



Republic of the Philippines
DEPARTMENT OF THE INTERIOR AND LOCAL GOVERNMENT
Regional Office VIII

ADVISORY

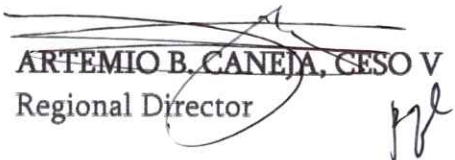
TO: PROVINCIAL DIRECTORS, CITY DIRECTOR OF TACLOBAN AND CLGOO
OF ORMOC AND OTHERS CONCERNED

SUBJECT: PRESS-RELEASE CONCERNING ROAD CLEARING (MC 2019-121)

DATE: **SEPTEMBER 30, 2019**

Forwarding to all concerned a copy of a press-release from USec. Jonathan E. Malaya, DILG, dated September 20 and September 27, respectively regarding road clearing concerns. DILG personnel are advise to discuss within their AOR the status of implementation of DILG MC 2019-121, determine the actions undertaken and to be taken by the LGUs and provide assistance particularly on the remaining measures to be taken such as road clearing, reclaiming of roads and road rehabilitation. Also, gentle reminder on the submission of the validation report which is expected to reach this level on or before *October 2, 2019*.

For the guidance of all concerned.


ARTEMIO B. CANEJA, GESO V
Regional Director

LGMED: ABC/VPB/PQML/ATEC/ajec



Ang MC 2019-121 ay para sa pagtatanggal ng road obstructions, hindi para sa road widening - DILG

September 20, 2019

Binigyang-diin ng Department of the Interior and Local Government (DILG) nitong Huwebes na ang Memorandum Circular (MC) 2019-121 ay para lamang sa layon na pag-aalis ng mga nakaharang sa kalsada at hindi maaaring gamitin para sa pagpapalawak ng daanan.

Ipinahayag ni DILG Secretary Eduardo M. Año na nakatanggap sila ng ulat mula sa La Union, Northern Samar, at iba pang bahagi ng bansa na 'di umano'y nagagamit ang MC 2019-121 ng mga contractor ng Department of Public Works and Highways (DPWH) at ibang pamalahalaang lokal upang tanggalin ang mga isandaang-taong gulang na puno, i-demolish ang waiting shed na hindi nakaharang sa mga bangketa at maging paggiba sa mga istrukturang nakatayo sa mga pribadong lote ng walang abiso at kabayaran.

"Aming binibigyang-diin na ang layunin ng MC 2019-121, bilang tugon sa utos ng Pangulo, ay 'ibalik para magamit ng mamamayan ang lahat ng pampublikong kalsada at bangketa na ginamit sa pribadong pamamaraan.' Sa madaling salita, ito ay para sa pagbabalik ng mga kalsada sa mga tao para kanilang magamit at hindi ito ipinagutos kailanman para sa pagpapalawak ng mga kalsada," aniya.

Binigyang-diin niya na hindi maaaring gamitin ang MC 2019-121 upang bigyang-katwiran ang mga proyekto sa pagpapalawak ng mga kalsada na nasa ilalim ng ibang mga tuntunin. "Halimbawa, ang pagkuha ng pamahalaan ng mga pribadong lupa para sa road widening ay nangangailangan ng expropriation proceedings at pagbabayad ng nararapat na kompensasyon matapos ang notice at hearing," aniya.

Hinikayat ng DILG Chief ang mga pamahalaang lokal at DPWH District Engineers na payuhan ang kanilang mga kontraktor sa layon at saklaw ng MC 2019-121 at huwag itong bigyan ng sarili nilang pakahulugan.

Samantala, siyam na araw bago matapos ang 60-araw na deadline sa Setyembre 29 para sa road clearing na ipinagutos ng MC 2019-121, nagtatag din ng mga validation team si Año upang tiyakin na lahat ng mga pamahalaang lokal sa bansa ay "nasa iisang pahina sa pagpapatupad ng DILG MC 2019-121."

Sinabi ni DILG Undersecretary at Spokesperson Jonathan E. Malaya na ang mga validation team ay siyang susuri sa tamang pagtupad ng mga pamahalaang lokal sa utos ng Pangulo.

"Ito ay isang hakbang ng DILG upang maabot ang lahat ng pamahalaang lokal sa bansa at siguraduhing sila ay sumusunod sa utos ng Pangulo. Palapit na tayo ng palapit sa 60-day deadline at siyempre nais nating makakuha ng 100 porsyentong pagtupad mula sa kanila," ani Malaya.

Ipinaliwanag ni Malaya na ang DILG validation team ay bubuuin ng isang DILG officer na naitalaga sa ibang pamalahalaang lokal; isang kinatawan mula sa lokal na yunit ng Philippine National Police; isang kinatawan mula sa lokal na yunit ng Bureau of Fire Protection station; mga kinatawan mula sa mga accredited na civil society organizations at isang kinatawan mula sa media.

"Sa loob ng 60 calendar days, malaking mga resulta ang kailangang makuha, ma-document at maiulat kasama na rin ang mga hakbang ng mga pamahalaang lokal upang mapanatili ang mga ito," aniya.

Lahat ng DILG Regional Directors (RDs) ay inutusan ding "personal na makipag-ata at makipag-usap sa mga pinuno ng mga pamahalaang lokal sa lahat ng bayan at lungsod sa kanilang nasasakupan," para sa maayos na pagpapatupad ng MC 2019-121.

"Tulad ng aming sinabi noon, ayaw naming isipin na itong road clearing operation ay para lamang sa mga pamahalaang lokal sa Metro Manila at ngayong naiparating na namin ang mensaheng ito, nais naming tiyakin na sila ay tutugon sa pamamagitan ng pagbaba at pagbisita upang makita ang pag-unlad na kanilang ginagawa sa kanilang mga nasasakupan," ani Malaya.

Sinabi niya na lahat ng DILG RDs ay inaasahang talakayin sa mga pamahalaang lokal sa kanilang rehiyon ang estado ng pagpapatupad ng DILG MC 2019-121; tukuyin ang mga aksyon na ginawa at dapat gawin ng mga pamahalaang lokal at magbigay ng tulong sa mga pamahalaang lokal partikular sa mga natitirang hakbang na kailangan pang isagawa tulad ng road clearing, pagbawi ng mga kalsada at rehabilitasyon ng mga daan.

Kailangan din nilang i-profile ang iba't ibang obstruction na tinukoy batay sa imbentaryo ng kalsada at iulat ang bilang at uri ng obstruction para sa kaalaman at pagtugon ng mga DILG Undersecretaries at Assistant Secretaries na nakatalagang makipagtulungan sa mga rehiyon.

Itinalaga rin ng DILG Secretary ang lahat ng kanyang Undersecretaries at Assistant Secretaries sa lahat ng lungsod sa Metro Manila kasama ang lahat ng rehiyon sa bansa upang i-monitor ang pagsunod nila sa kautusan ng Pangulo. ###

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STATEMENT OF THE DILG ON THE STATUS OF THE ROAD CLEARING OPERATIONS NATIONWIDE

September 27, 2019

USec.

Jonathan

E.

Malaya

Spokesperson, DILG

Two (2) days before the deadline set by this Department, we urge all Local Government Units (LGUs) to fast-track the road clearing operations in their respective jurisdictions. While we observe significant progress in many parts of the country, much remains to be done.

As previously announced by Secretary Eduardo M. Año, there will be no extension of the 60-day deadline set under DILG Memorandum Circular (MC) 121-2019, which is in compliance with the directive of the President for all LGUs to return to public use all roads and sidewalks that have been appropriated for private ends.

We wish to remind all city and municipal mayors that the power to discipline negligent or uncooperative barangay captains is in your hands. Under the Local Government Code, you are the primary disciplining authority over your Punong Barangays. Therefore, we urge you to utilize your powers – without fear or favor – whenever necessary and make them accountable for their performance.

Starting Monday, the DILG Validation Teams will be visiting all LGUs for an assessment. Composed of a Local Government Operations Officer and representatives from the Philippine National Police (PNP), Bureau of Fire Protection (BFP), Bureau of Jail Management and Penology (BJMP), a DILG-accredited non-government organization (NGO), and the media, the said validation teams will make the assessment based on an LGU's compliance with the criteria and parameters set forth in DILG MC 121-2019. Those who are found to be non-compliant will be issued Show Cause Orders by Secretary Año before their names are submitted to the President.

We urge the public to support your respective LGU officials and to immediately self-demolish structures that have encroached on a public street or road. The success of this program also depends on the cooperation of the general public.

We hope that this program starts a culture of discipline that our country desperately needs. Let our battle cry be #DisiplinaMuna in order to sustain the gains that we have achieved for the long run.

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MC 121-2019 is for removal of road obstructions not road widening - DILG

September 19, 2019

The Department of the Interior and Local Government (DILG) emphasized Thursday that its Memorandum Circular 121-2019 is only for purposes of removal of road obstructions and cannot be used for road widening purposes.

DILG Secretary Eduardo M. Año said that they received reports from La Union, Northern Samar, and other parts of the country that MC 121-2019 was allegedly being used by contractors of the DPWH and some Local Government Units (LGUs) to remove century-old trees, demolish waiting sheds that do not obstruct sidewalks, and even demolish structures in private lots without notice and just compensation.

"We wish to emphasize that the purpose of MC 121-2019, in compliance with the directive of the President, is to 'return to public use, all public roads and sidewalks that have been appropriated for private use.' In other words, it is for purposes of returning to the public the use of all public roads and it should never be used for road-widening purposes," he said.

He emphasized that MC 121-2019 cannot be used to justify road widening projects because that is covered by a different set of rules. *"For example, the taking by government of private property for road widening purposes requires expropriation proceedings and the payment of just compensation after due notice and hearing,"* he said.

The DILG Chief urged all Local Government and DPWH District Engineers to advise their respective contractors of the purpose and coverage of MC 121-2019 and not to interpret it in another way.

Meanwhile, with 10 days to go before the end of the 60-day deadline, Año also created validation teams to ensure that local government units (LGUs) in the country are *"on the same page in implementing DILG MC No.2019-121."*

DILG Undersecretary and Spokesperson Jonathan Malaya said that the validation teams will assess the compliance of the various LGUs with the Presidential directive.

"This is another effort of the DILG to reach out to all LGUs nationwide and make certain that they are complying with the President's orders. We are inching towards the 60-day deadline and, of course, we want to yield a 100 percent compliance," said Malaya.

Malaya said that the DILG validation team will be composed of: a DILG officer cross-posted from a different LGU, a representative from the local Philippine National Police unit; a representative from the local Bureau of Fire Protection Station; representatives from accredited civil society organizations; and a representative from the Media.

"Within 60 calendar days, significant results must be achieved, documented, and reported together with the efforts of the LGUs to sustain the same," he said.

All DILG Regional Directors (RDs) were also directed to *"personally meet and interface with local chief executives (LCEs) of all towns and cities within their jurisdiction"* for the smooth implementation of MC 121-2019.

"As we have expressed before, we do not want to make the impression that this road-clearing operation is exclusive to the LGUs in Metro Manila, and now that the message was clearly received, we want to follow through by going down and see the progress made by these LGUs in their respective jurisdictions," said Malaya.

He said that all DILG RDs are expected to discuss with their respective LGUs the status of the implementation of the DILG MC 2019-121; determine the actions undertaken and to be undertaken by the LGUs; and provide assistance to the LGUs particularly on the remaining measures to be taken such as road-clearing, reclaiming roads, and road rehabilitation.

They must also profile the various obstructions identified based on the road inventory and report the number and kind of obstruction for the information and action of concerned DILG Undersecretaries and Assistant Secretaries designated in their region.

The DILG Secretary also assigned all his Undersecretaries and Assistant Secretaries to all cities in Metro Manila together with all of the regions in the country to monitor compliance with the Presidential directive. ###