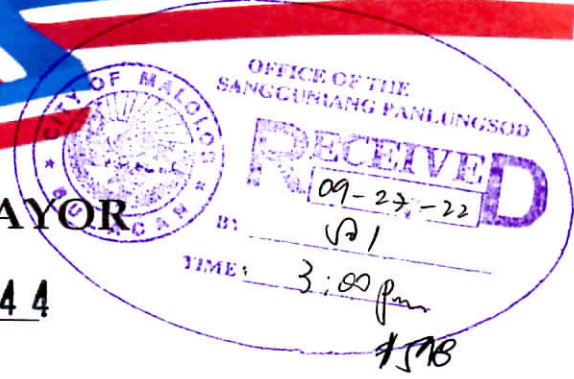




Republic of the Philippines  
Province of Bulacan  
CITY OF MALOLOS

RECEIVED



**OFFICE OF THE CITY MAYOR**

**EXECUTIVE ORDER NO. 044  
SERIES 2022**

**AN ORDER PROMULGATING THE IMPLEMENTING RULES AND REGULATIONS OF EXECUTIVE ORDER NO. 22, s. 2022 ENTITLED, "AN EXECUTIVE ORDER CREATING THE CITY DEMOLITION TASK FORCE FOR ILLEGAL STRUCTURES IN THE CITY OF MALOLOS"**

**WHEREAS**, Executive Order No. 22, s. 2022 was issued to address the complaints pertaining to illegally constructed structures in public and private properties within the territory of the City of Malolos, Bulacan;

**WHEREAS**, pursuant to the above-mentioned Executive Order, this IRR is being issued to further clarify its provisions.

**NOW THEREFORE, I, ATTY. CHRISTIAN D. NATIVIDAD**, Mayor of the City of Malolos, by virtue of the powers vested in me by law, do hereby promulgate the following Implementing Rules and Regulations (IRR) of Executive Order No. 22, s. 2022.

**RULE I  
PRELIMINARY PROVISION**

**SECTION 1. PURPOSE.**

These Rules are promulgated to prescribe the procedures and guidelines for the implementation of E.O. No. 22, s. 2022.

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## **SECTION 2. INTERPRETATION**

These rules and regulations shall be construed in a manner that will achieve the objectives of Executive Order No. 22, s. 2022.

## **RULE II JURISDICTION, COMPOSITION, AND POWERS**

### **SECTION 3. JURISDICTION.**

The Task Force shall hear and make recommendations as regards all complaints pertaining to illegal structures in any public or private property within the territory of the City of Malolos, Bulacan.

### **SECTION 4. COMPOSITION.**

The Task Force shall be composed of the following:

Chairman	:	<b>MR. JOEL S. EUGENIO</b> City Administrator
Vice Chairman	:	<b>ATTY. CYRUS PAUL S. VALENZUELA</b> City Legal Officer
Members	:	<b>HON. EMMANUEL R. SACAY</b> Chairman, Committee on Public Order Fire Prevention and Public Safety
	:	<b>HON. DIONISIO C. MENDOZA</b> President, Liga ng mga Barangay
	:	<b>PLTCOL. FERDINAND D. GERMINO</b> Philippine National Police

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- : **ENGR. RICASOL P. MILLAN**  
City Engineer
- : **ENGR. EUGENE N. CRUZ**  
City Planning and Dev't Coordinator
- : **ENGR. REYNALDO S. GARCIA**  
City General Services Officer
- : **ENGR. BENJAMIN M. ILAG**  
Zoning Officer IV
- Secretariat : Representatives,  
City Engineering Office  
City Assessor's Office  
CPDO  
City Legal Office

## **SECTION 5. POWERS.**

The Task Force shall have the following powers:

- a. Investigate all complaints pertaining to illegal structures in any public or private property within the territory of the City of Malolos, as provided under Sec. 2 of R.A. No. 8754 or the Charter of the City of Malolos;
- b. Issue recommendations to the City Mayor regarding complaints filed or referred to the Task Force;
- c. Act on complaints for illegally constructed houses, buildings or other structures and improvements built within the City of Malolos, Bulacan; and

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d. Perform such acts as may be necessary for the effective implementation of E.R. No. 22, s. 2022.

### **RULE III COMMENCEMENT OF COMPLAINT, EVALUATION, AND INVESTIGATION**

#### **SECTION 6. HOW COMMENCED**

The Task Force, *motu proprio*, or upon complaint received, shall take cognizance of and initiate investigation of cases.

Referral to the Task Force by other Departments in the City Government of Malolos shall be treated as Task Force initiated action.

#### **SECTION 7. FILING OF COMPLAINT.**

Complaints filed or referred to the Task Force shall be in writing and accompanied by all the necessary supporting documents that will enable the Task Force to determine if the structure being complained of was illegally constructed.

#### **SECTION 8. NATURE OF PROCEEDING.**

The investigation conducted by the Task Force shall be summary in nature and without strict adherence to the technical rules of evidence, but in accord with the rudiments and requirements of due process.

#### **SECTION 9. EVALUATION**

If, upon initial evaluation, it is established that the complaint is meritorious, the Task Force shall commence investigation on the complaint.

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## SECTION 10. INVESTIGATION

Investigation of the Task Force shall be conducted in any of the following manner:

- a. Requiring the owner or person responsible for the illegal structure to submit a written reply within five (5) days from receipt of the copy of the complaint;
- b. Ex-parte evaluation of the records; or
- c. Conduct a clarificatory meeting with the parties involved.

## RULE IV ISSUANCE OF RECOMMENDATION, NOTICE, AND EXECUTION

### SECTION 11. ISSUANCE OF RECOMMENDATION

After investigation, the Task Force shall issue a recommendation to the Mayor through a Resolution which shall expressly state the findings of the Task Force if the structure complained of is illegal or not. If the structure is found to be illegally constructed, the Resolution shall expressly state a recommendation for its demolition.

### SECTION 12. NOTICE

Upon the Mayor's approval of the Resolution, the Task Force shall immediately serve a copy of the Resolution to the owner or person responsible for the illegal structure.

### SECTION 13. EXECUTION

Upon approval of the Resolution recommending the demolition of the illegal structure, the Task Force shall serve a copy of the Resolution to the

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City Administrator's Office, the City Legal Office, the City Engineering Office, and the Malolos City-Philippine National Police. The City Administrator's Office shall be the lead Department in the execution of the demolition of illegal structure while the The City Engineering Office will be in charge with providing the needed manpower and equipment for the demolition. The personnel from the Malolos City-Philippine National Police shall ensure the safe and orderly execution of the demolition.

## RULE V FINAL PROVISIONS

### SECTION 14. SEPARABILTY CLAUSE

If any provision or portion of this IRR is declared unconstitutional, the remainder or any provision not thereby affected shall remain in full force and effect.

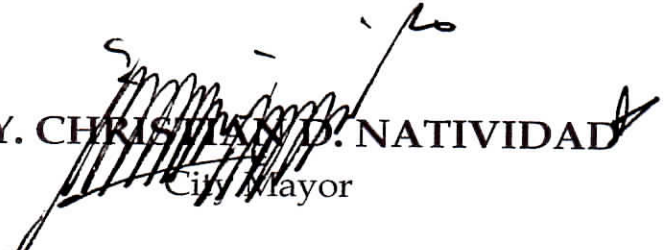
### SECTION 15. REPEALING CLAUSE.

All Executive Orders or other issuances which are inconsistent with any of the provisions of this Executive Order are hereby repealed, amended, and/or modified accordingly.

**SECTION 16. EFFECTIVITY.** This RULES shall take effect immediately. Copies of these rules be posted in at least three conspicuous areas.

This Executive Order shall take effect immediately.

Signed in the City of Malolos, Bulacan this ~~SEP 27~~ 27 2022 day of September 2022.

  
ATTY. CHRISTIAN D. NATIVIDAD  
City Mayor

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