



Republic of the Philippines
OFFICE OF THE CITY MAYOR
City of Davao

EXECUTIVE ORDER NO. 34

Series of 2020

"AN ORDER CREATING AND CONSTITUTING THE PUBLIC HEARING/CONSULTATION BOARD (PHCB) OF THE CITY OF DAVAO FOR THE COMPREHENSIVE LAND USE PLAN AND PROVIDING FOR ITS COMPOSITION, POWERS, AND FUNCTIONS"

WHEREAS, on February 7, 1981, Executive Order No. 648, otherwise known as the "Reorganizing the Human Settlements Regulatory Commission" became effective devolving upon the Human Settlements Regulatory Commission, renamed as the Housing and Land Use Regulatory Board thru Executive Order No. 90, the authority to *"promulgate zoning and other land use control standards and guidelines which shall govern land use plans and zoning ordinances of local governments"*;

WHEREAS, as per Republic Act. No. 11201, or "An Act Creating the Department of Human Settlements and Urban Development, Defining its Mandate, Powers and Functions, and Appropriating Funds Therefor", provides for the creation of the Department of Human Settlements and Urban Development, *"through the consolidation of the Housing and Urban Development Coordinating Council (HUDCC) and the Housing and Land Use Regulatory Board (HLURB)"*;

WHEREAS, on January 01, 1992, Republic Act No. 7160, otherwise known as the "Local Government Code of 1991", became effective devolving upon the local government units the authority to *"prepare their respective comprehensive land use plans enacted through zoning ordinances which shall be the primary and dominant bases for the future use of land resources"*;

WHEREAS, on February 05, 1993, the City Government of Davao passed and approved Resolution No. 3619 with its corresponding Ordinance No. 385, Series of 1993, formally adopting the provisions of the Local Government Code of 1991 (RA 7160), particularly Section 458, paragraph a, sub-paragraph 2 (vii) thereof;

WHEREAS, the City Government of Davao enacted City Ordinance No. 0546-13, Series of 2013, entitled "An ordinance amending the Comprehensive Zoning Ordinance (CZO) of the City Of Davao and providing for the administration enforcement and amendments thereof and for the repeal of all ordinances in conflict therewith, now otherwise known as the "Comprehensive Zoning Ordinance Of Davao City for 2013-2022", incorporating as integral part thereof Volume I (Comprehensive Land Use Plan) and Volume III (Sectoral Studies) of the Comprehensive Land Use Plan of Davao City for 2013-2022";

WHEREAS, Executive Order No. 72, or "Providing for the preparation and implementation of the Comprehensive Land Use Plans of Local Government Units pursuant to the Local Government Code of 1991 and other pertinent laws", provides that "*cities and municipalities shall continue to formulate or update their respective land use plans, in conformity with the land use planning and zoning standards and guidelines prescribed by the HLURB pursuant to national policies*";

WHEREAS, the Comprehensive Land Use Plan is currently being drafted for finalization, subject to the initial review of the general public and approval of the City Council;

NOW THEREFORE, I, SARA Z. DUTERTE, Mayor of the City of Davao, by the virtue of the powers vested in me by law, do hereby order the following:

SECTION 1. CREATION. There is hereby created the Public Hearing/Consultation Board and the same shall be composed by the following persons and/or heads of the following offices, to wit:

Chairperson - Office of the City Mayor, or in her absence, the Office of the City Administrator

Members:

- Office of the City Planning and Development Coordinator
- Department of Human Settlements and Urban Development
- SP Floor Leader
- SP Chairperson or representative, Committee on Housing, Rural, and Urban Development (High-End, Medium-End, and Low-End Projects)
- SP Chairperson or representative, Committee on Rules, Privileges, Laws, and Ordinances
- Sangguniang Panlungsod Secretary
- Office of the City Agriculturist
- Office of the City Veterinarian
- Office of the City Environment and Natural Resources Officer
- Office of the City Health Officer
- Office of the City Social Welfare and Development Officer
- Office of the City Engineer
- Office of the City Building Official
- City Disaster Risk Reduction and Management Office
- Mines and Geosciences Bureau – Department of Environment and Natural Resources
- Davao City Water District
- Davao Light and Power Company

*The Chairperson may appoint a moderator and Sangguniang Panlungsod secretary to assist during the proceedings of the public hearing. The Moderator need not be a member of the Public Hearing/Consultation Board.

SECTION 2. POWERS OF THE PHCB. The Board shall have the following functions and responsibilities:

- A. Coordinate activities prior to and after the conduct of public hearing/consultation. Such activities may include organizing, designing, facilitating, documenting, disseminating information, and evaluating;
- B. Actual conduct of public hearing to be presided by the chairperson of the PHCB;
- C. Evaluate and decide on comments, suggestions, and position papers for incorporation in the plan;
- D. Produce official and approved minutes/documentation of every public hearing conducted;
- E. Produce a Certificate of Public Hearing once consensus regarding draft CLUP and ZO has been achieved;

SECTION 5. MEETINGS. The Board shall meet as often as deemed necessary.


SECTION 6. SECRETARIAT. The Office of the City Planning and Development Coordinator shall act as the Secretariat of the PHCB;

SECTION 7. SEPARABILITY CLAUSE. If any provision of this Executive Order is declared invalid or unconstitutional, the other provisions not affected thereby shall remain valid and subsisting.

SECTION 8. REPEALING CLAUSE. All orders or parts hereof which are inconsistent with the provisions of the Executive Order are hereby repealed or modified accordingly.

SECTION 9. EFFECTIVITY. This Executive Order shall take effect immediately.

DONE in the City of Davao, Philippines on MAY 26 2020.


SARA Z. DUTERTE
City Mayor

Attested by:



ATTY. ZULEIKA T. LOPEZ
City Administrator 

CMO - CRD 105-2
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