND USE PLAN OR CLUP’ REFERS TO THE
41 DOCUMENT, FORMULATED BY THE LOCAL GOVERNMENT UNIT IN
42 CONSULTATION WITH ITS STAKEHOLDERS, THAT DEFINES OR PROVIDES
43 GUIDELINES ON THE ALLOCATION, UTILIZATION, DEVELOPMENT, AND
44 MANAGEMENT OF ALL LANDS WITHIN A GIVEN TERRITORY OR
45 JURISDICTION ACCORDING TO THE INHERENT QUALITIES OF THE LAND
46 ITSELF AND SUPPORTIVE ECONOMIC, DEMOGRAPHIC, SOCIO-
47 CULTURAL, AND ENVIRONMENT OBJECTIVES AS DEFINED SECTION 3(B)

1 OF REPUBLIC ACT NO. 11201, OTHERWISE KNOWN AS THE "DEPARTMENT
2 OF HUMAN SETTLEMENTS AND URBAN DEVELOPMENT ACT";

3
4 "(BB) 'IMPLEMENTING LOCAL GOVERNMENT UNIT' REFERS TO THE
5 CITY OR MUNICIPALITY THAT CARRIES OUT THE RESETTLEMENT
6 PROGRAM AND HAS JURISDICTION OVER THE AREA WHERE THE
7 INFORMAL SETTLER FAMILIES ARE SITUATED;

8
9 "(CC) 'IN-CITY RESETTLEMENT' REFERS TO A RELOCATION SITE
10 WITHIN THE JURISDICTION OF A LOCAL GOVERNMENT UNIT WHERE THE
11 AFFECTED INFORMAL SETTLER FAMILIES ARE LIVING;

12
13 "(DD) 'INFORMAL SETTLEMENT' REFERS TO:
14 (1) AN AREA WHERE HOUSING UNITS HAVE BEEN
15 CONSTRUCTED BY SETTLERS ON THE LAND WHICH THEY
16 OCCUPY WITHOUT THE CONSENT OF THE OWNER; OR
17 (2) AN UNPLANNED SETTLEMENT AND AREA WHERE HOUSING
18 IS NOT IN COMPLIANCE WITH EXISTING PLANNING AND
19 BUILDING REGULATIONS;

20
21 "(EE) 'INFORMAL SETTLER FAMILIES OR ISFs' REFERS TO
22 HOUSEHOLDS LIVING IN A LOT, WHETHER OR PRIVATE OR PUBLIC,
23 WITHOUT THE CONSENT OF THE PROPERTY OWNER; OR THOSE WITHOUT
24 LEGAL CLAIM OVER THE PROPERTY THEY ARE OCCUPYING; OR THOSE
25 LIVING IN DANGER AREAS SUCH AS ESTEROS, RAILROADS TRACKS,
26 GARBAGE DUMPS, RIVERBANKS, SHORELINES, AND WATERWAYS, AS
27 DEFINED IN SECTION 3(E) OF REPUBLIC ACT NO. 11201 WITHOUT
28 DISCRIMINATION AGAINST STRUCTURE OWNING, RENTING AND
29 SHARING RESIDENTS;

30
31 "(FF) 'KEY SHELTER AGENCIES' REFERS TO THE CORPORATIONS
32 ATTACHED TO THE DEPARTMENT OF HUMAN SETTLEMENTS AND
33 URBAN DEVELOPMENT, NAMELY: NATIONAL HOUSING AUTHORITY,
34 NATIONAL HOME MORTGAGE FINANCE CORPORATION, HOME
35 DEVELOPMENT MUTUAL FUND, AND SOCIAL HOUSING FINANCE
36 CORPORATION AND OVER WHICH IT EXERCISES ADMISITRATIVE
37 SUPERVISION IN ACCORDANCE WITH SECTION 22 OF REPUBLIC ACT NO.
38 11201;

39
40 "(GG) 'NEAR-CITY RESETTLEMENT' REFERS TO RELOCATION SITE
41 CLOSE TO THE ORIGINAL SETTLEMENT OF THE AFFECTED ISFs, BUT
42 WITHIN JURISDICTION OF ANOTHER LOCAL GOVERNMENT UNIT THAT
43 IS ADJACENT TO THE IMPLEMENTING LOCAL GOVERNMENT UNIT;

44
45 "(HH) 'NONGOVERNMENT ORGANIZATION OR NGO' REFERS TO A
46 DULY REGISTERED NON-STOCK, NON-PROFIT ORGANIZATION
47 FOCUSING ON THE UPLIFTMENT OF THE BASIC OR DISADVANTAGED
48 SECTORS OF SOCIETY BY PROVIDING ADVOCACY, TRAINING,

1 COMMUNITY ORGANIZING, RESEARCH, ACCESS TO RESOURCES, AND
2 OTHER SIMILAR ACTIVITIES, AS DEFINED UNDER REPUBLIC ACT NO. 8425,
3 OTHERWISE KNOWN AS THE "SOCIAL REFORM AND POVERTY
4 ALLEVIATION ACT", AND ORGANIZED AND OPERATED EXCLUSIVELY FOR
5 SCIENTIFIC, RESEARCH, EDUCATIONAL, CHARACTER-BUILDING AND
6 YOUTH AND SPORTS DEVELOPMENT, HEALTH, SOCIAL WELFARE,
7 CULTURAL OR CHARITBLE PURPOSES, OR A COMBINATION THEREOF,
8 AND NO PART OF THE NET INCOME OF WHICH INURES TO THE BENEFIT
9 OF ANY PRIVATE INDIVIDUAL PURSUANT TO SECTION 34(H)(2)(c)(1) OF
10 REPUBLIC ACT NO. 8424 AS AMENDED, OTHERWISE KNOWN AS THE "TAX
11 REFORM ACT OF 1997"

12
13 "(II) 'OFF-CITY RESETTLEMENT' REFERS TO A RELOCATION SITE
14 DEVELOPED OUTSIDE AND NOT ADJACENT TO THE LOCAL
15 GOVERNMENT UNIT WHERE THE AFFECTED ISFs HAVE THEIR
16 SETTLEMENT;

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

31
32 "(KK) 'RECEIVING LOCAL GOVERNMENT UNIT' REFERS TO THE CITY
33 OR MUNICIPALITY, OTHER THAN THE IMPLEMENTING LOCAL
34 GOVERNMENT UNIT, THAT HAS JURISDICTION OVER THE AREA WHERE
35 THE QUALIFIED ISFs ARE RELOCATING OR RESETTLING;

36
37 "(LL) 'RESETTLEMENT ACTION PLAN OR RAP' REFERS TO THE PLAN
38 PREPARED BY THE IMPLEMENTING LOCAL GOVERNMENT UNIT OR THE
39 PROJECT PROPONENT AGENCY, IN CONSULTATION WITH AFFECTED ISFs
40 WHICH SHALL, IN THE CASE OF NEAR-CITY OR OFF-CITY RELOCATION, BE
41 CONCURRED WITH BY THE RECEIVING LOCAL GOVERNMENT UNIT, AND
42 IN ALL CASE SHALL:

43
44 "(1) SPECIFY DETAILS ON THE IMPLEMENTATION OF RELOCATION;

45
46 "(2) INCLUDE OR PRIORITIZE AS FIRST RECOURSE, TO THE EXTENT
47 FEASIBLE, AND IN DESCENDING ORDER, ON-SITE, IN-CITY, NEAR-CITY,
48 AND OFF-CITY OPTIONS; AND

1
2 “(3) INCLUDE THE BASIC SERVICES AND FACILITIES RELATIVE TO
3 THE HEALTH, EDUCATION, COMMUNICATIONS, SECURITY, RECREATION,
4 RELIEF AND WELFARE, LIVELIHOOD, AND TRANSPORTATION NEEDS OF
5 THE RELOCATEES; AND
6

7 “(MM) ‘SOCIAL PREPARATION’ REFERS TO THE PROCESS OF
8 ESTABLISHING SOCIAL, ORGANIZATIONAL, AND INSTITUTIONAL
9 NORMS AND MECHANISMS THAT SHALL:
10

11 “(1) ENABLE THE BENEFICIARIES TO COPE WITH CHANGES; AND
12

13 “(2) IN PARTNERSHIP WITH CONCERNED INSTITUTIONS AND
14 STAKEHOLDERS, ENCOURAGE THEM NOT ONLY TO WORK AMONG
15 THEMSELVES FOR THE PURPOSE OF DRAWING UP AND UNDERTAKING
16 THEIR HOUSING PROJECT PROPOSALS, BUT ALSO TO ACTIVELY AND
17 MEANINGFULLY PARTICIPATE IN HOUSING PROJECTS UNDERTAKEN IN
18 THEIR BEHALF, RESOLVING PROBLEMS AMONG COMMUNITY MEMBERS
19 AND COORDINATION ISSUES WITH GOVERNMENT AND OTHER
20 ENTITIES.”
21

22 (b) Section 22 is hereby amended to read as follows:
23

24 “SEC. 22 *Livelihood Component.* - To the extent feasible, socialized housing
25 and resettlement projects shall be located near areas where employment opportunities
26 are accessible. The government agencies dealing with the **PROVISION OF SKILLS
27 AND LIVELIHOOD TRAINING**, development of livelihood programs, and grant of
28 livelihood loans, **NAMELY: THE DEPARTMENT OF LABOR AND
29 EMPLOYMENT, THE DEPARTMENT OF SCIENCE AND TECHNOLOGY, THE
30 TECHNICAL EDUCATION AND SKILLS DEVELOPMENT AUTHORITY, AND
31 THE PHILIPPINE TRADE AND TRAINING CENTER** shall give priority to the
32 beneficiaries of the Program.”
33

34 (c) Section 23 is hereby amended to read as follows:
35

36 “SEC 23. *Participation of PROGRAM Beneficiaries OR AFFECTED ISFs,*
37 **FORMATION OF BENEFICIARY-ASSOCIATION, MAINSTREAMING
38 SOCIAL PREPARATION, AND FORMULATION AND
39 IMPLEMENTATION OF PEOPLE’S PLAN.** - The local government units,
40 coordination with the Presidential Commission for the Urban Poor and
41 concerned government agencies, shall afford Program beneficiaries **OR
42 AFFECTED ISFs** or their duly designated representatives an opportunity
43 to be heard and to participate in the decision-making process over matters
44 involving the protection and promotion of their legitimate collective
45 interests which shall include appropriate documentation and feedback
46 mechanism. They shall also be encouraged to organized themselves [and
47 undertake self-help cooperative housing and other livelihood activities]

1 INTO AN ASSOCIATION FOR ACCREDITATION AS
2 BENEFICIARIES OR AWARDEES OF OWNERSHIP RIGHTS UNDER
3 THE RESETTLEMENT PROGRAM, COMMUNITY MORTGAGE
4 PROGRAM, LAND TENURE ASSISTANCE PROGRAM, AND OTHER
5 SIMILAR PROGRAMS IN RELATION TO A SOCIALIZED HOUSING
6 PROJECT ACTUALLY BEING IMPLEMENTED BY THE NATIONAL
7 GOVERNMENT OR BY THE LOCAL GOVERNMENT UNITS. They shall
8 assist the government in preventing the incursions of professional squatters
9 and members of squatting syndicates into their communities.

10
11 “In instances when the affected beneficiaries OR ISFs have failed to organize
12 themselves or form an [alliance] ASSOCIATION within a reasonable period prior to
13 the implementation of the program or projects affecting them, consultation between
14 the implementing LOCAL GOVERNMENT UNIT OR agency and the affected
15 [beneficiaries] ISFs shall be conducted with the assistance of the Presidential
16 Commission for the Urban Poor and the concerned [nongovernment organization]
17 CSOs UNTIL AN ASSOCIATION IS FORMED

18
19 “THE ASSOCIATION, IN CONSULTATION WITH THE
20 PRESIDENTIAL COMMISSION FOR THE URBAN POOR AND IN
21 COORDINATION WITH THE IMPLEMENTING LOCAL GOVERNMENT UNIT
22 SHALL, WITH OR WITHOUT THE SUPPORT OF CSOs, FORMULATE A
23 ‘PEOPLE’S PLAN’ WITHIN A REASONABLE PERIOD OF SIX MONTHS TO
24 ONE YEAR.

25
26 “THE ASSOCIATION, WITH THE ASSISTANCE OF CSOs AND
27 CONCERNED GOVERNMENT AGENCIES, INCLUDING THE NATIONAL
28 ANTI-POVERTY COMMISSION, PRESIDENTIAL COMMISSION FOR THE
29 URBAN POOR, NATIONAL HOUSING AUTHORITY, CITY OR MUNICIPAL
30 SOCIAL WELFARE AND DEVELOPMENT OFFICE, SOCIAL HOUSING
31 FINANCE CORPORATION, AND LOCAL GOVERNMENT UNIT SHALL
32 AGREE ON, DEVELOP, IMPLEMENT THE PEOPLE’S PLAN.

33
34 “IN ACCORDANCE WITH THE PROTECTION GUIDELINES PROVIDED
35 UNDER SECTION 28 OF THIS ACT, A RAP SHALL BE AN INDISPENSABLE
36 COMPONENT OF THE PEOPLE’S PLAN. THE RAP SHALL ENUNCIATE THE
37 FOLLOWING:

38
39 “(A) A SAFE, AFFORDABLE, DECENT, AND HUMANE CONDITION OF
40 RELOCATION, INCORPORATING THEREIN APPROPRIATE DISASTER RISK
41 REDUCTION MANAGEMENT AND CLIMATE CHANGE ADAPTATION
42 STANDARDS;

43
44 “(B) PROVISION OF ADEQUATE SOCIAL PREPARATION; AND
45

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

4 (d) Section 26 is hereby amended to read as follows:
5

6 “*SEC. 26 Urban Renewal and Resettlement.* – [This] **URBAN RENEWAL AND**
7 **RESETTLEMENT** shall include the rehabilitation and development of
8 blighted and slum areas and the resettlement of Program beneficiaries **OR**
9 **AFFECTED ISFs** in accordance with the provisions of this Act. On-site
10 development shall be implemented [whenever possible] **AFTER THE**
11 **CONDUCTED OF ADEQUATE AND GENUINE CONSULTATION**
12 **WITH THE AFFECTED ISFs AND IN ACCORDANCE WITH THE**
13 **PEOPLE’S PLAN FORMULATED PURSUANT TO SECTION 23 OF**
14 **THIS ACT**, in order to ensure minimum movement of occupants of
15 blighted lands and slums areas.
16

17 “[The] **WHERE DEMOLITION OR EVICTION IS ALLOWED IN THE AREA**
18 **OCCUPIED BY THE PROGRAM BENEFICIARIES OR AFFECTED ISFs AND ON-**
19 **SITE RESETTLEMENT CANNOT BE UNDERTAKEN BY REASON THEREOF,**
20 **THE IN-CITY** resettlement of the beneficiaries of the Program **OR OF AFFECTED**
21 **ISFs** from their existing places of occupancy shall be undertaken only [when on-site
22 development is not feasible and] after compliance with the procedures [laid down in]
23 **PURSUANT TO** Section 28 this Act **AND IN ACCORDANCE WITH THE**
24 **PREFERENCE OF THE AFFECTED ISFs AS CONTAINED IN THE PEOPLE’S**
25 **PLAN.**
26

27 “**SHOULD IN-CITY RESETTLEMENT NOT BE FEASIBLE, NEAR-CITY**
28 **RESETTLEMENT SHALL BE CONSIDERED. OFF-CITY RESETTLEMENT**
29 **SHALL ONLY BE RESORTED TO WHEN NEAR-CITY RESETTLEMENT IS NOT**
30 **FEASIBLE, AND MUST SATISFY THE REQUIREMENTS OF ADEQUATE AND**
31 **RESPONSIVE CONSULTATION PRIOR TO RELOCATION.** ”; and
32

33 (e) Section 29 is hereby amended to read as follows:
34

35 “*SEC. 29 Resettlement.* – **THE IMPLEMENTING LOCAL GOVERNMENT**
36 **UNITS, JOINTLY WITH THE DEPARTMENT OF HUMAN SETTLEMENTS AND**
37 **URBAN DEVELOPMENT AND THE APPROPRIATE KEY SHELTER AGENCIES,**
38 **SHALL BE CHARGED WITH THE PRIMARY RESPONSIBILITY OF:**
39

40 “(1) **IMPLEMENTING THE RESETTLEMENT OF AFFECTED ISFs IN**
41 **THEIR RESPECTIVE LOCALITIES** [Within two (2) years from the effectivity of this
42 Act, the local government units, in coordination with the National Housing Authority
43 shall implement] **AND** the relocation and resettlement of [persons] **ISFs** living in
44 danger areas such as esteros, railroads tracks, garbage dumps, riverbanks, shorelines,
45 waterways, and in other public places such as sidewalks, roads, parks, and
46 playgrounds]. The local government unit, in coordination with the National Housing
47 Authority, shall provide]; **AND**

1
2 “(2) PROVIDING relocation or resettlement sites with basics services and
3 facilities and access to employment and livelihood opportunities sufficient to meet the
4 basic needs of the affected [families] ISFs. FOR THIS PURPOSE, THE LOCAL
5 GOVERNMENT UNIT MAY PURCHASE LANDS OUTSIDE ITS JURISDICTION
6 TAKING INTO CONSIDERATION ITS FEASIBILITY, VIABILITY, BUDGETARY
7 CONCERNS, ZONING ORDINANCES, AND OTHER RELEVANT LAWS.
8

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

22 “IN INSTANCES WHEN THE RELOCATION OR RESETTLEMENT SITE
23 IS LOCATED IN ANOTHER LOCAL GOVERNMENT UNIT, THE
24 IMPLEMENTING LOCAL GOVERNMENT UNIT AND THE CONCERNED
25 NATIONAL GOVERNMENT AGENCIES SHALL, THROUGH A
26 MEMORANDUM OF AGREEMENT, PROVIDE THE RECEIVING LOCAL
27 GOVERNMENT UNIT WHERE THE RELOCATION OR RESETTLEMENT SITE
28 IS LOCATED THE OTHER BASIC SERVICES AND FACILITIES ENUMERATED
29 UNDER SECTION 21 OF THIS ACT, INCLUDING A LIVELIHOOD
30 COMPONENT FOR THE BENEFICIARIES BEING RELOCATED.
31

32 “THE DEPARTMENT OF HUMAN SETTLEMENTS AND URBAN
33 DEVELOPMENT AND THE DEPARTMENT OF FINANCE - BUREAU OF LOCAL
34 GOVERNMENT FINANCE SHALL FORMULATE THE IMPLEMENTING RULES
35 AND REGULATIONS ON THE COST-SHARING MECHANISM NECESSARY
36 TO FULLY IMPLEMENT THE PROVISION OF SUCH OTHER BASIC SERVICES
37 AND FACILITIES.
38

39 “IN ADDITION TO THE FUNDING SOURCES PROVIDED UNDER
40 SECTION 42 OF THIS ACT, THE ALLOCATION FOR THE BASIC SERVICES
41 AND FACILITIES MAY BE SOURCED BY THE LOCAL GOVERNMENT UNIT
42 IMPLEMENTING THE RELOCATION OR SETTLEMENT FROM THE TWENTY
43 PERCENT (20%) OF THE INTERNAL REVENUE ALLOTMENT APPROPRIATED
44 FOR DEVELOPMENT PROJECTS AS MADATED UNDER SECTION 287 OF
45 REPUBLIC ACT NO. 7160, OTHERWISE KNOWN AS THE ‘LOCAL
46 GOVERNMENT CODE OF 1991’.”
47

1 **SEC. 2 *Implementing Rules and Regulations*** - The Department of Human
2 Settlements and Urban Development and the Department of the Interior and Local
3 Government, in consultation with appropriate government agencies, CSOs, NGOs,
4 representatives from the private sector, and ISFs, shall promulgate a new set of
5 implementing rules and regulations (IRR) within sixty (60) days from effectivity of
6 this Act. The IRR shall include the following:
7

8 (a) A template of a People’s Plan that shall set the minimum standard guide
9 ISFs in the preparation of their own People’s Plan; and

10 (b) A guide to the effective implementation of the People’s Plan, including
11 details on the necessity of the issuance of internal memoranda by concerned agencies.
12

13 **SEC. 3 *Separability Clause.*** - If, for any reason, any part, section or provision
14 of this Act is held invalid or unconstitutional, the remaining provisions not affected
15 thereby shall continue to be in full force and effect.
16

17 **SEC 4. *Repealing Clause.*** - All laws, decrees, executive orders, proclamations,
18 rules and regulations, and other issuances, or parts of thereof which are inconsistent
19 with the provisions of this Act are hereby repealed, amended or modified accordingly.
20

21 **SEC 5. *Effectivity.*** - This act shall take effect fifteen (15) days after its
22 publication in the *Official Gazette* or in a newspaper of general circulation.