



Republic of the Philippines
QUEZON CITY COUNCIL
Quezon City
22nd City Council

PO22CC-068

12th Regular Session

ORDINANCE NO. SP- **3160**, S-2022

AN ORDINANCE RENEWING THE AUTHORITY OF THE CITY GOVERNMENT TO RESELL THE FORFEITED PROPERTIES PREVIOUSLY ACQUIRED BY THE CITY GOVERNMENT THROUGH PUBLIC AUCTION, TO ITS REGISTERED OWNERS, IN ACCORDANCE WITH SANGGUNIANG PANLUNGSOD ORDINANCE NO. SP-2783, SERIES OF 2018.

Introduced by Councilor EDGAR "Egay" G. YAP.

Co-Introduced by Councilors Tany Joe "TJ" L. Calalay, Dorothy A. Delarmente, M.D., Joseph P. Juico, Nikki V. Crisologo, Charm M. Ferrer, Fernando Miguel "Mikey" F. Belmonte, Candy A. Medina, Aly Medalla, Dave C. Valmocina, Tatay Rannie Z. Ludovica, Godofredo T. Liban II, Kate Galang-Coseteng, Geleen "Dok G" G. Lumbad, Albert Alvin "Chuckie" L. Antonio III, Don S. De Leon, Wencerom Benedict C. Lagumbay, Atty. Anton L. Reyes, Imee A. Rillo, Raquel S. Malañgen, Irene R. Belmonte, Nanette Castelo-Daza, Marra C. Suntay, Joseph Joe Visaya, Alfred Vargas, MPA, Ram V. Medalla, Shaira "Shay" L. Liban, Aiko S. Melendez, Mutya Castelo, Maria Eleanor "Doc Ellie" R. Juan, O.D., Kristine Alexia R. Matias, Eric Z. Medina, Emmanuel Banjo A. Pilar, Vito Sotto Generoso, Victor "Vic" Bernardo, Alfredo "Freddy" Roxas and Noe Dela Fuente.

WHEREAS, under Republic Act No. 7160, otherwise known as the Local Government Code of 1991, and consistent with the basic policy of local autonomy, the City Government is empowered to create its own sources of revenues to defray the expenses of government and with the aim of further enhancing the collection and efficient and effective administration of real property taxes, particularly pertaining to unpaid realty tax obligations, the City, as provided for by law, has adopted the policy of conducting public auction of delinquent real properties;

WHEREAS, in the course of the conduct of auction sales, the City Government by virtue of Section 263 (Purchase of Property by the Local Government Unit for Want of Bidder) of Republic Act No. 7160, has acquired improvements, the redemption period having already elapsed without the delinquent owners exercising their right of redemption thereto;

WHEREAS, split ownership is a situation whereby the improvements are already owned by the City Government but the lots on which these improvements are situated or attached to are still owned by the delinquent owners and cannot be utilized by either the City Government or the previous owners thereof;

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WHEREAS, these improvements mostly are still attached or situated on a parcel of lot with updated real property tax payments, still owned by the delinquent owner, leading to a situation of split ownership, where the improvements are already owned by the city government but the lots on which these improvements are situated or attached are still owned by the delinquent owner/s and remain unused by the city government because of this problem;

WHEREAS, to prevent the problems brought about by such split ownership, the City Council enacted Ordinance No. SP-1856, Series of 2008 on 30 June 2008, entitled "An Ordinance Authorizing the City Treasurer to sell to its registered owners, improvements acquired by the city government through public auction of delinquent real properties";

WHEREAS, Section 3 of Ordinance No. SP -2783, Series of 2018 provides that the City Treasurer shall exercise such authority only for a period of twenty-four months from the effectivity of the said Ordinance, unless renewed by the City Council;

WHEREAS, the City Council deems it necessary to renew the said authority granted to the City Treasurer for the same period of twenty-four (24) months from the effectivity of this Ordinance.

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF QUEZON CITY IN REGULAR SESSION ASSEMBLED:

SECTION 1. The City Government is hereby granted an authority to resell the forfeited properties previously acquired by the city government through public auction, to its registered owners, if they have complied with the following requirements.

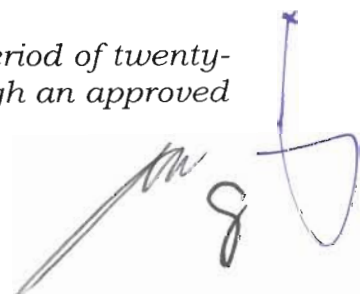
- 1.1 updated payment of outstanding and unpaid real property taxes as stated in Section 3 hereof.
- 1.2 that the lot wherein the improvement is situated in is also under the name of the registered owner.

SECTION 2. The authority herein granted shall not extend to condominium units forfeited by the City Government for want of bidder, as these improvements do not give rise to a situation of split ownership.

SECTION 3. The City Treasurer, as consideration of the sale, shall require the payment of the outstanding unpaid real property taxes and the cost of auction sale plus interest at two (2%) monthly not exceeding thirty-six (36) months, pursuant to Ordinance No. SP-91, S-1993, otherwise known as the Quezon City Revenue Code of 1993, as amended.

SECTION 4. The authority herein granted shall be for a period of twenty-four (24) months only unless renewed by the City Council through an approved resolution.

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Handwritten signature and initials in blue ink, including a large '9' and a signature that appears to be 'M. S. B.' with a checkmark.

SECTION 5. All improvements to be sold to its registered owners should have a conformation by the City Council through an approved resolution.

SECTION 6. SEPARABILITY CLAUSE. - If any portion or provision of this ordinance is declared as void or unconstitutional, the remaining portions thereof shall not be affected thereby and shall remain in full force and effect.


SECTION 7. REPEALING CLAUSE. - All City ordinances, resolutions, rules and regulations and executive orders and memoranda which are inconsistent with any of the provisions of this ordinance are hereby repealed or modified accordingly.

SECTION 8. EFFECTIVITY CLAUSE. - This Ordinance shall take effect on January of the fiscal year 2023, and after its publication in a newspaper of general circulation. The city government shall post the ordinance in at least two (2) conspicuous areas within the Quezon City Hall and in at least three (3) conspicuous and publicly accessible places in each Congressional District.

ENACTED: October 17, 2022.


BERNARD R. HERRERA
Acting City Vice Mayor
Presiding Officer

ATTESTED:


Atty. JOHN THOMAS S. ALFEROS III
City Government Dept. Head III

APPROVED: DEC 02 2022


GIAN G. SOTTO
Acting City Mayor

CERTIFICATION

This is to certify that this Ordinance was APPROVED by the City Council on Second Reading on October 17, 2022 and was PASSED on Third/Final Reading on November 14, 2022.


Atty. JOHN THOMAS S. ALFEROS III
City Government Dept. Head III
