



A-02-1162

EXECUTIVE ORDER No. 04
Series of 2017

"AN ORDER CREATING THE PROVINCIAL LOCAL HOUSING BOARD OF THE PROVINCE OF DAVAO DEL NORTE, PROVIDING IT'S COMPOSITION, POWERS AND FUNCTION THEREOF"

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 and basic services for the underprivileged and homeless citizens in ... resettlement areas;"

WHEREAS, the Local Government Code of 1991 likewise mandates local government unit with the responsibility to provide basic services and facilities to include program and projects for low cost housing and mass dwellings;

WHEREAS, Republic Act of 7279 (Urban Development and Housing Act), also provides for the preparation of a comprehensive and continuing housing program, establish the mechanism for each implementation and for other purposes;

WHEREAS, the Provincial government of Davao del Norte recognizes the need for a long term housing plan as an integral part of the socio-economic development of the Province;

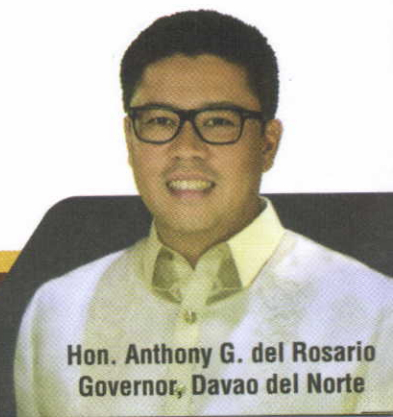
WHEREAS, the Provincial Government of Davao del Norte has approved The Provincial Shelter Code (Provincial Ordinance No.2013-001)

NOW THEREFORE, I, ANTONIO RAFAEL G. DEL ROSARIO, Provincial Governor of Davao del Norte by virtue of the powers vested in me by the Constitution and Laws do hereby order the creation of the Provincial Local Housing Board, to wit :

Section A. Composition and Secretariat.

- Chairperson : **HON. ANTONIO RAFAEL G. DEL ROSARIO**
Governor
- Vice Chairperson : **MR. SAMSON J. SANCHEZ, MPA, CSEE**
Provincial Administrator
- Members : **HON. FRANCISCO C. REMITAR**
SP Member
Chairperson, Comm. on Human Settlements,
Planning & Development
- HON. MIGUEL P. NIEZ, DBA**
President, Federation Association of Barangay Captains
- ENGR. JOSIE JEAN R. RABANOZ, CE, MPA**
Provincial Planning & Development Officer
- ENGR. RAUL G. MABANGLO**
Provincial Engineer
- ATTY. JENNIFER NAMOC-YASOL**
Provincial Legal Officer

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MS. ANGELITA A. BASA
Housing and Urban Development Coordinating Council

MS. MARILOU A. TARONA
Presidential Commission on Urban Poor

MR. MARIO RAPAS
Federation President, Tagum City Federation of Urban Poor
Homeowners Association

One (1) Representative Davao del Norte Chamber of Commerce

One (1) Representative Gawad Kalinga

**Secretariat : The Provincial Planning and Development Office through the
Housing Section**

Section B. Powers and Functions of the Housing Board. The Davao del Norte Housing Board shall have the following powers, functions and mandates, pursuant to Provincial Ordinance No.2013-001, to wit:

1. Act as a policy-making body and board to the Provincial Housing Office;
2. Formulate the Provincial Shelter Plan which shall include among others, the social housing programs under Article II hereof within six (6) months from the constitution of the Provincial Housing Board;
3. Assist in the review of the residential land zoning classification of the Local Government Unit's Comprehensive Land Use Plan (CLUP);
4. Recommend policies for the simplification and transparent processing of development permits, individualization of title, awards, affect the transfer of awards and/or titles in Presidential Proclamations for socialized housing projects;
5. Formulate measures and monitor the compliance to policies on the census and tagging registration of underprivileged and homeless families specifically those in the housing backlog as socialized housing;
6. Formulate measures and monitor the compliance to policies on the Balance Housing Requirement under Section 18 of the Urban Development and Housing Act (UDHA) and Section 12 of this Provincial Ordinance No. 2013-001 or the Shelter Code of Davao del Norte;
7. Formulate measures and monitor the compliance of policies for the inventory and identification of lands for socialized housing, resettlement or relocation based on site selection criteria, documentation requirements, and technical assistance under guidelines enacted for the purpose, with due regard to community participation in the selection and identification process of such lands;
8. Formulate, in consultation with concerned communities and urban poor organizations, the Provincial Resettlement Action Plan (PRAP) for those affected or to be affected by government infrastructure projects, natural or man-made disasters/calamities, those occupying danger zones, public areas, private lots, especially with court-ordered demolition and eviction in their pre-implementation, implementation and post-implementation stages;
9. Formulate and recommend to the Sangguniang Panlalawigan policies and measures in generating resources including funding to support the implementation of the Provincial Shelter Plan (PSP);
10. Formulate measures, and recommend policies to the Sangguniang Panlalawigan for entities participating in socialized housing to be provided with incentives which may include, but not limited to, any of the following:
 - a. Transfer tax exemption of the land used for socialized housing;
 - b. Reduction or exemption of fees for development permits of socialized housing projects;
 - c. Real estate tax reprieve for the first three years of the socialized housing project.

11. Formulate schemes for the acquisition and disposition of lands within Davao del Norte for socialized housing purposes in accordance with Sections 14 and 15 subject to guidelines, implementing rules and regulations enacted for the purpose;
12. Formulate and recommend partnership arrangements with the Social Housing Finance Corporation (SHFC), Home Development Mutual Fund (HDMF), Home Guaranty Corporation (HGC), Local Government Unit Guaranty Corporation (LGUGC), National Home Mortgage Finance Corporation (NHMFC), National Housing Authority (NHA) and all key shelter agencies, private entities, Peoples Organizations (POs) and Non-Government Organization (NGOs) for the reduction and elimination of the housing backlog;
13. Conduct studies on shelter provision and programs in relation to the impact of population increase due to birth and in-migration;
14. Formulate policies and guidelines on the allocation and use of the Socialized Housing Fund found under Section 13 of the Shelter Code;
15. Study and recommend for the strengthening of the present Provincial Housing Office into a regular department;
16. Establish mechanics for extension of legal assistance to the urban poor families facing cases and threats of legal and/or illegal demolition in accordance with the Urban Development and Housing Act (UDHA);
17. Formulate and propose an annual operational budget that will be included in the regular Provincial budget, subject to existing laws, rules and regulations;
18. Create the necessary technical working groups or communities and tap resource persons to assist the Provincial Housing Board (PHB) in the execution of its functions under this Ordinance;
19. Formulate and recommend programs for urban poor communities relative to the social preparation of program beneficiaries to include but not limited to, community organizing, leadership trainings and value formation;
20. The Board shall meet at least twice a year or as often as may be deemed necessary. The presence of the Chair and majority of its members constitutes a forum; and
21. Perform such other functions as may be necessary for the Province to implement its mandate as provided under the Urban Development and Housing Act.

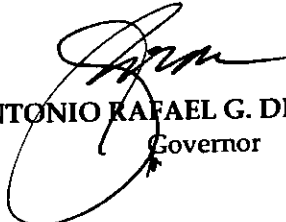
Section C. Allocation. The Province shall also appropriate funds necessary to cover the operations of the Provincial Local Housing Board.

Section D. Separability Clause. If for any reason, any part or provisions of this Executive Order shall be held unconstitutional or invalid, other parts or provisions which are not affected shall continue to be in full force and effect.

Section E. Repealing Clause. All rules and regulations and other issuances or parts thereof, which are inconsistent with this Executive Order, are hereby repealed or modified accordingly.

Section F. Effectivity. This Executive Order shall take effect immediately upon signing hereof.

Issued this 18th day of February, 2017 at Tagum City, Davao del Norte Province, Philippines


ANTONIO RAFAEL G. DEL ROSARIO
Governor