



Office of the Sangguniang Panlungsod

CITY ORDINANCE NO. 09  
SERIES 2017

**AN ORDINANCE CREATING THE BAYBAY CITY RESETTLEMENT OFFICE (BCRO), DEFINING ITS POWERS AND FUNCTIONS, APPROPRIATING FUNDS THEREOF, AND OTHER PURPOSES.**

**Introduced, Sponsored and authored by Honorable Ernesto M. Butawan  
Seconded by All Honorable SP Members**

Be it enacted by the Sangguniang Panlungsod of Baybay City, Province of Leyte, Philippines that:

Section 1. **TITLE.** This ordinance shall be known as "**BAYBAY CITY RESETTLEMENT OFFICE Ordinance 2017**"

Section 2. **DECLARATION OF POLICY.** It is the policy of the City Government of Baybay to:

1. Adopt a focused intervention to poverty alleviation wherein every poor resident in Baybay shall be empowered to meet its minimum basic needs of shelter and descent housing;
2. Provide for the rational use and development of rural land in order to bring about the following:
  - a. Equitable utilization of residential lands in the urban and urbanizable areas with particular attention to the needs and requirements of the underprivileged and homeless citizens and not merely on the basis of market forces;
  - b. Access to land and housing by the underprivileged and homeless citizens;
  - c. Provide for an equitable land tenure system that shall guarantee security of tenure to program beneficiaries but shall respect the rights of small property owners and ensure the payment of just compensation;

Section 3. **DEFINITION OF TERMS.** As used in this Ordinance, the following terms shall mean:

- a. Urban poor - Refers to individuals or families residing in urban centers and urbanizing areas whose income or combined household income falls below

the poverty threshold as defined by the national Economic and Development Authority and/or cannot afford in a sustained manner to provide their minimum basic needs of food, health, education, housing and other essential amenities of life;

- b. Non-government organizations - Refers to duly registered non-stock, non-profit organizations focusing on the upliftment of the basic or disadvantaged sectors of society and providing advocacy, training, community organizing, research, access to resources, and other similar activities;
- c. People's organization - Refers to a self-help group belonging to the basic sectors and/or disadvantaged groups composed of members having a common bond of interest which voluntarily join together to achieve a lawful common social and economic end;
- d. Resettlement areas - Refers to areas identified by the appropriate national agency or by the local government unit with respect to areas within its jurisdiction, which shall be used for the relocation of the underprivileged and homeless citizens;
- e. Security of tenure - Refers to the degree of protection afforded to qualified program beneficiaries against infringement or unjust, unreasonable and arbitrary eviction or disposition, by virtue of the right of ownership, lease agreement, usufruct and other contractual arrangements;
- f. Socialized housing - Refers to housing programs and projects covering houses and lots or home lots only undertaken by the Government or the private sector for the underprivileged and homeless citizens, which shall include sites and services development, long-term financing, liberalized terms on interest payments, and such other benefits in accordance with the provisions of RA 7279.

Section 4. **CREATION OF THE BAYBAY CITY RESETTLEMENT OFFICE**

In order to carry out a truly comprehensive urban poor development program which will address the varied issues like security of tenure and socialized housing, livelihood and employment opportunities, and basic social services, the Baybay City Resettlement Office is hereby created under the Office of the City Mayor.

Section 5. **POWERS AND FUNCTIONS.** The Baybay City Resettlement Office shall have the following powers and functions:

1. To serve as the advisory and implementing body of the city government on all matters pertaining to land and housing, access to livelihood, employment and basic services, organization and development of communities;
2. To respond to complaints or inquiries brought to the office with regards to land disputes, tenurial problems, livelihood assistance and other issues and concerns of the urban poor in the resettlement areas, and to facilitate linkages through referrals and endorsement;
3. To formulate strategies, work plans geared towards the alleviation of the quality of life of the urban poor;



4. To implement the relocation and resettlement of urban poor-informal settlers affected by government projects, living in danger areas, court ordered demolition and evictions and other mode of demolitions and evictions.
5. To conduct master-listing of potential and qualified housing beneficiaries;
6. To conduct inventory of public and private lands, to determine areas for development of resettlement sites and other recommended housing development programs;
7. To facilitate the formulation and implementation of the City Shelter Plan of the City pursuant to the provision of the Local Government Code;
8. To implement Republic Act No. 7279 otherwise known as the Urban Development and Housing Act (UDHA) pursuant to Article X, Section 39;
9. To coordinate the speedy implementation of the programs/projects of the government and non-government organizations for the urban poor;
10. To coordinate with the Sangguniang Panlungsod, other departments, Local Special Bodies created by the City Government to resolve housing issues and other concerns of the urban poor;
11. To enforce housing laws, rules and regulations, codes and guidelines;
12. To establish new resettlement sites affected by the court ordered demolition/eviction, administrative and summary demolitions/evictions, cases of out-of-court settlements and informal settlers living in geo-hazard zone;
13. To establish networking and linkages with local and international funding institutions involved in land and housing development, livelihood and other basic services for the urban poor;
14. To initiate the negotiations with the land owners and homeowners for voluntary land sharing of their properties and future housing projects;
15. To facilitate the preparation of MOAS's and MOU's by and between the City Government, the community associations, the national government agencies, the private sectors and other multi-stakeholders having forge to undertake programs and projects; and
16. To perform such other functions as may be authorized by the City Mayor;

Section 6. **COMPOSITION.** The Baybay City Resettlement Office (BCRO) shall be composed of personnel/staff headed by the Baybay City Resettlement Officer, consistent with the subject to civil service laws, rules and regulations.

The following plantilla positions are hereby created to constitute the Baybay City Resettlement Office (BCRO):

One (1) City Resettlement Officer	-	SG-22
One (1) Home-site Regulations Officer	-	SG-18
One (1) Administrative Officer	-	SG-15

Section 7. **QUALIFICATIONS.** No person shall be appointed as the Resettlement officer unless he/she is a citizen of the Republic of the Philippines, of good moral character, a holder of a college degree from a recognized college or university and a first grade civil service eligible or its equivalent. He/she must have extensive experience in handling urban poor affairs, housing development, urban planning, community organizing and management.

Section 8. **DUTIES AND RESPONSIBILITIES OF THE BAYBAY CITY RESETTLEMENT OFFICER.** The Resettlement Officer shall be responsible for the implementation of the Housing program of the city and other housing development program, as well as of the community associations, enforcement of all housing laws, rules and regulations, codes and guidelines. He/she shall have the following duties:

- a. Formulate measures and provide technical assistance and support to the City mayor and the Sangguniang Panlungsod, as the case may be, in carrying out measures to ensure the implementation of housing programs and projects and the speedy delivery;
- b. Recommend plans and strategies and upon approval thereof by the City Mayor and the Sangguniang Panlungsod, implement the same particularly those which have to do with urban poor and other projects which the City Mayor is empowered to implement;
- c. Organize, train and equip personnel with knowledge and skills for efficient and effective urban poor community development program implementation;
- d. Coordinate with all multi-stakeholders with urban poor programs and projects for an integrated approach in community development; and
- e. Exercise such other powers and perform such other duties and functions as may be prescribed by the City mayor and/or by laws and ordinances.
- f. Sit as member in the Baybay City Housing Board;

SECTION 9. **APPROPRIATIONS.** The amount necessary to carry out the purposes of this Ordinance shall be included by the City Budget Officer in the annual budget following its enactment into law and every year thereafter. The City Mayor is hereby authorized to implement this Ordinance subject to the availability of funds.

SECTION 10. **REPEALING CLAUSE.** All laws, executive orders, rules and regulations, or parts thereof, inconsistent with this Ordinance are hereby repealed, amended or modified accordingly.

SECTION 11. **SEPARABILITY CLAUSE.** If for any reasons, any provision of this Ordinance shall be held invalid or unconstitutional, the remaining provisions thereof not affected thereby shall remain in full force and effect.

SECTION 12. **EFFECTIVITY CLAUSE.** This Ordinance shall take effect fifteen days from the last publication in the newspaper circulating in the province.





I hereby certify to the correctness of the foregoing Ordinance which was duly enacted by the Sangguniang Panlungsod during its regular session held on April 10, 2017.


  
ATTY. VIVIAN E. VIDALLON  
SP Secretary

*Attested and Certified  
To be duly adopted:*


  
MICHAEL L. CARI  
City Vice Mayor


*With our concurrence:*

  
HON. ERNESTO M. BUTAWAN  
SP Member

  
HON. EDGARDO R. OMPOY  
SP Member

  
HON. ARTURO ELISA O. ASTORGA  
SP Member

  
HON. LEONCIO P. ASILOM JR.  
SP Member

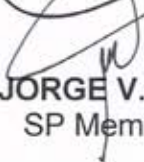
  
HON. RODULFO S. PALMA JR.  
SP Member

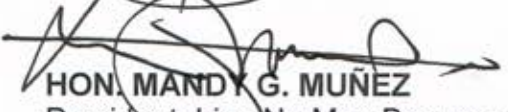
  
HON. VICENTE VICTOR G. VELOSO  
SP Member

  
HON. ALAN D. FERNANDEZ  
SP Member


  
HON. DOMINADOR K. MURILLO  
SP Member

  
HON. FILEMON F. AVILA  
SP Member

  
HON. JORGE V. REBUCAS  
SP Member

  
HON. MANDY G. MUÑOZ  
President, Liga Ng Mga Barangay  
Ex-Officio SP Member

*Approved by Her Honor:*

  
CARMEN L. CARI  
City Mayor