



Republika ng Pilipinas
Lungsod Quezon
SANGGUNIANG PANLUNGSOD
(City Council)
33rd Regular Session

PR98-263

RESOLUTION NO. ~~SP-12203~~ S-99

A RESOLUTION REQUESTING THE HONORABLE ISMAEL A. MATHAY, JR., MAYOR OF QUEZON CITY, TO INITIATE EXPROPRIATION PROCEEDINGS BY NEGOTIATING WITH THE OWNER OF A PARCEL OF LAND WITH AN AREA OF TWO THOUSAND ONE HUNDRED SIXTY FOUR (2,164) SQUARE METERS SITUATED IN TALANAY, BARANGAY BATASAN HILLS, QUEZON CITY, COVERED BY TRANSFER CERTIFICATE OF TITLE NUMBERED 154927 OF THE REGISTRY OF DEEDS OF QUEZON CITY, REGISTERED IN THE NAME OF HILARIA S. BAUTISTA, AND PRESENTLY OWNED BY BANCO FILIPINO SAVINGS AND MORTGAGE BANK, TO BE AWARDED AT COST TO THE TENANTS THEREIN, THRU THE COMMUNITY MORTGAGE PROGRAM OF THE NATIONAL HOME MORTGAGE AND FINANCE CORPORATION OR THE PAG-IBIG.

Introduced by Councilors WINSTON "Winnie" T. CASTELO, MA.
FRESCA M. BIGLANG-AWA, GODOFREDO T. LIBAN II,
MARCIANO P. MEDALLA, ENRICO S. SERRANO and
ERIC Z. MEDINA.

WHEREAS, a parcel of land with an area of Two Thousand One Hundred Sixty Four (2,164) square meters situated in Barangay Batasan Hills, Quezon City, covered by Transfer Certificate of Title Numbered 154927 in the name of Hilaria S. Bautista, and foreclosed by Banco Filipino Savings and Mortgage Bank, has been tenanted for many years by several families;

WHEREAS, the present owner, Banco Filipino Savings and Mortgage Bank, has filed an Ex-Parte Petition for the Issuance of a Writ of Possession with the Regional Trial Court, Branch 218, Quezon City, over the subject property, as a result of which a decision had already been issued with the corresponding Writ of Possession dated August 11, 1998 and a Notice to Vacate was issued by the Deputy Sheriff of the Court on August 13, 1998;

WHEREAS, the said tenants who are members of the SAMAHANG GABAY SA IKAUNLAD NG PAMAYANAN, INC. (SAGIP) offered to buy the property from the present owner, but no agreement was reached;

WHEREAS, under P.D. No. 1299, amending P.D. 1224, the government clarified its policy on expropriation of private property for socialized housing as to include "slum improvement" which consists basically of allocating homelots to the dwellers in the area or property involved;


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WHEREAS, it is now necessary for the Quezon City government to exercise its power of eminent domain to finally address this situation pursuant to the provisions of the Local Government Code;


NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF QUEZON CITY IN SESSION ASSEMBLED, to request, as it does hereby request, the Honorable Ismael A. Mathay, Jr. Mayor of Quezon City, to initiate expropriation proceedings by negotiating with the owner of a parcel of land with an area of Two Thousand One Hundred Sixty-Four (2,164) square meters situated in Talanay, Barangay Batasan hills, Quezon City, covered by Transfer Certificate of Title Numbered 154927 of the Registry of Deeds of Quezon City, registered in the name of Hilaria S. Bautista, and presently owned by Banco Filipino Savings and Mortgage Bank, to be awarded at cost to the tenants therein, thru the Community Mortgage Program of the National Home Mortgage and Finance Corporation or the Pag-IBIG.

ADOPTED : June 8, 1999


JORGE L. BANAL
President Pro Tempore
Acting Presiding Officer

ATTESTED:


EUGENIO V. JURILLA
City Council Secretary

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4