



Republic of the Philippines
DEPARTMENT OF PUBLIC WORKS AND HIGHWAYS
OFFICE OF THE SECRETARY
Manila

097.13 DPWH

12-10-2014

DEC 10 2014

DEPARTMENT ORDER)
No. 133-A)
Series of 2014 ^{WKS 4} ₁₂₋₁₀₋₁₄)

SUBJECT: SUPPLEMENTARY PROVISIONS OF
DEPARTMENT ORDER NO. 133,
SERIES OF 2014

In view of the need for a comprehensive Transition Plan that would pave the way for the smooth transfer of roles and responsibilities from the DPWH Project Management Office for Infrastructure Right-of-Way and Resettlement (PMO-IROWR) to the DPWH Legal Service as called for under Department Order No. 133, series of 2014, and in order that the DPWH activities may proceed continuously on:

- (a) the acquisition of right-of-way (ROW) – including the removal and relocation of informal settlers - for the following Public-Private Partnership (PPP) projects of the DPWH – viz., NAIA Expressway Phase II, Tarlac-Pangasinan-La Union Expressway (TPLEX), South Luzon Expressway (SLEX)-Daang-Hari Link, Cavite-Laguna Expressway (CALAX), NLEX-SLEX Link Connector, and Laguna Lake Expressway Dike (LLED); and
- (b) the acquisition of right-of-way (ROW) for the ongoing/approved projects of the Toll Regulatory Board (TRB) assigned to the DPWH pursuant to Department Order No. 06, s. 2001 – e.g., North Luzon Expressway (NLEX), SLEX and Cavite Expressway (CAVITEX), among others;

the Legal Service (LS) is hereby directed to perform the above-mentioned activities using the applicable staff, funds, facilities and other resources of the PMO-IROWR and BOD devoted to those activities, until a comprehensive Transition Plan is prepared and subsequently approved by the DPWH Secretary.

The Heads of the Legal Service (as lead), the PMO-IROWR, the Bureau of Design, and the PPP Service are hereby ordered to:

- (a) form a Transition Team composed of senior officers from their offices and headed by the Legal Service that will prepare a Transition Plan to pave the way for the full integration of ROW activities from the PMO-IROW and the BOD to the Legal Service and PPP Service;
- (b) submit the Transition Plan not later than 14 February 2015, to the Secretary for approval; and
- (c) monitor and supervise the full implementation of the duly approved Transition Plan.

For accounting purposes, all transaction documents signed by Dir. Patrick B. Gatan as Project Director, PMO-IROWR, up to 15 December 2014 shall be acknowledged and processed accordingly. Thereafter, Dir. Estrella T. Decena-Zaldivar shall be the signatory of the transaction documents.

Attached, for guidance of the Transition Team, are (a) an outline of the existing ROW related activities of PMO-IROWR and BOD and the corresponding offices to which they are to be assigned (which shall be defined in detail in the Transition Plan), and (b) a schedule of the Preparation/ Implementation of the Transition Plan.

This Order shall take effect immediately.


ROGELIO L. SINGSON
Secretary

Department of Public Works and Highways
Office of the Secretary


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I. Existing IROWR-PMO Activities		DPWH Projects	PPP Projects	TRB
Nego	1 Public Information Campaign in Coordination with the Local Government Officials	IO/LS	PPPS/RO/LS	LS
	2 Validation of Parcellary Plans/Identification of Affected Lots and Improvements/ Preparation of Structural Mapping	IO/LS	PPPS/RO/LS	LS
	3 Issuance of Notice of Taking of Property and Submission of Documents	IO/LS	PPPS/RO/LS	LS
	4 Gathering and Validation of Documents	IO/LS	LS/PPPS/RO	LS
	5 Census/Tagging & Measurement of Structures/Improvements	IO/LS	PPPS/RO/LS	
	6 Preparation of Cost Estimates of Structures/Improvements	IO/LS	PPPS/RO/LS	LS
	7 Negotiation with Owners and Issuance of Letter Offers (Offer Replacement Cost for Improvement and BIR zonal valuation for Lot)	IO/LS	LS/PPPS/RO	LS
Expro	8 Preparation of Documents for Payments	IO/LS	PPPS/LS	LS
	9 Removal of Structures/Improvements	IO/LS	PPPS/RO/LS	LS
	10 Relocation of Public Utilities	IO/LS	PPPS/RO/LS	LS
	11 Relocation of Informal Settler Families	IO/LS	PPPS/RO/LS	LS
	12 Preparation of Documents for Expropriation	IO/LS	LS/PPPS	LS
	13 Endorsement to OSG for filing of Expropriation Complaints	LS/IO	LS/PPPS	LS
	14 Preparation of Checks representing initial payment based on BIR Zonal Valuation for the Lots & Replacement Cost for the	IO/LS	PPPS/LS	LS
	15 Attend Court Hearings as Witnesses for the expropriated property	IO/LS	LS/PPPS	LS
	16 Removal of structures/WOP Implementation	IO/LS	PPPS/LS	LS
	17 Payment of Just Compensation	IO/LS	PPPS/LS	LS
	18 Facilitate the Transfer of the affected properties in the name of the Republic of the Philippines	IO/LS	LS/PPPS	LS
	19 Complaints/Legal Issues/Appeal	LS	LS	LS
	II. Outstanding Claims being Administered by ROWO-BOD	LS	LS	LS

Note: IO - PMO/RO/DEO

For Projects beyond RO's authority, LS to handle.

1	Preparation of Transition Plan (2 months)		Duration, days
	1.1	Creation of Transition Team (Managers): IROW. LS, PPPS, BOD	2
	1.3	Identification of projects & timetable for transfer	30
	1.4	Preparation of staffing pattern at LS -ROWAMD/PPPS-PIMD, indicating permanent and JOs for ROW	30
	1.6	Identification of Facilities (office, cabinets, computers, furniture, etc.) that will be transferred	15
	1.7	Disposition of IROW Personnel	15
	1.8	Identification of Services that may be outsourced	7
	a	Demolition - JO basis	
	b	Parcellary Survey	
	c	LAPRAP	
	1.9	Inventory of Documents and office to which will be transferred (Physical)	60
	1.10	Identification of existing and proposed signatories, to take effect 9 December 2015	7
	1.11	Identification of expropriation cases/history	60
	1.12	Preparation of LS and PPPS Training Program	15
	1.13	Formulation of the Transition Plan	15
	1.14	Identification of Informal Settler Families	15
	1.15	Inventory of Outstanding claims	30
2	Implementation (2 months)		
	2.1	Organize the new "ROW" (Legal Service/PPP Service)	15
	2.2	OJTrainings (Office/Field)	30
	2.3	Physical transfer of facilities	30
	2.4	Change of signatories	30
	2.5	Endorsement to OSG of docs	15
	2.6	Physical transfer of docs & files	15
	2.7	Integration of ROW to Legal Service and PPP Service	60
	2.8	Transfer of Outstanding Claims	30
	2.9	Updating of the IROW Procedural Manual	60