



PROVINCE OF BULACAN  
OFFICE OF THE SECRETARY  
OFFICIAL SEAL

DATE:  
TIME:

10-16-24  
10:30  
Ruh

## ORDINANCE NO. 2024-16

**“CREATING THE BUSTOS MUNICIPAL HOUSING BOARD, DEFINING ITS CLEARING HOUSE FUNCTION PURSUANT TO EXECUTIVE ORDER NO. 708, S. 2008, AND FOR OTHER PURPOSES.”**

*Motioned by:*

**Councilor Soliman C. Santos**

*Chairperson*

**Committee on Public Works, Land Use and Housing**

**WHEREAS**, there is a need to recognize the Municipal Housing Board of Bustos to be able for the Municipal Government to address shelter concerns through the formulation, and development of comprehensive and integrated housing; land development;

**WHEREAS**, Article XII, Section 9 of the Constitution of the Republic of the Philippines provides that “The State shall, by law, and for common good, undertake, in cooperation with the private sector, continuing program land reform and decent housing model, make available at affordable cost decent housing basic services for the underprivileged and homeless citizens in resettlement areas;

**WHEREAS**, the Local Government Code of 1991 (RA 7160) likewise mandates local government units with the responsibility to provide basic services and facilities to include programs and projects for low-cost housing and mass dwellings;

**WHEREAS**, the creation of any of the said organizational structures is authorize by Section 18 of the Local Government Code (RA 7160);

Hon. Martin S.J. Angeles

Hon. Francis Albert G. Juan

Engr. Fortunato S. Angeles, MPA

Hon. Kyle Gabrielle D.R. Navarro

Hon. Wilfredo G. Canozo

Hon. John Mark L. Perez

Hon. Aljaneal E. Quindnes

Hon. Soliman C. Santos

Hon. Philip W. Wyrner B. Santos

Hon. Juliet D.J. Dela Cruz

Hon. Marie Niña Niskie Perez, MA

Hon. Leo T. Santos

TANGGAPAN NG SANGGUNIANG BAYAN

BAKURAN NG BAHAY PAMAHALAANG BAYAN NG BUSTOS, BULACAN

044 761 0069 | 11thsbbustos@gmail.com | www.facebook.com/11thSangguniangBayannngBustos/

WHEREAS, the Urban Development and Housing Act (RA 7279) has devolved to the LGUs the task of Implementing the socialized housing program in their respective jurisdiction.

NOW, THEREFORE, BE IT ORDAINED BY THE SANGGUNIANG BAYAN IN A SESSION DULY ASSEMBLED THAT:

**Section 1. Creation** – Pursuant to Executive Order No. 708, s 2008, there hereby created a local housing board which shall be called as the Bustos Municipal Housing Board.”

**Section 2. Composition** – The Bustos Municipal Housing Board, which shall herein after be referred to as the “Board,” shall be composed of the following:

**Chairperson :** Municipal Mayor

**Members :**

- 1) Chairperson, Sanggunian Committee on Housing and Urban Development or its equivalent;
- 2) Bustos Municipal Planning and Development Coordinator;
- 3) Bustos Municipal Engineer;
- 4) A representative from Presidential Commission for the Urban poor;
- 5) A representative of a duly accredited People’s Organization which is already represented in the Local Development Council it may be concurrently represented in the Board; and
- 6) A representative of a SEC-registered and duly accredited Non-Governmental Organization which is already represented in Local Development Council it may concurrently represented in the Board.

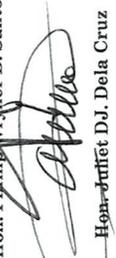
**Section 3. Power and Function** – As the sole clearing house for eviction and demolition activities concerning informal settlers in danger areas, public places and government projects, the Board shall exercise the following powers and functions;

- 1) Monitor all eviction and demolition, whether voluntary, extra-judicial, summary, or court ordered;

  
Engr. Fortunato S.J. Angeles, MPA  
  
Hon. Kyle Gabrielle DR. Navarro

  
Hon. Wilfredo G. Canaza  
  
Hon. John Patrick L. Perez

  
Hon. Aljhanes E. Gadoras  
  
Hon. Soliman C. Santos

  
Hon. Phillip Wynner B. Santos  
  
Hon. Juliet D.J. Dela Cruz

  
Hon. Marie Niña Kkatie Perez, MA  
  
Hon. Leo T. Santos

  
Hon. Martin S.J. Angeles

  
Hon. Francis Albert G. Juan

2. Require the proponent of eviction and demolition, i.e, national government department, agency, institution or local government, or its duly authorized representative, to first secure from Board the Checklist, Guidelines and Eviction and Demolition Compliance Certificate prior to the actual implementation thereof and, thereafter, to submit to the Board the completed Checklist, attested to under oath by the proponent and indicating that;

(a) Adequate consultation with the affected families were undertaken;

(b) Adequate resettlement site and relocation facilities are made available; and

(c) The provisions of Section 3, paragraph 1 of the Implementing Rules and Regulations of Section 28 of Republic Act No. 7279 (Pre-relocation) have been complied with; and

**Section 4. Application for an Eviction and Demolition Compliance Certificate.** – Every proponent of an extrajudicial eviction and demolition, whether administrative or summary, shall, prior to actual eviction and demolition, secure a Compliance Certificate from the Board. The process of applying for the said certificate shall be as follows:

1. In the case of an administrative eviction and demolition involving the underprivileged and homeless, the proponent shall obtain from the Board, the proper application form for certificate of compliance and submit the same together with the required documents as listed in the appropriate Checklist at least fifteen working (15) days prior to the actual conduct of eviction and demolition.

In the case of *summary eviction and demolition*, the proponent shall likewise obtain an application for certificate of compliance. Provided, that the said application shall be submitted at least seven (7) working days prior to the conduct of the same, pursuant to the rules and summary demolitions. However, in the event that the affected persons are found to be among those subject to administrative eviction or demolition, the Board shall immediately inform the proponent and require the proper application for certificate of compliance.

Engr. Fortunato S.J. Angeles, MPA

Hon. Kyle Gabrielle B.R. Navarro

Hon. Wilfredo G. Canozo

Hon. John Patrick L. Perez

Hon. Aljhaneal E. Quiñones

Hon. Soliman C. Santos

Hon. Phil W. Wynne B. Santos

Hon. Juliet D.J. Dela Cruz

Hon. Marie Niña Mikkie Perez, MA

Hon. Leo T. Santos

Hon. Martin S.J. Angeles

Hon. Francis Albert G. Juan

In the case of an extra-judicial eviction and demolition as defined in the implementing guidelines of Executive Order No. 152, s. 2002, the compliance certificate applications shall constitute inputs for data-banking activities, and serve as advance notice to ensure Board's presence of its representative during the conduct of an eviction and demolition.

In case of a court-ordered eviction and demolition, the Board shall establish the appropriate schemes to monitor the same in coordination with the pertinent government agencies.

In monitoring the actual conduct of a demolition, the Board has to observe the conduct of an actual eviction and demolition and prepares a detailed report on the compliance or noncompliance of said activity to Sections 27, 28 and 30 of RA 7279 and their IRR.

**Section 7. 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 and the majority of the members of the Board shall constitute a quorum to transact official business.

**Section 8. 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 9. Secretariat.** – The Board shall appoint at least two (2) staff who will act as Secretariat of the Board.

**Section 10. Budget.** – The municipal government shall appropriate necessary funds for the operations and activities of the Board.

**Section 11. Cooperation of Concerned Agencies.** – The Board shall coordinate with all concerned government agencies, such as Department of the Interior and Local Government (DILG), Philippine National Police (PNP), Department of Social Welfare and Development (DSWD), Department of Public Works and Highways (DPWH), Department of Health (DOH), Housing and Urban Development Coordinating Council (HUDCC), the National Housing Authority (NHA), and the presidential Commission for the Urban Poor (PCUP) to ensure the effective and efficient implementation of this Ordinance.

Engr. Fortunado S.J. Angeles, MPA

Hon. Kyle Gabrielle DR. Navarro

Hon. Wilfredo G. Canozo

Hon. Johnrick L. Perez

Hon. Alhena E. Quironez

Hon. Soliman C. Santos

Hon. Phillip Wryner B. Santos

Hon. Juliet DJ. Dela Cruz

Hon. Marie Niña Rikkie Perez, MA

Hon. Leo Santos

Hon. Martin S.J. Angeles

Hon. Francis Albert G. Juan

Engr. Fortunato S.J. Angeles, MPA

Hon. Kyle Gabrielle DR. Navarro

1. In pursuance of any court order specifying police action or assistance;

2. In any case or event where voluntary eviction and dismantling of structures are agreed upon, in writing, by the concerned parties, and approved by the Board;

3. In the case of a local infrastructure project where police assistance is approved, in writing, by the duly authorized official of the Board;

4. In the case of national infrastructure projects. Provided, however, that the duly authorized official of the Board has approved the same in writing; and

5. In any other case of eviction and demolition where police assistance is necessary to preserve peace and order. Provided, however, that the duly authorized official of the Board has approved the same in writing.

For purposes of the above, a written request by the sheriff for police assistance in the implementation of a court order or writ with certified copies of the said order or writ annexed therein shall suffice for the police to render assistance without further need of obtaining the approval of the Board. In lieu of the approval of the Board, the concerned PNP Officer shall merely inform the Board in writing of the date of eviction and demolition at least three (3) days prior to the actual conduct of the same. The written notice shall contain copies of the sheriff's request for police assistance, the order or writ to be implemented and other pertinent documents.

In any of the circumstances specified above, the members of the PNP tapped to provide police assistance must be in proper uniform and in appropriate cases, carry with them the necessary documents supporting the provision of police action or assistance.

The provisions of the above notwithstanding, the request for police assistance shall still be subject to the pertinent guidelines and regulations of the Philippine National Police.

**Section 6. Oversight.** – The Board shall, in coordination with other government agencies including the proponent, oversee the conduct of evictions and demolitions in accordance with Sections 27, 28 and 30 of RA 7279 and their implementing rules and regulations.

Hon. Wilfredo G. Canozo

Hon. John Erick L. Perez

Hon. Aljhaneal E. Guinofes

Hon. Soliman C. Santos

Hon. Phillip Ryner B. Santos

Hon. Juliet DePela Cruz

Hon. Marie Nina Yakkie Perez, MA

Hon. Leo T. Santos

Hon. Martin S.J. Angeles

Hon. Francis Albert G. Juan

In the case of a voluntary eviction and demolition, the proponent shall obtain from the Board, the proper application for certificate of compliance and submit the same together with the required documents as listed in the appropriate Checklist at least fifteen working (15) days prior to the actual conduct of eviction and demolition.

2. If the application is sufficient in form and substance, the Board, upon verification approves the application, issues the proper certificate of compliance and notifies the proponent.

3. The certification shall indicate the name of the proponent, the purpose and location of the area applied for eviction and demolition, a statement of compliance to the pertinent rules covering the eviction or demolition applied for, an authorization or approval for the rendering of police assistance, validity period, the date of issuance, and the authorize signature.

4. If the application is incomplete in form and substance, the Board informs the proponent and the latter has to comply with the deficiency within ten working (10) days from notification, with the exception of a summary eviction and demolition which shall be complied with within three (3) working days from notification.

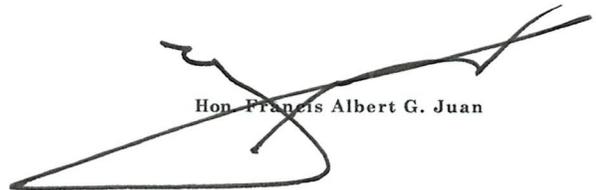
In the event that the deficiency is not complied with within the periods mentioned herein, the proponents shall be required to re-apply for a new compliance certificate.

5. In cases where the Board issues a certification or the proponent has already complied with the deficient requirements for application and thus acquired a certification, the eviction and demolition will proceed as a matter of course.

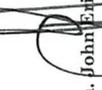
**Section 5. Authorized Police Assistance.** - A proponent of an eviction and demolition, may be provided with a duly authorized police assistance only upon prior compliance with the statutory requirements under Sections 27, 28 and 30 of Republic Act No. 7279 and their implementing rules and regulations, checklist and compliance certificate requirements, or with the written notice requirement when applicable, as certified or authorized by the Board.

In the case of a court-ordered demolition, police assistance shall only be allowed under the following circumstances:

  
Hon. Martin S. Angeles

  
Hon. Francis Albert G. Juan

  
Engr. Fortunato S.J. Angeles, MPA  
  
Hon. Kyle Gabrielle DR. Navarro

  
Hon. Wilfredo G. Canozo  
  
Hon. John Erick L. Perez

  
Hon. Aljhaneal E. Quinones  
  
Hon. Soliman C. Santos

  
Hon. Phillip Wagner B. Santos  
  
Hon. Rufie D.J. Della Cruz

  
Hon. Marie Niña Nieves Perez MA  
  
Hon. Leo T. Santos

**Section 12. Submission of Periodic Reports.** – The Board shall submit quarterly reports to the Department of the Interior and Local Government, through the DILG Regional Office, relative to the status of compliance with the provisions of this Ordinance and the pertinent provisions of laws governing eviction, demolition and relocation activities.

**Section 13.** – Failure to comply with statutory requirements as stated in this Memorandum Circular, or any act of misrepresentation or fraud in connection with any information contained in any verification report or any application for certificate of compliance or in securing the same, shall subject the government officials or employees responsible for such omission, misrepresentation or fraud to:

1. Disciplinary action under Book I, Title Two, Chapter 4 of the Local Government Code; or
2. Prosecution under the penalty clause of Republic Act No. 7279, quote:

*“Section 45. Penalty Clause. – Any person who violates any provision of this Act shall be imposed the penalty of not more than six (6) years of imprisonment or a fine of not less than Five Thousand pesos (P5,000) but not more than One Hundred thousand pesos (P100,000), or both, at the discretion of the court xxx.”*

**Section 14. Repealing Clause.** - All ordinances, rules and regulations, or parts thereof, provisions of which are in conflict with, or contrary to, the provisions of this ordinance are hereby repealed, amended, or modified accordingly.

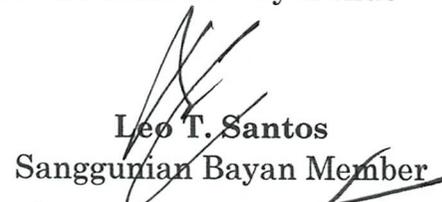
**Section 15. Separability Clause.** – Should any provision of the Ordinance be declared invalid, the validity of the other provisions hereof shall be unaffected thereby.

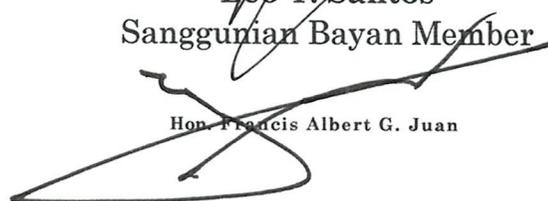
**Section 16. Effectivity.** - This ordinance shall take effect upon its approval.

ENACTED, 15<sup>th</sup> of July, 2024 at at the Amado Raymundo Session Hall.

  
Marie Niña Nikkie Perez, MA  
Sanggunian Bayan Member

  
Hon. Martin S.J. Angeles

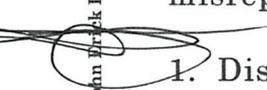
  
Leo T. Santos  
Sanggunian Bayan Member

  
Hon. Francis Albert G. Juan

  
Engr. Fortunato S.J. Angeles, MPA

  
Hon. Rylee Gabrielle D.R. Navarro

  
Hon. Wilfredo G. Canozo

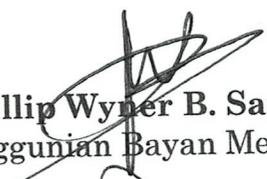
  
Hon. John Frank L. Perez

  
Hon. Alhaneal E. Guinindas

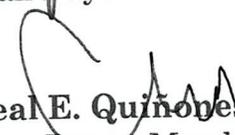
  
Hon. Soliman C. Santos

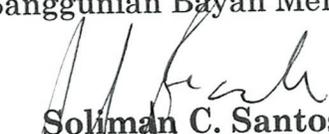
  
Hon. Philip Wayne B. Santos

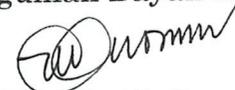
  
Hon. Juliet D.J. Dela Cruz

  
**Phillip Wyner B. Santos**  
Sanggunian Bayan Member

  
**Juliet DJ. Dela Cruz**  
Sanggunian Bayan Member

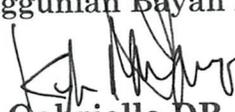
  
**Aljhaneal E. Quinones**  
Sanggunian Bayan Member

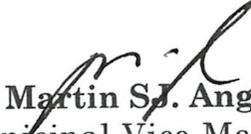
  
**Soliman C. Santos**  
Sanggunian Bayan Member

  
**Wilfredo G. Canoza**  
Sanggunian Bayan Member

  
**John Erick L. Perez**  
Sanggunian Bayan Member

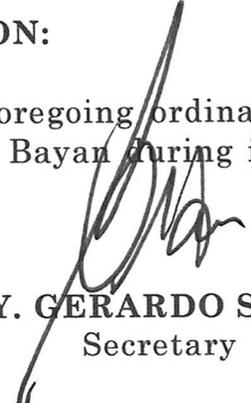
  
**Engr. Fortunato SJ. Angeles**  
ABC President

  
**Kyle Gabrielle DR. Navarro**  
SK President

  
**Martin SJ. Angeles**  
Municipal Vice Mayor and  
Presiding Officer of the Sangguniang Bayan

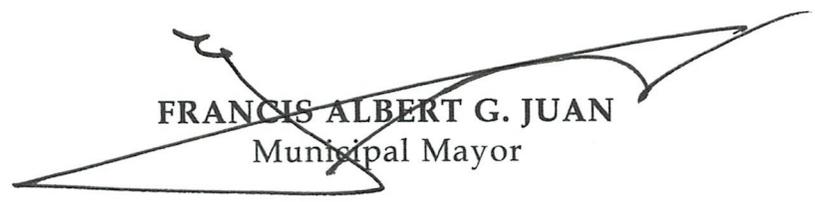
— ■ —  
**CERTIFICATION:**

I HEREBY CERTIFY that the foregoing ordinance which was duly adopted by the Sangguniang Bayan during its regular session on 15<sup>th</sup> of July, 2024.

  
**ATTY. GERARDO S. BRIASA**  
Secretary

*Attested:*

Signed today, 21 of AUGUST 2024

  
**FRANCIS ALBERT G. JUAN**  
Municipal Mayor