



Republic of the Philippines  
Province of Ilocos Norte  
MUNICIPALITY OF NUEVA ERA  
OFFICE OF THE SANGGUNIANG BAYAN

**JOINT COMMITTEE REPORT**  
(COMMITTEE ON LANDS ESTATES AND ASSESSMENT)  
(COMMITTEE ON RULES ETHICS LAWS & PRIVILEGES)

THE HONORABLE PRESIDING OFFICER  
AND SB MEMBERS

Subject: **An Ordinance creating the Nueva Era Municipal Housing Board, defining its powers and functions, and for other purposes.**

**FINDINGS/OBSERVATIONS:**

2. As provided under Sec. 16 of RA 7160 otherwise known as the Local Government Code of 1991, expressing provides that:

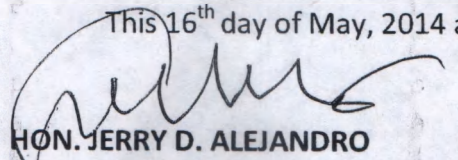
"Every local government unit shall exercise the powers expressly granted, those necessarily implied there from, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare. Within their respective territorial jurisdictions, local government units shall ensure and support, among other things, the preservation and enrichment of culture, promote health and safety, enhance the right of the people to a balanced ecology, encourage and support the development of appropriate and self-reliant scientific and technological capabilities, improve public morals, enhance economic prosperity and social justice, promote full employment among their residents, maintain peace and order, and preserve the comfort and convenience of their inhabitants."

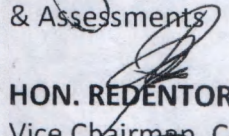
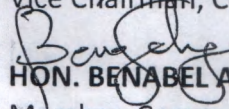
3. The draft Ordinance was crafted in compliance to Sec. 5 par. 2 of Memorandum Order No. 74 directing the Local Government Units without Local Housing Boards to create their respective housing boards.
4. That proposed members had been consulted.

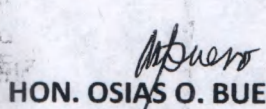
**RECOMMENDATIONS:**

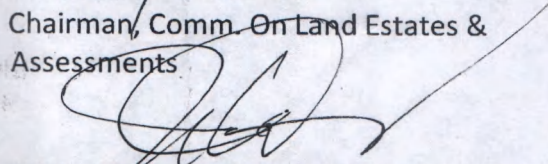
This Ordinance is pursuant to the provisions of Republic Act No. 7279 or the Development and Housing Act of 1992.

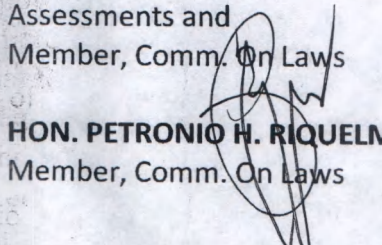
This 16<sup>th</sup> day of May, 2014 at Nueva Era, Ilocos Norte.

  
**HON. JERRY D. ALEJANDRO**  
Chairman, Comm. On Laws  
Member, Comm. On Land Estates  
& Assessments

  
**HON. REDENTOR B. VALERA**  
Vice Chairman, Comm. On Laws  
  
**HON. BENABEL A. LALUGAN**  
Member, Comm. On Laws

  
**HON. OSIAS O. BUENO**  
Chairman, Comm. On Land Estates &  
Assessments

  
**HON. JOSEPH B. ARZADON**  
Vice Chairman, Comm. On Land Estates &  
Assessments and  
Member, Comm. On Laws

  
**HON. PETRONIO H. RIQUELMAN JR.**  
Member, Comm. On Laws





Republic of the Philippines  
Province of Ilocos Norte  
**MUNICIPALITY OF NUEVA ERA**

**OFFICE OF THE SANGGUNIANG BAYAN**

EXCERPT FROM THE MINUTES OF THE SPECIAL SESSION OF THE SANGGUNIANG BAYAN OF NUEVA ERA, ILOCOS NORTE, HELD AT THE SESSION HALL ON MAY 16, 2014 AT 9:00 O'CLOCK IN THE MORNING, MONDAY.

**PRESENT:**

HON. CAROLINE A. GARVIDA

Vice-Mayor & Presiding Officer

HON. JOSEPH B. ARZADON

SB Member

HON. REDENTOR B. VALERA

"

HON. BENABEL A. LALUGAN

"

HON. JERRY D. ALEJANDRO

"

HON. ROGER O. ARZADON

"

HON. OSIAS O. BUENO

"

HON. AGRIFINA T. DURLAO

"

HON. JURLANDINO B. CASTILLO

"

HON. PETRONIO H. RIQUELMAN JR.

ABC President

ABSENT: None

**MUNICIPAL ORDINANCE NO. 2014 - 05**

**AN ORDINANCE CREATING THE NUEVA ERA MUNICIPAL HOUSING BOARD, DEFINING ITS POWERS AND FUNCTIONS, AND FOR OTHER PURPOSES**

**WHEREAS**, local housing board is tasked to formulate, develop, implement and monitor policies on the provision for housing and resettlement areas, and on the observance of the right of the underprivileged and homeless to a just and humane eviction and demolition;

**WHEREAS**, Republic Act No. 7279 or the Urban Development and Housing Act (UDHA) of 1992 provided a blueprint for socialized housing and humane eviction and demolition processes at the local government level;

**WHEREAS**, Urban Development and Housing Act (UDHA) spells out "Local Government Units" as its main implementing entity, urban poor sectoral advocates who call for effective people's participation at the local government level are at a loss as to which particular department or division of their respective Local Government Units will provide such a genuine opportunity;

**WHEREAS**, local housing boards are envisioned to provide urban poor communities, POs and NGOs, more direct participation in the planning and implementation of local housing programs;

**WHEREAS**, Section 5, paragraph 2 of Memorandum Order No. 74 issued by President Gloria Macapagal-Arroyo last September 13, 2002, directed the LGUs without local housing boards to "create their respective housing boards, or their equivalent, within thirty (30) days from the effectivity of this Order;"

**NOW THEREFORE**, be it ordained by the Sangguniang Bayan of Nueva Era, Ilocos Norte, in session assembled, that:

**Section 1. Creation** - There is hereby created a local housing board in the municipality of Nueva Era, Ilocos Norte which shall be called as the "Nueva Era Municipal Housing Board."

**Section 2. Composition** - The Nueva Era Municipal Housing Board, which shall hereinafter be referred to as the "Board," shall be composed of the following:

*[Handwritten signature]*

*[Handwritten signature]*



Chairperson : ATTY. ALDRIN R. GARVIDA, Municipal Mayor

Vice-Chair : HON. CAROLINE A. GARVIDA, Vice-Mayor

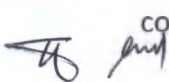
Members :

1. HON. OSIAS O. BUENO, SB Chairman Committee Land Estates and Assessment
2. MR. JORGE T. BATUGAL, Municipal Planning and Development Coordinator
3. ENGR. DANILO B. MANUEL, Municipal Engineer
4. Housing and Urban Development Coordinating Council (HUDCC) Representative
5. MRS. PORFEDA CORPUZ, Business Sector Representative
6. HON. JOSEPH B. ARZADON, People's Organization (PO) Representative
7. MR. JIMMY SOLIVEN, Non-Governmental Organizations (NGOs) Representative

**Section 3. Policies** - The Board shall, among other things, formulate, develop, implement, and monitor policies on the provision for housing and resettlement areas, and on the observance of the right of the underprivileged and homeless to just and humane eviction and demolition.

**Section 4. Powers and Functions** - The Board shall have the following powers and functions:

- a) Prepare, based on local shelter plan guidelines and with the assistance of the HUDCC and other concerned government agencies, a comprehensive municipal shelter plan which shall form part of the municipal development plan: Provided, that public hearings shall be conducted for the purpose;
- b) Designate at least one (1) representative of the Board to the Municipal Development Council: Provided, that said representative is not already a member of the Council;
- c) Assist the Municipal Development Council in the formulation of its Comprehensive Land Use Plan (CLUP);
- d) Approve preliminary and final subdivision schemes and development plans of subdivisions, residential, commercial, industrial, and other purposes, in accordance with the provisions of Presidential Decree No. 957, as amended, otherwise known as the Subdivision and Condominium Buyer's Protective Decree, and its implementing standards, rules and regulations concerning approval of subdivision plans;
- e) Approve preliminary and final subdivision schemes and development plans of all economic and socialized housing projects as well as individual or group building and occupancy permits covered by Batas Pambansa 220 and its implementing standards, rules, and regulations;
- f) Evaluate and resolve any opposition to the issuance of development permits for any of the projects stated in the two (2) preceding subsections, in accordance with the said laws and rules of procedure promulgated by the Housing and Land Use Regulatory Board (HLURB);
- g) Monitor the nature and progress of land development of projects it has approved, as well as the housing constructions in the case of house and lot packages, to ensure their faithful compliance with the approved plans and specifications, and the imposition of appropriate measures to enforce compliance therewith;
- h) Ensure compliance with the balanced housing requirement as provided for in Section 18 of RA 7279 and its implementing rules and regulations;
- i) Conduct an inventory of all lands within the municipality, and update the same every three (3) years, in accordance with Section 7 of RA 7279 and the guidelines issued for the purpose;
- j) Identify sites for socialized housing, subject to the requirements prescribed by Section 8 of RA 7279 and guidelines issued for the purpose;
- k) Advise the Sanggunian on matters of local taxation which may affect the municipal government socialized housing program, including but not limited to, the formulation of a socialized, housing tax, idle lands tax, and an additional levy on the real property tax to constitute a Special Socialized Housing Fund;





l) Recommend, for approval of the municipal mayor, formulated schemes for the acquisition and disposition of lands within the municipality for socialized housing purposes, subject to Sections 9 to 14 of RA 7279 and the implementing guidelines enacted for the purpose: Provided, that such schemes shall ensure that the valuation of a particular land for socialized housing process shall be within the affordability levels of prospective beneficiaries;

m) Recommend, for approval of the mayor, partnership arrangements with the national government on, but not limited to, the following programs;

I. Housing Production Assistance, Resettlement Assistance, Local Housing, Cost Recoverable Joint Venture and other relevant programs of the National Housing Authority (NHA);

II. Local government housing assistance programs of the Home Development Mutual Fund (HDMF), National Home Mortgage Finance Corporation (NHMFC), and the Home Guaranty Corporation (HGC), and for this purpose, the Board shall coordinate with the Advisory Committee created to oversee the implementation of the Local Government Pabahay Program; and

III. Other socialized housing projects undertaken by other national government agencies (NGAs) and government-owned and controlled corporations (GOCCs) within the municipality;

n) Ensure the registration of underprivileged and homeless urban or rural dwellers as socialized housing beneficiaries under Sections 16 and 17 of RA 7279: Provided, that the Board shall assume the functions of the city/municipal registration committee as constituted under the implementing rules and regulations of the same Sections;

o) Coordinate with government agencies and instrumentalities performing functions which may affect housing and urban development;

p) Perform such other related functions established by law or by ordinance as necessary to implement the mandate of local government units under the Urban Development and Housing Act.

**Section 5. Resources** - The Board is hereby constituted as the primary entity tasked to advise the municipal mayor on matters of sourcing of funds for socialized housing. For this purpose, the Board may recommend the following schemes for funding socialized housing projects:

a) Build-operate-transfer and other related schemes;

b) Bond floatation and other credit financing arrangements;

c) Availment of foreign or local grants for which the Board is authorized by this Ordinance to receive foreign and local grants, which shall be remitted to the municipal treasury, and shall be credited to the socialized housing account of the municipal government of Nueva Era, Ilocos Norte;

d) Loan packages from government financing or lending institutions;

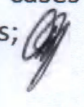
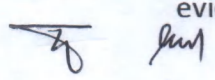
e) Joint venture projects with private sector groups or developers; and

f) Pooling of resources with other LGUs, the private sector, NGOs, and POs.

**Section 6. Eviction and Demolition** - The Board is hereby tasked to oversee implementation of Section 28 of the RA 7279 and its implementing rules and regulations: *Provided*, that just and humane eviction and demolition procedures under the said provision of law are likewise made applicable to rural areas of the municipality.

For this purpose, the Board shall:

a) Oversee and coordinate government activities relative to consultation, relocation, and resettlement of underprivileged and homeless urban or rural poor dwellers in cases when evictions and demolitions affecting them are necessary and allowed by existing laws;





b) Recommend policy measures and undertake appropriate action to ensure full compliance with the constitutional mandate and statutory requirements prior to the evictions and/or demolitions affecting underprivileged and homeless urban and rural poor dwellers; and

c) Issue directives, rules and regulations, not otherwise inconsistent with existing laws, as it may deem necessary to effectively carry out the purposes of the constitutional mandate to ensure just and humane evictions and demolitions.

**Section 7. Compliance Report** - Before undertaking evictions or demolitions that will affect underprivileged and homeless urban or rural poor dwellers, the city/municipal government, national government agencies or other proponents of evictions and demolition activities, including employees of the judiciary, shall submit a Compliance Report to the Board, with a statement under oath that:

a) Adequate consultation as defined and outlined under pertinent laws, rules and regulations have already been undertaken with the affected residents;

b) Adequate relocation, as defined and outlined under pertinent laws, rules and regulations, is available, ready, and sufficiently supported by relocation and resettlement funding; and

c) The requirement and procedures prescribed under the implementing rules and regulations of Section 28 of RA 7279, specifically on the Pre-Relocation, Relocation, and Post-Relocation Phases of eviction or demolition activities have been or shall be observed, as the case may be.

The Compliance Report shall include a certified list of families to be evicted or relocated.

The Board shall have the power to review the Compliance Report and approve or disapprove the same.

**Section 8. Meeting and Quorum** - The Board shall meet at least once a month or as often as may be deemed necessary. The presence of the Chairman or the Vice-Chairman and the majority of the members of the Board shall constitute a quorum to transact official business.

**Section 9. Executive Committee** – The Board shall create a three-member Executive Committee (ExeCom) from among its members to represent it and act in its behalf when it is not in session. The Mayor or his duly designated representative shall head the Execom.

**Section 10. Allowances** - Members of the Board who are not government officials or employees shall be entitled to the necessary traveling expenses and allowances chargeable against the funds of the Board, subject to existing accounting and auditing rules and regulations.

This shall not preclude the municipal government from mobilizing other possible funding sources for the compensation and remuneration of the services of the NGO and PO representatives in the Board.

**Section 11. Penalties** - Failure to submit the Compliance Reports as required under Section 7 of this Ordinance, or any act of misrepresentation or fraud in connection with any information contained in a submitted Compliance Report, shall subject the government officials or employees responsible for such omission, misrepresentation or fraud to:

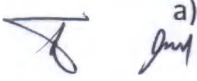
a) Disciplinary action under Book I, Title Two, Chapter 4 of the Local Government Code; or

b) Prosecution under the penalty clause of the RA 7279.

**Section 13. Implementing rules and regulations** - Within sixty (60) days after the enactment of this Ordinance, the Municipal Mayor shall, in consultation with the concerned government agencies, the private sector, and POs and NGOs, formulate the appropriate rules and regulations necessary to effectively implement any or all of the provisions of this Ordinance.

Such rules and regulations shall include, among others, guidelines on the following:

a) Resource generation and mobilization for socialized housing purposes;





- b) Schemes for municipal government housing assistance; and
- c) Accreditation and selection of representatives of the private sector, NGOs and POs to the Board.

**Section 14. Repealing Clause** - All Ordinances and other municipal issuances, or part or parts thereof, which are inconsistent with the provisions of this Ordinance are hereby repealed or modified accordingly.

**Section 15. Separability Clause** - If for any reason, any provisions of this Ordinance are declared invalid or unconstitutional, the remaining provisions not affected thereby shall continue to be in force and effect.

**Section 16. Effectivity Clause** - This Ordinance shall take effect upon its approval.

ENACTED this 16<sup>th</sup> day of May, 2014.

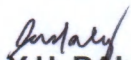
[Voting Profile:

In Favor: Members J. Aradon, R. Valera, B Lalugan, J. Alejandro, R. Arzadon, O. Bueno,  
A. Dumlao, J. Castillo, P. Riquelman Jr.

Against: NONE  
Abstained: NONE]

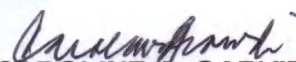
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CERTIFIED CORRECT:

  
**LILY U. DALAG**

Secretary to the Sangguniang Bayan

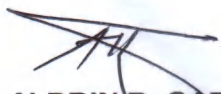
ATTESTED:

  
**CAROLINE A. GARVIDA**  
Vice Mayor & Presiding Officer

**JUN 18 2014**

Date

APPROVED:

  
**ATTY. ALDRIN R. GARVIDA**  
Municipal Mayor

**JUN 27 2014**

Date





Republic of the Philippines  
THE SANGGUNIANG PANLALAWIGAN OF ILOCOS NORTE  
Laoag City, 2900

NINTH SANGGUNIANG PANLALAWIGAN

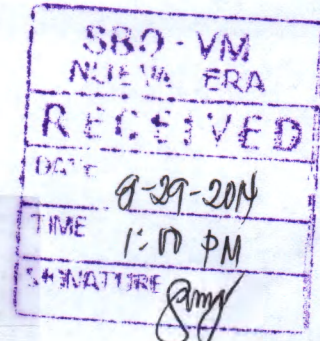
EXCERPTS FROM THE MINUTES OF THE 54<sup>TH</sup> REGULAR SESSION  
OF THE SANGGUNIANG PANLALAWIGAN, HELD AT THE  
SANGGUNIAN SESSION HALL, PROVINCIAL CAPITOL,  
LAOAG CITY, AT 2:55 O'CLOCK P. M.,  
MONDAY, 04 AUGUST 2014.

Present:

Hon. Eugenio Angelo M. Barba, Vice-Governor  
and Presiding Officer,  
Hon. Ria Christina G. Fariñas, Member,  
Hon. Da Vinci M. Crisostomo, Member,  
Hon. Albert D. Chua, Member,  
Hon. Juan Conrado A. Respicio II, Member,  
Hon. Portia Pamela R. Salenda, Member,  
Hon. James Paul C. Nalupta, Member,  
Hon. Vicentito M. Lazo, Member,  
Hon. Rogelio R. Balbag, Member,  
Hon. Joel R. Garcia, Member,  
Hon. Domingo C. Ambrocio, Jr., PCL-IN, Member,  
Hon. Charles L. Tadena, ABC-IN, Member.

Absent:

Hon. Ramon M. Gaoat, Member,



RESOLUTION NO. R2014-5081

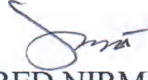
REVIEW OF/ACTION ON ORDINANCE NO. 2014-05  
ENACTED BY THE SANGGUNIANG BAYAN OF  
NUEVA ERA

ON MOTION of Member NALUPTA, Chairman, Committee on HOUSING duly  
seconded, the Body Resolved that:

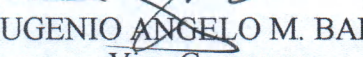
**Ordinance No. 2014-05** be declared **VALID** pursuant to the Recommendation of  
the Committees on **HOUSING**, and **CORPORATE AFFAIRS AND SPECIAL  
PROJECTS**, a copy of which is being furnished the Sanggunian concerned;

Copy of this Resolution be furnished to all concerned for their information and guidance.

I HEREBY CERTIFY to the correctness of the above-quoted Resolution.

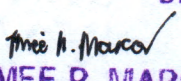
  
MILDRED NIRMLA R. LAMOSTE  
Provincial Board Secretary

ATTESTED:

  
EUGENIO ANGELO M. BARBA  
Vice-Governor  
and Presiding Officer

AUG 07 2014

APPROVED 11 AUG 2014  
DATE

  
IMEE R. MARCOS  
PROVINCIAL GOVERNOR





Republic of the Philippines  
**PROVINCE OF ILOCOS NORTE**  
Provincial Capitol, 2900 Laoag City

**OFFICE OF THE PROVINCIAL PLANNING AND DEVELOPMENT COORDINATOR**

22 July 2014

HON. JAMES PAUL C. NALUPTA  
Member, Sangguniang Panlalawigan  
Ilocos Norte

SIR:

This pertains to Municipal Ordinance No. 2014-05 of the municipality of Nueva Era, forwarded to our office for our comments/suggestions.

We found out that the said ordinance was conceived in accordance with the following:

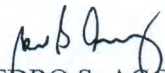
1. Republic Act No. 7279 or the Urban Development and Housing Act, An Act to Provide for a Comprehensive and Continuing Urban Development and Housing Program, Establish the Mechanism for its Implementation, and for Other Purposes.
2. The said Republic Act provides various activities in the proclaimed sites that calls for the complementary roles of the National government Agencies and the Local Government units concerned.
3. Memorandum Order No. 74 , s. 2002, Directing the Housing and Urban Development Coordinating Council to Formulate and Adopt Certain Guidelines and Implement Post-Proclamation Activities in the Areas Proclaimed as Socialized Housing Sites.
4. Section 5 of the said Memorandum Order provides that the HUDCC shall ensure that the LGU concerned, through its local housing board, if any has been constituted, or its equivalent, shall function as the local post-Proclamation secretariat and shall implement the policies and work plans drawn up pursuant to the provisions of the pertinent Presidential proclamation and this Order.
5. Further, the said Memorandum Order provides that the LGUs without local housing boards shall create their respective housing boards.

May we respectfully recommend favorable consideration of the above Municipal Ordinance.

For your reference.

Thank you,

Very truly yours,

  
PEDRO S. AGCAOILI, JR.  
Provincial planning & Development Coordinator



COMMITTEE ON HOUSING AND URBAN DEVELOPMENT



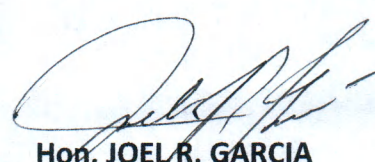
Hon. JAMES PAUL C. NALUPTA  
Chairman



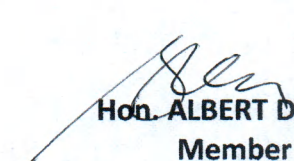
Hon. JUAN CONRADO A. RESPICIO II  
Vice-Chairman



Hon. CHARLES L. TADENA  
Member



Hon. JOEL R. GARCIA  
Member



Hon. ALBERT D. CHUA  
Member

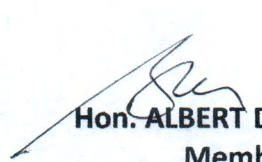
COMMITTEE ON CORPORATE AFFAIRS AND SPECIAL PROJECTS



Hon. JUAN CONRADO A. RESPICIO II  
Chairman



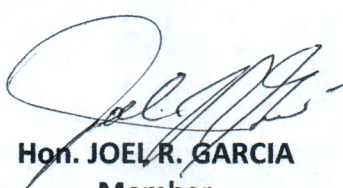
Hon. ROGELIO R. BALBAG  
Vice-Chairman



Hon. ALBERT D. CHUA  
Member



Hon. VICENTITO M. LAZO  
Member



Hon. JOEL R. GARCIA  
Member





Republic of the Philippines  
PROVINCE OF ILOCOS NORTE  
Laoag City 2900

SPO-025-0

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

JOINT COMMITTEE REPORT

COMMITTEE ON HOUSING AND URBAN DEVELOPMENT  
COMMITTEE ON CORPORATE AFFAIRS AND SPECIAL PROJECTS

SPO- VG	
RECEIVED	
DATE	JUL 30 2014
TIME	2:20 pm
SIGNATURE	jt

THE HONORABLE PRESIDING OFFICER,  
AND MEMBERS OF THE SANGGUNINANG PANLALAWIGAN

RE: Municipal Ordinance No. 2014-05 of the Municipality of Nueva Era "AN ORDINANCE CREATING THE NUEVA ERA HOUSING BOARD, DEFINING ITS POWERS AND FUNCTIONS, AND FOR OTHER PURPOSES

FINDINGS AND OBSERVATIONS:

The Committee hereby adopts the findings and observations of the Provincial Planning and Development Office thus:

1. Republic Act 7279 or the Urban Development and Housing Act, An Act to provide for a Comprehensive and Continuing Urban Development and Housing Program, Establish Mechanism for its Implementation, and for Other Purposes.
2. The said Republic Act provides various activities in the proclaimed sites that call for the complementary roles of the National government Agencies and the Local Government Units concerned.
3. Memorandum Order No. 74, S. 2002, Directing the Housing and Urban Development Coordinating Council to Formulate and Adopt Certain Guidelines and Implement Post-Proclamation Activities in the Areas Proclaimed as Socialize Housing Sites.
4. Section 5 of the said Memorandum Order provides that the HUDCC shall ensure that the LGU concern, through its Local Housing Board, if any has been constituted, or its equivalent, shall function as the local post-proclamation secretariat and shall implement the policies and work plans drawn up pursuant to the provisions of the pertinent Presidential proclamation and this Order.
5. Further, the said Memorandum Order provides that the LGUs without local housing boards shall create their respective housing boards.

The above Municipal Ordinance No. 2014- 05 of the Municipality of Nueva Era is incomformity of the above provisions of law.

RECOMMENDATION:

In view of the above foregoing findings and observations, the Joint Committee hereby recommends that Municipal Ordinance No. 2014-05 of Nueva Era be declared as **VALID**.

Laoag City, July 23, 2014

*(Signatures)*