



Republic of the Philippines
Office of the President
Housing and Urban Development Coordinating Council

HOUSING AND LAND USE REGULATORY BOARD

BOARD RESOLUTION NO. 841
Series of 2009

**PRESCRIBING A PERIOD FOR THE RESOLUTION OF CASES AND
PROVIDING SANCTIONS TO ENSURE COMPLIANCE**

WHEREAS, the Constitution guarantees the speedy disposition of cases, including those brought before administrative and quasi-judicial bodies;

WHEREAS, Section 3(f) of Republic Act No. 3019, series of 1960, otherwise known as the Anti-Graft and Corrupt Practices Act, provides that "(n)eglecting or refusing, after due demand or request, without sufficient justification, to act within a reasonable time on any matter pending before him for the purpose of obtaining, directly or indirectly, from any person interested in the matter some pecuniary or material benefit or advantage, or for the purpose of favoring his own interest or giving undue advantage in favor of or discriminating against any other interested party" shall constitute corrupt practices of any public officer and shall be punishable under said law;

WHEREAS, Section 14, Chapter 3, Book VII of the Administrative Code of 1987 lays down the administrative procedure to be observed by all government agencies, including departments, bureaus, boards, offices, commissions and similar bodies, and mandates that said agencies "shall decide each case within thirty (30) days following its submission for resolution";

WHEREAS, Section 1.2 of Executive Order (E.O.) No. 26, series of 1992, which prescribes the regulations to fully implement the administrative procedure under the Administrative Code of 1987 requires every officer charged with the resolution of cases or incidents to submit to his immediate superior, head of office, or officer exercising administrative supervision over him, within ten (10) days following the end of every month, a sworn statement of Disposition of Cases declaring that all cases or incidents submitted to him for resolution have been decided within the prescribed period;

WHEREAS, Section 1.7 of E.O. No. 26 authorizes the withholding of the salary of any officer charged with the resolution of cases or incidents who fails to comply with his responsibility under Section 1.2;

WHEREAS, there is a need to promote the speedy disposition of the cases handled by HLURB arbiters, and for this purpose, prescribe a period for the resolution of the said cases and provide for sanctions to ensure compliance, consistent with the aforementioned provisions of the Constitution, Anti-Graft and Corrupt Practices Act, Administrative Code of 1987, E.O. No. 26 and other pertinent laws, rules and regulations;

WHEREFORE, be it resolved as it is hereby resolved, prescribing a period of thirty (30) days for the resolution of all cases handled by HLURB arbiters, reckoned from the date the cases shall have been submitted for resolution;

RESOLVED further, allowing a maximum extension of fifteen (15) days for the resolution of the cases on justifiable grounds, subject to the approval of the Regional Officer concerned or the Director of the Legal Services Group;

RESOLVED further, requiring all arbiters to submit to the Regional Officer concerned or the Director of the Legal Services Group within ten (10) days following the end of every month, a sworn statement of Disposition of Cases listing down the cases submitted for resolution and declaring that the said cases have been decided within the prescribed period;

RESOLVED finally, directing the withholding of the salary of any arbiter who fails to resolve the cases assigned to him within the prescribed period, until such time that the said cases shall have been resolved.

APPROVED, 24 June 2009, Pasay City



HON. NOLI L. DE CASTRO
Vice-President of the Philippines and HUDLCS Chairman




LINDA M. HORNILLA
Undersecretary, DOJ




ROMULO Q. FABUL
Chief Executive Officer and
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Board Resolution No. 841, S. of 2009
Prescribing a Period for the Resolution of Cases
And Providing Sanctions to Ensure Compliance


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Attested by:


CHARITO B. LANSANG
Board Secretary