



REPUBLIKA NG PILIPINAS
PAMAHALAANG LUNGSOD NG MUNTINLUPA
KALAKHANG MAYNILA
Telephone no. 861-0181/ Fax: 862-6473
Email address: sangguniangpanlungsod2k16@gmail.com



ORDINANCE NO. 18-172

AN ORDINANCE CREATING THE MUNTINLUPA COMMITTEE AGAINST SQUATTING SYNDICATES AND PROFESSIONAL SQUATTERS (MCASSPS) OF THE CITY GOVERNMENT OF MUNTINLUPA PROVIDING FOR ITS COMPOSITION, AND DEFINING ITS POWER AND FUNCTIONS.

Sponsored by: **Hon. Coun. Mark Lester M. Baes**
Hon. Coun. Bal Niefes
Hon. Coun. Allan Rey A. Camilon
Hon. Coun. Louisito A. Arciaga
Hon. Coun. Alexander Diaz
Hon. Coun. Ivey Rhia Arciaga-Tadefa
Hon. Coun. Ma. Dhesiree G. Arevalo
Hon. Coun. Marissa Cole-Rongavilla
Hon. Coun. Lucio B. Constantino
Hon. Coun. Rafael T. Sevilla
Hon. Coun. Victor L. Ulanday
Hon. Coun. Grace B. Gonzaga
Hon. Coun. Walter A. Arcilla – ABC

WHEREAS, the proliferation of professional squatters, squatting syndicates and construction of illegal structures after the effectivity of *Republic Act No. 7279, otherwise known as the Urban Development Housing Act of 1992 (UDHA)* has been a rampant, perennial problem and continue to besiege the country in a nationwide scale, especially in the urban areas.

WHEREAS, *Section 27 of the UDHA* provides that the local government units, in cooperation with the Philippine National Police, the Presidential Commission for the Urban Poor (PCUP), and the PCUP-accredited urban poor organization in the area, shall adopt measures to identify and effectively curtail the nefarious and illegal activities of professional squatters and squatting syndicates;

WHEREAS, *Section 30 of the UDHA* entitled 'Protection Against New Illegal Structures', mandates that it shall be unlawful for any person to construct any structure in danger areas such as esteros, railroad tracks, garbage dumps, riverbanks, shorelines, waterways and in other public places such as sidewalks, roads, parks and playgrounds).

WHEREAS, *Section 30 of UDHA* also mandates that the "barangay, municipal or city government units shall prevent the construction of any kind of illegal dwelling units or structures within their respective localities. The head of any local government unit who allows, abets or otherwise tolerates the construction of any structure in violation of this section shall be liable to administrative sanctions under existing laws and penal sanctions provided for in this Act."

WHEREAS, *Section 2.2.1 of Executive Order No. 129* dated 15 October 1993 established an institutional mechanism to curtail the activities of professional squatting syndicates and professional squatters and intensifying the drive against them;



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WHEREAS, Executive Order No. 153 dated 10 December 2002 instituted the national drive to suppress and eradicate professional squatting and squatting syndicates;

WHEREAS, DILG Memorandum Circular No. 2011-17, directed the Provincial Governors, City and Municipal Mayors and Barangay Chairmen to prevent the proliferation of Informal Settlers within their respective jurisdictions;

WHEREAS, DILG Memorandum Circular No. 2012-04 directed the Mayors and Sangguniang Panglungsod/Sangguniang Bayan to create local committees and/or similar bodies against squatting syndicates and professional squatters.

NOW, THEREFORE, BE IT ORDAINED AS IT IS HEREBY ORDAINED, by the 8th Sangguniang Panglungsod of Muntinlupa, Metro Manila, by virtue of the powers vested in it by law, in Session assembled, that:

SECTION 1. Creation - There is hereby created the *Muntinlupa Committee Against Squatting Syndicates and Professional Squatters (MCASSPS, for brevity)* of the City of Muntinlupa.

SECTION 2. Composition. - The MCASSPS shall be composed of the following members:

- 1) The Mayor of the city who shall serve as Chairman with permanent alternate;
- 2) The local chief of PNP with permanent alternate;
- 3) The representative of the PCUP (Philippine Commission on Urban Poor) with permanent alternate;
- 4) The duly designated or deputized representative of HUDCC (Housing and Urban Development Coordinating Council);
- 5) The President of the *Liga ng mga Barangay* of the city;
- 6) The head of the city Legal Department with permanent alternate;
- 7) The representative from the CHR (Commission on Human Rights) with permanent alternate;
- 8) The Local Housing Board people's representative for private lands.
- 9) The Local Housing Board people's representative for danger areas.
- 10) The Local Housing Board people's representative for public lands.



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11) A representative from the private sector who shall be chosen by the above members.

Provided further that, at least one or more of the people's representatives for private lands, public lands and danger areas indicated in numbers 8, 9, and 10 of the abovementioned Composition of the committee shall be a president of a PCUP-accredited urban poor organization.

SECTION 3. Powers and Functions. The MCASSPS shall have the following powers and functions:

1. Adopt the necessary measures to identify and effectively curtail the activities of professional squatters and squatting syndicates, including the names of public officials and/or private individuals or entities suspected of abetting or tolerating the commission of said acts;
2. Provide the HUDCC and the National Housing Authority (NHA) copies of the quarterly report/ list of identified professional squatters and squatting syndicates in order to safeguard against their inclusion in future government housing programs/projects and recommend their disqualification in existing programs;
3. Provide legal assistance to victims of professional squatters and squatting syndicates, giving priority to small property owners, and make available, through the PNP and the Department of Justice (DOJ), a consolidated list of professional squatters and squatting syndicates;
4. File or assist the complainant in filing the appropriate charges before the prosecutor's office;
5. Undertake investigation of cases of violation of laws or rules on eviction and demolition forwarded to it and recommend appropriate actions on the same to the concerned agencies;
6. Monitor eviction and demolition activities and draw up and establish its own monitoring system;
7. Submit quarterly reports to the Housing and Urban Development Coordinating Council (HUDCC) and to the Office of the President, copy furnished the concerned agencies involved in the implementation of Republic Act No. (R.A.) 7279; and
8. Request for assistance from any government entity, if necessary.

SECTION 4. Appropriation. Funds necessary for the MCASSPS's discharge of its powers and functions shall be included in the budget appropriation for the **City of Muntinlupa's Squatting Prevention and Control Division** of the year following the enactment into law and every year thereafter.



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SECTION 5. Separability Clause. If for any reason, any part/s or provision/s of this Ordinance shall be declared unconstitutional or invalid, others parts or provisions hereof which are not affected thereby shall continue to be in full force and effect.


SECTION 6. Repealing Clause. All ordinances, resolutions, rules and regulations or part/s thereof, which are inconsistent with any of the provisions of this Ordinance are hereby repealed or modified accordingly.

SECTION 7. Effectivity. This ordinance shall take effect upon its approval.

ENACTED, by the 8th Sangguniang Panlungsod of Muntinlupa this 4th day of June, 2018, on its 75th Regular Session.

CONCURRED:

DISTRICT I:


COUN. BAL NIEFES
Member


COUN. ALLAN REY A. CAMILON
Member


COUN. LOUISITO A. ARCIAGA
Member

COUN. ALEXANDER B. DIAZ
Member


COUN. IVEE RHIA A. TADEFFA
Member

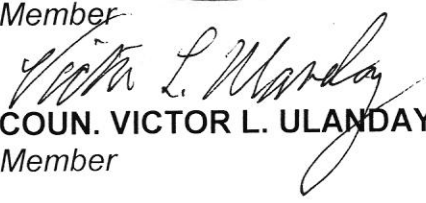
DISTRICT II:


COUN. MA. DHE SIREE G. AREVALO
Member


COUN. MARISSA C. RONGAVILLA
Member


COUN. MARK LESTER M. BAES
Member


COUN. RAFAEL T. SEVILLA
Member


COUN. VICTOR L. ULANDAY
Member


COUN. GRACE B. GONZAGA
Member



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COUN. WALTER A. ARCILLA
Sectoral Representative
President
League of Barangay Captains

ABSENT:

CELSO C. DIOKO
City Vice-Mayor/Presiding Officer

COUN. ATTY. PATRICIO L. BONCAYAO, JR.
Member

COUN. STEPHANIE G. TEVES
Member

COUN. CHRISTINE MAY A. ABAS
Member

COUN. RINGO A. TEVES
Member

I HEREBY CERTIFY, as to the correctness of the foregoing Ordinance.

CECILIA C. LAZARTE
Secretary to the Sanggunian

ATTESTED:

COUN. LUCIO B. CONSTANTINO
Assistant Majority Floor Leader/Acting Presiding Officer

APPROVED:

ATTY. JAIME R. FRESNEDI
City Mayor

Date: **13 JUN 2018**

Norie/8th SP