



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

760.11 ED, LMD.(P)

EXECUTIVE ORDER NO. 41

Series of 2019

"AN ORDER RECONSTITUTING THE MEMBERSHIP OF THE CITY HOUSING AND LAND USE REGULATORY UNIT (CHLURU) AND PROVIDING FOR ITS POWERS, FUNCTIONS, AND OTHER PURPOSES"

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, among others, to process and approve subdivision plans for residential, commercial, or industrial purposes and to collect processing fees and other charges;

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 (x) thereof;

WHEREAS, on March 23, 1993, Executive Order No. 71 was signed into law by then President of the Republic of the Philippines, Fidel V. Ramos, devolving the powers of the Housing and Land Use Regulatory Board to approve subdivision plans to cities and municipalities pursuant to RA 7160;

WHEREAS, on April 15, 1993, the Housing and Land Use Regulatory Board issued HLURB Office Circular No. 04, prescribing the Guidelines to implement the provisions of Executive Order No. 71, Series of 1993;

WHEREAS, in order to assist the Sangguniang Panlungsod in the discharge of the aforementioned devolved functions, the City Housing and Land Use Regulatory Unit (CHLURU) was created to facilitate, among others, the processing of applications for Preliminary Approval and Locational Clearance, Development Permits, and Alteration of Plans of all subdivisions for residential, commercial, or industrial and other purposes including townhouses, memorial parks/cemeteries, farm lots, malls, commercial centers and shopping centers, apartments, hotels and motels, warehouses, and residential and commercial condominiums in accordance with the provision of Section 1, Article XI of the Comprehensive Zoning Ordinance of Davao City (2013-2022);

WHEREAS, there is a need to reconstitute the composition of the City Housing and Land Use Regulatory Unit in view of the development direction of the City to ensure full compliance to environmental laws and in response to the challenges of climate change and disaster risk management;

OLMS RCD-2020-01376

NOW THEREOFRE, I, SARA Z. DUTERTE, Mayor of the City of Davao, by virtue of the powers vested in me by law, do hereby order the reconstitution of the CITY HOUSING AND LAND USE REGULATORY UNIT (CHLURU), as follows:

SECTION 1. ORGANIZATION – The membership of the CITY HOUSING AND LAND USE REGULATORY UNIT (CHLURU) is hereby reconstituted and shall now be composed of the following:

Chairperson - Office of the City Administrator

Members:

- Office of the City Engineer
- Office of the City Planning and Development Coordinator
- Office of the City Legal Officer
- Office of the City Building Official

SECTION 2. TECHNICAL WORKING GROUP FOR EVALUATION – The composition of the Technical Working Group for Evaluation is hereby created to assist the Committee in the discharge of its functions and shall now be composed of representatives from the City Planning and Development Office (CPDO), City Engineer's Office (CEO), and City Administrator's Office (CADO), to be designated by the Chairperson of the CHLURU;

SECTION 3. TECHNICAL WORKING GROUP FOR MONITORING – The composition of the Technical Working Group for Monitoring is hereby created to assist the Committee in the discharge of its functions is hereby reconstituted and shall now be composed of representatives from the Office of the City Building Official (OCBO), Davao City Disaster Risk Reduction and Management Office (DCDRRMO), City Environment and Natural Resources Office (CENRO), City Engineer's Office (CEO), and City Health Office (CHO);

SECTION 4. SECRETARIAT – The Zoning Enforcement Division of the City Planning and Development Office shall act as the Secretariat of the CHLURU;

SECTION 5. FUNCTION. – The CHLURU shall have the following duties and responsibilities, to wit:

1. To receive, process, and submit recommendations to the Sangguniang Panlungsod, applications for Preliminary Approval and Locational Clearance (PALC), Development Permit (DP), and Alteration of Plans (ALT) of subdivision schemes and development plans in accordance with the provisions of Presidential Decree No. 957 (The Subdivision and Condominium Buyers' Protective Decree) as amended by Presidential Decree No. 1216 and Batas Pambansa 220 and Section 1, Article XI of the Comprehensive Zoning Ordinance of Davao City (2013-2022);

2. To conduct monitoring on the nature and progress of land development based on approved Development Permit and/or Alteration of Plans and housing construction of projects whose subdivision and building plans are approved by the LGU; provided, however, that with respect to monitoring of compliance with the period of completion and phasing of development of said projects, it shall be guided by the work program approved by the HLURB;
3. To receive, evaluate, process, and submit recommendations to the HLURB for the issuance or non-issuance of Certificate of Completion of subdivisions;
4. Imposition upon owners/developers of projects the appropriate measures to enforce compliance with the terms and conditions of their approval such as issuance of Notices of Violation, Show Cause Orders, Orders of Imposition of Administrative Sanctions, and Cease and Desist Orders pursuant to the provisions of PD 957, BP 220, and the Rules, Regulations, and Standards of HLURB, Comprehensive Zoning Ordinance of Davao City, PD 1096, and other existing laws;
5. Assessment and collection of fees incident to the foregoing; and
6. Such other functions as may be designated by the City Mayor.

SECTION 6. FUNDING – All costs pertaining to the operation of the CHLURU, including the payment of honoraria, incidental, and other expenses to its members, Technical Working Group, Secretariat, and other appropriate personnel, as may hereinafter be identified by the Chairperson or his/her representative, shall be taken from the available funds of the City Government of Davao subject to the usual accounting, auditing rules, and regulations;

SECTION 7. REPEALING CLAUSE – All previous Executive Orders inconsistent with this Executive Order are hereby repealed or modified accordingly.

SECTION 8. EFFECTIVITY – This Executive Order shall take effect immediately.

DONE in the City of Davao, Philippines on 15 OCT 2019.

[Signature]
 RYAN R. ANDO

CMD

CADOB 2/2

10/15/19

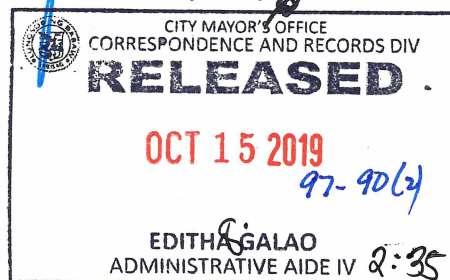
ASSY. CMDR

10-15-19

ASSY. CMDR

10/15/19

[Signature]
SARA Z. DUTERTE
 City Mayor



Attested by:

[Signature]
ATTY. ZULEIKA T. LOPEZ
 City Administrator

- SP 10/15/19
- CID 10-15-19
- CPRO 10/15
- DILG 10/15
- CEO 10/15/19
- CW 10/15/19
- OCBO 10/15/19
- ASSTER 10/15/19
- CENRO 10/15/19
- CHO 10/15/19