



BOARD OF COMMISSIONERS

**RESOLUTION NO. 937
Series of 2016**

**AMENDING SECTIONS 78 AND 79 OF THE 2011 REVISED
RULES OF PROCEDURE OF THE HOUSING AND LAND
USE REGULATORY BOARD AND APPENDING
SECTION 65-A TO SECTION 65 THEREOF**

BE IT RESOLVED, as it is hereby RESOLVED that the following amendments to the 2011 Revised Rules of Procedure of the Housing and Land Use Regulatory Board be APPROVED:

1. Sections 78 and 79 of the Rules are hereby amended as follows:

“Section 78. Effectivity of Cease and Desist Order.- An order to cease and desist from performing any act shall be immediately executory, without prejudice to THE FILING OF A PETITION FOR REVIEW OF THE ISSUANCE OR A DENIAL THEREOF. [an appeal that may be filed] in accordance with the succeeding section.

Section 79. [Supersedeas Bond Requirement on Appeals from] REVIEW OF Cease and Desist Orders; Effect – A PARTY AGGRIEVED BY THE ARBITER’S GRANT OR DENIAL OF THE APPLICATION/MOTION FOR ISSUANCE OF A CEASE AND DESIST ORDER MAY FILE A PETITION FOR REVIEW THEREOF ON ANY LEGAL GROUND BEFORE THE BOARD OF COMMISSIONERS WITHIN FIFTEEN (15) DAYS FROM THE RECEIPT OF THE ORDER. WITHIN FIVE (5) DAYS FROM THE RECEIPT OF THE PETITION FOR REVIEW, THE ARBITER SHALL ELEVATE THE SAME TOGETHER WITH A DUPLICATE COPY OF THE CASE RECORDS TO THE BOARD OF COMMISSIONERS. The filing of [an appeal from the main case] THE PETITION shall not automatically stay such cease and desist order [, unless ordered by the Board of Commissioners and a *supersedeas* bond is posted with the HLURB in favor of the enjoining party, in an amount twice that of the bond required in the

N.B. Text to be deleted in [brackets]; new text in ALL CAPS.