



HOUSE OF REPRESENTATIVES

H. No. 5

BY REPRESENTATIVES ROMUALDEZ (F.M.), ROMUALDEZ (Y.M.), ACIDRE, BENITEZ, SALO, GUINTU, PADUANO, ROMERO, CASTRO (F.), MANUEL, ONGCHUAN, ROBES, CO-PILAR, CRUZ (A.), TULFO (R.W.), TIENG, ORTEGA, VERZOSA, SALCEDA, ANG, FORTES, SACDALAN, GARDIOLA, FERRER (A.), LAGON (S.), ADVINCULA, MATIBAG, GO (M.), UMALI, OLASO, PADIERNOS, LEGARDA, ATAYDE, LIMKAICHONG, BONGALON, ABALOS, ORDANES, LUISTRO, ZUBIRI, VIOLAGO, ESPARES, DY (F.M.C.), GONZALES (N.), BARBA, PALMA, YAP (C.), TAN (K.M.), ZAMORA (M.C.), RIVERA, ADIONG, SAKALURAN, TAN-TAMBU, RECTO, CARL, FLORES, DELOS SANTOS, TANJUATCO, REVILLA (R.J.), LAZATIN, BORDADO, DAZA, MARIANO-HERNANDEZ, SINGSON-MEEHAN AND DALIPE

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 purposes of this Act, the following
2 provisions of Republic Act No. 7279, otherwise known as the "Urban Development and Housing
3 Act of 1992", are hereby amended as follows:

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

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

6 "x x x

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

8 "(x) 'Zonal Improvement Program or ZIP' refers to the program of the
9 National Housing Authority of upgrading and improving blighted squatter areas

10 within the cities and municipalities of Metro Manila pursuant to existing statutes and
11 pertinent executive issuances[.];

12 “(Y) ‘ADEQUATE AND RESPONSIVE CONSULTATION’ REFERS TO THE
13 STANDARD OF DIALOGUE TO BE CONDUCTED BY THE IMPLEMENTING
14 LOCAL GOVERNMENT UNIT OR THE PROJECT PROPONENT AGENCY WITH
15 THE AFFECTED INFORMAL SETTLER FAMILIES WHICH SHALL REQUIRE
16 THE FOLLOWING:

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

21 “(2) PROVISION BY THE GOVERNMENT OR NONGOVERNMENT
22 ORGANIZATIONS OF LEGAL, TECHNICAL, AND OTHER ADVICE TO AFFECTED
23 INFORMAL SETTLER FAMILIES ON THEIR RIGHTS AND OPTIONS;

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

29 “(4) PARTICIPATION IN LOCAL OR PROJECT INTER-AGENCY
30 COMMITTEES, OR ANY OTHER MULTI-SECTORAL MECHANISMS, FORMED BY
31 IMPLEMENTING AGENCIES FOR THE PURPOSE OF COORDINATION
32 REGARDING RESETTLEMENT OF AFFECTED ISFS; AND

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

39 “(Z) ‘CIVIL SOCIETY ORGANIZATION OR CSO’ REFERS TO A
40 NONGOVERNMENT ORGANIZATION, PEOPLE’S ORGANIZATION,
41 COOPERATIVE, TRADE UNION, PROFESSIONAL ASSOCIATION, FAITH-
42 BASED ORGANIZATION, MEDIA GROUP, INDIGENOUS PEOPLES
43 MOVEMENT, FOUNDATION AND ANY OTHER CITIZEN’S GROUP FORMED
44 PRIMARILY FOR SOCIAL AND ECONOMIC DEVELOPMENT CONCERNS TO
45 PLAN PROGRAMS AND PROJECTS AND MONITOR THEIR IMPLEMENTATION,

46 ENGAGE IN POLICY DISCUSSIONS, AND ACTIVELY PARTICIPATE IN
47 COLLABORATIVE ACTIVITIES WITH THE GOVERNMENT;

48 “(AA) ‘COMPREHENSIVE LAND USE PLAN OR CLUP’ REFERS TO THE
49 DOCUMENT, FORMULATED BY THE LOCAL GOVERNMENT UNIT IN
50 CONSULTATION WITH ITS STAKEHOLDERS, THAT DEFINES OR PROVIDES
51 GUIDELINES ON THE ALLOCATION, UTILIZATION, DEVELOPMENT, AND
52 MANAGEMENT OF ALL LANDS WITHIN A GIVEN TERRITORY OR
53 JURISDICTION ACCORDING TO THE INHERENT QUALITIES OF THE LAND
54 ITSELF AND SUPPORTIVE ECONOMIC, DEMOGRAPHIC, SOCIO-CULTURAL,
55 AND ENVIRONMENTAL OBJECTIVES AS DEFINED IN SECTION 3(B) OF
56 REPUBLIC ACT NO. 11201, OTHERWISE KNOWN AS THE ‘DEPARTMENT OF
57 HUMAN SETTLEMENTS AND URBAN DEVELOPMENT ACT’;

58 “(BB) ‘IMPLEMENTING LOCAL GOVERNMENT UNIT’ REFERS TO THE
59 CITY OR MUNICIPALITY THAT CARRIES OUT THE RESETTLEMENT PROGRAM
60 AND HAS JURISDICTION OVER THE AREA WHERE THE INFORMAL SETTLER
61 FAMILIES ARE SITUATED;

62 “(CC) ‘IN-CITY RESETTLEMENT’ REFERS TO A RELOCATION SITE
63 WITHIN THE JURISDICTION OF A LOCAL GOVERNMENT UNIT WHERE
64 THE AFFECTED INFORMAL SETTLER FAMILIES ARE LIVING;

65 “(DD) ‘INFORMAL SETTLEMENT’ REFERS TO:

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

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

71 “(EE) ‘INFORMAL SETTLER FAMILIES OR ISFs’ REFERS TO
72 HOUSEHOLDS LIVING IN A LOT, WHETHER PRIVATE OR PUBLIC,
73 WITHOUT THE CONSENT OF THE PROPERTY OWNER; OR THOSE WITHOUT
74 LEGAL CLAIM OVER THE PROPERTY THEY ARE OCCUPYING; OR THOSE
75 LIVING IN DANGER AREAS SUCH AS ESTEROS, RAILROAD TRACKS, GARBAGE
76 DUMPS, RIVERBANKS, SHORELINES, AND WATERWAYS, AS DEFINED
77 IN SECTION 3(E) OF REPUBLIC ACT NO. 11201 WITHOUT DISCRIMINATION
78 AGAINST STRUCTURE OWNING, RENTING AND SHARING RESIDENTS;

79 “(FF) ‘KEY SHELTER AGENCIES’ REFERS TO THE CORPORATIONS
80 ATTACHED TO THE DEPARTMENT OF HUMAN SETTLEMENTS AND URBAN

81 DEVELOPMENT, NAMELY: NATIONAL HOUSING AUTHORITY, NATIONAL
82 HOME MORTGAGE FINANCE CORPORATION, HOME DEVELOPMENT
83 MUTUAL FUND, AND SOCIAL HOUSING FINANCE CORPORATION AND OVER
84 WHICH IT EXERCISES ADMINISTRATIVE SUPERVISION IN ACCORDANCE
85 WITH SECTION 22 OF REPUBLIC ACT NO. 11201;

86 “(GG) ‘NEAR-CITY RESETTLEMENT’ REFERS TO A RELOCATION SITE
87 CLOSE TO THE ORIGINAL SETTLEMENT OF THE AFFECTED ISFs, BUT
88 WITHIN THE JURISDICTION OF ANOTHER LOCAL GOVERNMENT UNIT THAT
89 IS ADJACENT TO THE IMPLEMENTING LOCAL GOVERNMENT UNIT;

90 “(HH) ‘NONGOVERNMENT ORGANIZATION OR NGO’ REFERS TO A
91 DULY REGISTERED NON-STOCK, NON-PROFIT ORGANIZATION FOCUSING
92 ON THE UPLIFTMENT OF THE BASIC OR DISADVANTAGED SECTORS OF
93 SOCIETY BY PROVIDING ADVOCACY, TRAINING, COMMUNITY ORGANIZING,
94 RESEARCH, ACCESS TO RESOURCES, AND OTHER SIMILAR ACTIVITIES,
95 AS DEFINED UNDER REPUBLIC ACT NO. 8425, OTHERWISE KNOWN AS THE
96 ‘SOCIAL REFORM AND POVERTY ALLEVIATION ACT’, AND ORGANIZED AND
97 OPERATED EXCLUSIVELY FOR SCIENTIFIC, RESEARCH, EDUCATIONAL,
98 CHARACTER-BUILDING AND YOUTH AND SPORTS DEVELOPMENT,
99 HEALTH, SOCIAL WELFARE, CULTURAL OR CHARITABLE PURPOSES, OR A
100 COMBINATION THEREOF, AND NO PART OF THE NET INCOME OF WHICH
101 INURES TO THE BENEFIT OF ANY PRIVATE INDIVIDUAL PURSUANT TO
102 SECTION 34(H)(2)(c)(1) OF REPUBLIC ACT NO. 8424, AS AMENDED,
103 OTHERWISE KNOWN AS THE ‘TAX REFORM ACT OF 1997’;

104 “(II) ‘OFF-CITY RESETTLEMENT’ REFERS TO A RELOCATION SITE
105 DEVELOPED OUTSIDE AND NOT ADJACENT TO THE LOCAL GOVERNMENT
106 UNIT WHERE THE AFFECTED ISFs HAVE THEIR SETTLEMENT;

107 “(JJ) ‘PEOPLE’S PLAN’ REFERS TO THE PLAN FORMULATED BY THE
108 BENEFICIARY-ASSOCIATION IN COORDINATION WITH THE IMPLEMENTING
109 LOCAL GOVERNMENT UNIT WHICH SHALL CONTAIN A SITE DEVELOPMENT
110 PLAN THAT CONFORMS TO THE CLUP OF THE LOCAL GOVERNMENT UNIT
111 UNDER WHOSE JURISDICTION THE PROJECT SITE IS PROPOSED TO BE
112 LOCATED, INCLUDING: COMMUNITY HEALTH, SANITATION, AND
113 SECURITY PLANS; NON-PHYSICAL DEVELOPMENT COMPONENTS SUCH AS
114 SELF-HELP HOUSING COOPERATIVE, LIVELIHOOD, SELF-HELP
115 DEVELOPMENT, CAPABILITY BUILDING; AND A SYSTEM OF ALLOCATION OF
116 SOCIALIZED HOUSING UNITS THAT SHALL PROMOTE AND PROTECT THE

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

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

123 “(LL) ‘RESETTLEMENT ACTION PLAN OR RAP’ REFERS TO THE PLAN
124 PREPARED BY THE IMPLEMENTING LOCAL GOVERNMENT UNIT OR THE
125 PROJECT PROPONENT AGENCY, IN CONSULTATION WITH THE AFFECTED
126 ISFS WHICH SHALL, IN THE CASE OF NEAR-CITY OR OFF-CITY RELOCATION,
127 BE CONCURRED WITH BY THE RECEIVING LOCAL GOVERNMENT UNIT,
128 AND IN ALL CASES SHALL:

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

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

133 “(3) INCLUDE THE BASIC SERVICES AND FACILITIES RELATIVE TO THE
134 HEALTH, EDUCATION, COMMUNICATION, SECURITY, RECREATION,
135 RELIEF AND WELFARE, LIVELIHOOD, AND TRANSPORTATION NEEDS
136 OF THE RELOCATEES; AND

137 “(MM) ‘SOCIAL PREPARATION’ REFERS TO THE PROCESS OF
138 ESTABLISHING SOCIAL, ORGANIZATIONAL, AND INSTITUTIONAL NORMS
139 AND MECHANISMS THAT SHALL:

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

141 “(2) IN PARTNERSHIP WITH CONCERNED INSTITUTIONS AND
142 STAKEHOLDERS, ENCOURAGE THEM NOT ONLY TO WORK AMONG
143 THEMSELVES FOR THE PURPOSE OF DRAWING UP AND UNDERTAKING
144 THEIR HOUSING PROJECT PROPOSALS, BUT ALSO TO ACTIVELY AND
145 MEANINGFULLY PARTICIPATE IN HOUSING PROJECTS UNDERTAKEN IN
146 THEIR BEHALF, RESOLVING PROBLEMS AMONG COMMUNITY MEMBERS AND
147 COORDINATION ISSUES WITH GOVERNMENT AND OTHER ENTITIES.”

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

149 “SEC. 22. *Livelihood Component.* – To the extent feasible, socialized housing and
150 resettlement projects shall be located near areas where employment opportunities

151 are accessible. The government agencies dealing with the **PROVISION OF SKILLS**
152 **AND LIVELIHOOD TRAINING**, development of livelihood programs, and grant of
153 livelihood loans, **NAMELY: THE DEPARTMENT OF LABOR AND EMPLOYMENT,**
154 **THE DEPARTMENT OF SOCIAL WELFARE AND DEVELOPMENT, THE**
155 **DEPARTMENT OF SCIENCE AND TECHNOLOGY, THE TECHNICAL**
156 **EDUCATION AND SKILLS DEVELOPMENT AUTHORITY, AND THE**
157 **PHILIPPINE TRADE AND TRAINING CENTER** shall give priority to the
158 beneficiaries of the Program.”

159

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

161 “**SEC. 23. Participation of *PROGRAM Beneficiaries OR AFFECTED ISFS,***
162 ***FORMATION OF BENEFICIARY-ASSOCIATION, MAINSTREAMING SOCIAL***
163 ***PREPARATION, AND FORMULATION AND IMPLEMENTATION OF A PEOPLE’S***
164 ***PLAN.*** – The local government units, in coordination with the Presidential
165 Commission for the Urban Poor and concerned government agencies, shall afford
166 Program beneficiaries **OR AFFECTED ISFS** or their duly designated representatives
167 an opportunity to be heard and to participate in the decision-making process over
168 matters involving the protection and promotion of their legitimate collective
169 interests which shall include appropriate documentation and feedback mechanisms.
170 They shall also be encouraged to organize themselves [and undertake self-help
171 cooperative housing and other livelihood activities] **INTO AN ASSOCIATION FOR**
172 **ACCREDITATION AS BENEFICIARIES OR AWARDEES OF OWNERSHIP RIGHTS**
173 **UNDER THE RESETTLEMENT PROGRAM, COMMUNITY MORTGAGE**
174 **PROGRAM, LAND TENURE ASSISTANCE PROGRAM, AND OTHER SIMILAR**
175 **PROGRAMS IN RELATION TO A SOCIALIZED HOUSING PROJECT ACTUALLY**
176 **BEING IMPLEMENTED BY THE NATIONAL GOVERNMENT OR BY THE LOCAL**
177 **GOVERNMENT UNITS.** They shall assist the government in preventing the
178 incursions of professional squatters and members of squatting syndicates into their
179 communities.

180 “In instances when the affected beneficiaries **OR ISFS** have failed to organize
181 themselves or form an [alliance] **ASSOCIATION** within a reasonable period prior to
182 the implementation of the program or projects affecting them, consultation between
183 the implementing **LOCAL GOVERNMENT UNIT OR** agency and the affected
184 [beneficiaries] **ISFS** shall be conducted with the assistance of the Presidential

185 Commission for the Urban Poor and the concerned [nongovernment organization]
186 CSOS UNTIL AN ASSOCIATION IS FORMED.

187 "THE ASSOCIATION, IN CONSULTATION WITH THE PRESIDENTIAL
188 COMMISSION FOR THE URBAN POOR AND IN COORDINATION WITH THE
189 IMPLEMENTING LOCAL GOVERNMENT UNIT SHALL, WITH OR WITHOUT
190 THE SUPPORT OF CSOS, FORMULATE A 'PEOPLE'S PLAN' WITHIN A
191 REASONABLE PERIOD OF SIX MONTHS TO ONE YEAR.

192 "THE ASSOCIATION, WITH THE ASSISTANCE OF CSOS AND
193 CONCERNED GOVERNMENT AGENCIES, INCLUDING THE NATIONAL ANTI-
194 POVERTY COMMISSION, PRESIDENTIAL COMMISSION FOR THE URBAN
195 POOR, NATIONAL HOUSING AUTHORITY, CITY OR MUNICIPAL SOCIAL
196 WELFARE AND DEVELOPMENT OFFICE, SOCIAL HOUSING FINANCE
197 CORPORATION, AND LOCAL GOVERNMENT UNITS SHALL AGREE ON,
198 DEVELOP, AND IMPLEMENT THE PEOPLE'S PLAN.

199 "IN ACCORDANCE WITH THE PROTECTION GUIDELINES PROVIDED
200 UNDER SECTION 28 OF THIS ACT, A RAP SHALL BE AN INDISPENSABLE
201 COMPONENT OF THE PEOPLE'S PLAN. THE RAP SHALL ENUNCIATE THE
202 FOLLOWING:

203 "(A) A SAFE, AFFORDABLE, DECENT, AND HUMANE CONDITION OF
204 RELOCATION, INCORPORATING THEREIN APPROPRIATE DISASTER RISK
205 REDUCTION MANAGEMENT AND CLIMATE CHANGE ADAPTATION
206 STANDARDS;

207 "(B) PROVISION OF ADEQUATE SOCIAL PREPARATION; AND

208 "(C) PREVENTION OF FORCED EVICTION: *PROVIDED*, THAT PRIMARY
209 CONSIDERATION SHALL BE GIVEN TO THE HOUSING FINANCIAL SCHEME
210 SUGGESTED IN THE PEOPLE'S PLAN."

211
212 (d) Section 26 is hereby amended to read as follows:

213 "SEC. 26. *Urban Renewal and Resettlement.* – [This] URBAN RENEWAL AND
214 RESETTLEMENT shall include the rehabilitation and development of blighted and
215 slum areas and the resettlement of Program beneficiaries OR AFFECTED ISFs in
216 accordance with the provisions of this Act. On-site development shall be
217 implemented [whenever possible] AFTER THE CONDUCT OF ADEQUATE AND
218 GENUINE CONSULTATION WITH THE AFFECTED ISFs, AND IN
219 ACCORDANCE WITH THE PEOPLE'S PLAN FORMULATED PURSUANT TO

220 SECTION 23 OF THIS ACT, in order to ensure minimum movement of occupants
221 of blighted lands and slum areas.

222 “[The] WHERE DEMOLITION OR EVICTION IS ALLOWED IN THE AREA
223 OCCUPIED BY THE PROGRAM BENEFICIARIES OR AFFECTED ISFS AND
224 ON-SITE RESETTLEMENT CANNOT BE UNDERTAKEN BY REASON THEREOF,
225 THE IN-CITY resettlement of the beneficiaries of the Program OR OF AFFECTED
226 ISFS from their existing places of occupancy shall be undertaken only [when on-
227 site development is not feasible and] after compliance with the procedures [laid
228 down in] PURSUANT TO Section 28 of this Act AND IN ACCORDANCE WITH THE
229 PREFERENCE OF THE AFFECTED ISFS AS CONTAINED IN THE PEOPLE’S
230 PLAN.

231 “SHOULD IN-CITY RESETTLEMENT NOT BE FEASIBLE, NEAR-CITY
232 RESETTLEMENT SHALL BE CONSIDERED. OFF-CITY RESETTLEMENT SHALL
233 ONLY BE RESORTED TO WHEN NEAR-CITY RESETTLEMENT IS NOT FEASIBLE,
234 AND MUST SATISFY THE REQUIREMENTS OF ADEQUATE AND RESPONSIVE
235 CONSULTATION PRIOR TO RELOCATION.”; and

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

237 “SEC. 29. *Resettlement.* – THE IMPLEMENTING LOCAL GOVERNMENT
238 UNITS, JOINTLY WITH THE DEPARTMENT OF HUMAN SETTLEMENTS AND
239 URBAN DEVELOPMENT AND THE APPROPRIATE KEY SHELTER AGENCIES,
240 SHALL BE CHARGED WITH THE PRIMARY RESPONSIBILITY OF:

241 “(1) IMPLEMENTING THE RESETTLEMENT OF AFFECTED ISFS IN
242 THEIR RESPECTIVE LOCALITIES [Within two (2) years from the effectivity of this
243 Act, the local government units, in coordination with the National Housing
244 Authority shall implement] AND the relocation and resettlement of [persons] ISFS
245 living in danger areas such as esteros, railroad tracks, garbage dumps, riverbanks,
246 shorelines, waterways, and in other public places such as sidewalks, roads, parks,
247 and playgrounds[. The local government unit, in coordination with the National
248 Housing Authority, shall provide]; AND

249 “(2) PROVIDING relocation or resettlement sites with basic services and
250 facilities and access to employment and livelihood opportunities sufficient to meet
251 the basic needs of the affected [families] ISFS. FOR THIS PURPOSE, THE LOCAL
252 GOVERNMENT UNIT MAY PURCHASE LANDS OUTSIDE ITS JURISDICTION
253 TAKING INTO CONSIDERATION ITS FEASIBILITY, VIABILITY, BUDGETARY
254 CONCERNS, ZONING ORDINANCES, AND OTHER RELEVANT LAWS.

255 “WHERE THE LAND OCCUPIED BY THE ISFS IS PRIVATELY-OWNED,
256 THE LOCAL GOVERNMENT UNIT SHALL, IN COORDINATION WITH THE
257 APPROPRIATE KEY SHELTER AGENCIES, NEGOTIATE WITH THE OWNER FOR
258 THE PURCHASE OF THE OCCUPIED PROPERTY. SHOULD THE NEGOTIATION
259 FAIL, THE LOCAL GOVERNMENT UNIT MAY RESORT TO EXPROPRIATION:
260 *PROVIDED*, THAT ITS EXERCISE SHOULD BE IN ACCORDANCE WITH
261 EXPROPRIATION LAWS, RULES, REGULATIONS, AND PROCEDURES AND IN
262 CONFORMITY TO EXISTING PROGRAMS, AND POLICIES OF THE NATIONAL
263 GOVERNMENT AND LOCAL GOVERNMENT UNITS TAKING INTO
264 CONSIDERATION ITS FEASIBILITY, VIABILITY, BUDGETARY CONCERNS,
265 ZONING ORDINANCES, AND OTHER RELEVANT LAWS.

266 “IN INSTANCES WHEN THE RELOCATION OR RESETTLEMENT SITE IS
267 LOCATED IN ANOTHER LOCAL GOVERNMENT UNIT, THE IMPLEMENTING
268 LOCAL GOVERNMENT UNIT AND THE CONCERNED NATIONAL
269 GOVERNMENT AGENCIES SHALL, THROUGH A MEMORANDUM OF
270 AGREEMENT, PROVIDE THE RECEIVING LOCAL GOVERNMENT UNIT WHERE
271 THE RELOCATION OR RESETTLEMENT SITE IS LOCATED THE OTHER BASIC
272 SERVICES AND FACILITIES ENUMERATED UNDER SECTION 21 OF THIS ACT,
273 INCLUDING A LIVELIHOOD COMPONENT FOR THE BENEFICIARIES BEING
274 RELOCATED.

275 “THE DEPARTMENT OF HUMAN SETTLEMENTS AND URBAN
276 DEVELOPMENT AND THE DEPARTMENT OF FINANCE – BUREAU OF LOCAL
277 GOVERNMENT FINANCE SHALL FORMULATE THE IMPLEMENTING RULES
278 AND REGULATIONS ON THE COST-SHARING MECHANISM NECESSARY TO
279 FULLY IMPLEMENT THE PROVISION OF SUCH OTHER BASIC SERVICES AND
280 FACILITIES.

281 “IN ADDITION TO THE FUNDING SOURCES PROVIDED UNDER
282 SECTION 42 OF THIS ACT, THE ALLOCATION FOR THE BASIC SERVICES AND
283 FACILITIES MAY BE SOURCED BY THE LOCAL GOVERNMENT UNIT
284 IMPLEMENTING THE RELOCATION OR RESETTLEMENT FROM THE TWENTY
285 PERCENT (20%) OF THE INTERNAL REVENUE ALLOTMENT APPROPRIATED
286 FOR DEVELOPMENT PROJECTS AS MANDATED UNDER SECTION 287
287 OF REPUBLIC ACT No. 7160, OTHERWISE KNOWN AS THE
288 ‘LOCAL GOVERNMENT CODE OF 1991’ .”

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

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

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

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

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

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

Approved.