



Republic of the Philippines  
**SANGGUNIANG PANLUNGSOD**  
City Government of Pasig

Ordinance No. 20  
Series of 2021

*Benito*

**AN ORDINANCE AUTHORIZING THE HONORABLE CITY MAYOR, VICTOR MA. REGIS N. SOTTO TO ENTER INTO NEGOTIATION WITH THE HEIRS OF FERNANDO REYNOSO, FOR THE ACQUISITION OF A PARCEL OF LAND, WITH AN AREA OF FIVE THOUSAND FIVE HUNDRED THIRTY EIGHT (5,538) SQUARE METERS MORE OR LESS DESCRIBED UNDER TRANSFER CERTIFICATE OF TITLE NO. PT-79260 LOCATED IN MARKET AVENUE, SAN MIGUEL, PASIG CITY, TO BE USED FOR HOUSING PROGRAM OF THE CITY GOVERNMENT OF PASIG, AND TO EXPROPRIATE THE SAME IF NEGOTIATIONS FAIL.**

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**Authored by:** Councilor Orlando R. Benito  
**Co-Authored by:** Councilors Ferdinand A. Avis, Regino S. Balderrama, Rhichie Gerard T. Brown, Mario C. Concepcion, Jr., Rosalio D. Martires, Corazon M. Raymundo, Gregorio P. Rupisan, Jr., Reynaldo R. San Buenaventura III, Editha C. Santiago, Wilfredo F. Sityar, LIGA Pres. Rigor J. Enriquez and SK Fed. President Georgia Lynne P. Clemente

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*Benito*

**WHEREAS**, Section 16 of the Republic Act No. 7160 otherwise known as the Local Government Code ("code") provides that, every local government unit shall exercise the powers expressly granted, those necessarily implied there from, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare. Within their respective territorial jurisdictions, local government units shall ensure and support, among other things, the preservation and enrichment of culture, promote health and safety, enhance the right of the people to a balanced ecology, encourage and support the development of appropriate and self-reliant scientific and technological capabilities, improve public morals, enhance economic prosperity and social justice, promote full employment among their residents, maintain peace and order, and preserve the comfort and convenience of their inhabitants.

*Benito*

**WHEREAS**, Section 17 (b) (2) (viii) and Section 17 (b) (3) (vii) in relation to Section 17 (b) (4) of Republic Act No. 7160 provide that, the City has the duties and responsibility of constructing infrastructure facilities intended primarily to service the needs of its residents including the construction of roads, multi-purpose buildings, housing facilities, among others;

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**WHEREAS**, Section 19 of the same code further provides that, a local government unit may, through its chief executive and acting pursuant to an ordinance, exercise the power of eminent domain for public use, or purpose, or welfare for the benefit of the poor and the landless, upon payment of just compensation.



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**WHEREAS**, the property of Fernando Reynoso, covered by Transfer Certificate of Title No. PT-79260 with an area of Five Thousand Four Hundred Thirty Eight (5,438) square meters, more or less, located in Market Avenue, Barangay San Miguel, Pasig City, was identified by the Pasig Urban Settlement Office as suitable for housing program of the City Government of Pasig, considering that the property is already inhabited by informal settlers, thus, suitable for on-site development via Community Mortgage Program.

**NOW THEREFORE**, be it ordained as it is hereby ordained by the Sangguniang Panglungsod of Pasig in a session duly assembled the following:

**SECTION 1.** –The Honorable City Mayor Victor Ma. Regis N. Sotto is hereby authorized to negotiate and/or initiate expropriation proceedings, as the case maybe as provided hereunder, for the acquisition of the subject property registered under Transfer Certificate of Title No. PT-79260, with a total area of Five Thousand Four Thirty Eight (5,438) square meters, more or less, located in Market Avenue, Barangay San Miguel, Pasig City, to be used for onsite development housing program of the City Government of Pasig, and the payment of the purchase price or just compensation thereof to the registered owner, as the case may be.

For this purpose, the City Mayor may authorize the Office of the City Legal Officer – Pasig City or Office of the City Mayor to represent him in making the written offers and in negotiating with the affected owners.

**SECTION 2.** – The City Mayor is further authorized in case of a negotiated sale to pay the purchase price for the subject property, as agreed upon by the parties, and subject to existing COA accounting rules and regulations.

**SECTION 3.** – In the event that the negotiation with the owner/s of the subject property fails, the City Mayor is hereby authorized to initiate and pursue expropriation proceedings to acquire and pay just compensation for this property. For this purpose, the City Mayor shall be represented by the Office of the City Legal Officer. Moreover, the City Mayor and the City Treasurer are hereby authorized to deposit in court fifteen (15%) percent of the fair market value of the property sought to be expropriated, or as maybe determined by the proper court, and in accordance with law.



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**SECTION 4.** – The City Mayor is authorized to engage the services of a duly licensed and qualified contractor for the design and construction of the housing building for the benefit of underprivileged Pasiguenos, and those living in the danger zones and other government projects of the City Government of Pasig.

**SECTION 5.** – The amount to be used for the payment of the purchase price or just compensation shall be taken from the land capital outlay of the City Government of Pasig, subject to existing COA rules and regulations.

**SECTION 6.** – Should any article, section or regulation of this Ordinance be declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity of this Ordinance as a whole, or any portion thereof other than the article, section or regulation so declared to be unconstitutional or invalid.

**SECTION 7.** – All ordinances or portions of ordinances in conflict with this Ordinance, or inconsistent with the regulations of this Ordinance, are hereby repealed to the extent necessary to give this Ordinance full force and effect.

**SECTION 8.** – This Ordinance shall take effect immediately.

APPROVED, this 17<sup>th</sup> day of **June 2021** at Pasig City.

**FERDINAND A. AVIS**  
Councillor

**MARIO C. CONCEPCION, JR.**  
Councillor

**GREGORIO P. RUPISAN JR.**  
Councillor

**ORLANDO R. BENITO**  
Councillor

**REYNALDO R. SAN BUENAVENTURA III**  
Councillor

**CORAZON M. RAYMUNDO**  
Councillor



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**REGINO S. BALDERRAMA**  
Councilor

*[Handwritten signature]*  
**WILFREDO F. SITYAR**  
Councilor

*[Handwritten signature]*  
**EDITHA C. SANTIAGO**  
Councilor

*[Handwritten signature]*  
**RIGOR J. ENRIQUEZ**  
LIGA President

**GEORGIA LYNNE P. CLEMENTE**  
SK Fed. President

*[Handwritten signature]*  
**RHICHIE GERARD T. BROWN**  
Councilor  
Minority Floor Leader

*[Handwritten signature]*  
**ROSALIO D. MARTIRES**  
Councilor  
Majority Floor Leader

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LUNGSOD NG

**PASIG**

Attested by:

*[Handwritten signature]*  
**IYO CHRISTIAN C. BERNARDO**  
City Vice-Mayor  
Presiding Officer

APPROVED:

*[Handwritten signature]*  
**VICTOR MA. REGIS N. SOTTO**  
City Mayor

UMAAGOS ANG PAG-ASA

Attested by:

*[Handwritten signature]*  
**LOIDA U. VILLANUEVA**  
Acting City Council Secretary

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