



REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF PUBLIC WORKS AND HIGHWAYS
OFFICE OF THE SECRETARY
MANILA

MAY 23 2013

DEPARTMENT ORDER)
No. 49)
Series of 2013 *MARBL 05-23-13*)
SUBJECT : **TRANSFER OF ROLES AND RESPONSIBILITIES OF THE DPWH CENTRAL INFRASTRUCTURE RIGHT-OF-WAY (IROW) COMMITTEE AND IROW AND RESETTLEMENT PROJECT MANAGEMENT OFFICE (IROWR-PMO) TO AN INTERIM ROW OFFICE (ROWO) UNDER THE BUREAU OF DESIGN**

In order to effect proper evaluation, management, and settlement of Infrastructure Right-of-Way (IROW) claims, the functions, roles, and responsibilities of the DPWH Central IROW Committee and the IROWR-PMO are hereby transferred to an Interim Organizational Unit under the Bureau of Design (BOD). The DPWH Central IROW Committee and IROWR-PMO are hereby abolished. Likewise, the Regional Directors are hereby directed to create a respective office under the Planning and Design Division to assume the functions of the Regional IROW Committee.

The Right-of-Way Office (ROWO) under the BOD is hereby created with functions and responsibilities as follows:

1. Formulate policies and procedures to continuously improve right-of-way acquisition and management of public works and highways projects;
2. Formulate the appropriate guidelines on the issuance of right-of-way clearances prior to project implementation;
3. Review and recommend action to appropriate Undersecretary/Assistant Secretary, in accordance with delegated authority, pertaining to IROW claims for projects implemented by the PMOs and/or claims that are beyond the delegated authority of the Regional Directors to approve, including Compromise Agreements during Expropriation Proceedings, Barter or Exchange, Reconveyance or Repurchase, and Field Office Site Selection;
4. Process IROW claims emanating from the Central Office;
5. Review the validation of supporting documents and recommend payments after evaluation as to propriety of the claims for payment by the Comptrollership and Financial Management Service (CFMS);
6. Ensure that all relevant papers and documents in support of the IROW claim are carefully screened and verified as to their authenticity and genuineness in order to forestall fraud, pursuant to the provisions of the Simplified Guidelines for Validation and Evaluation of IROW Claims and current laws, rules, and regulations;
7. Ensure that the computation of land valuations and disturbance compensation (structure and other improvements) are based on the governing laws at the time of taking;
8. Conduct periodic evaluation of the authenticity of right-of-way claims in Regional and District Offices;

9. Coordinate with Regional Offices and PMOs regarding the acquisition of lots needed for the project and assist them in resolving technical and administrative problems related thereto;
10. Provide legal assistance on the review of any associated legal documents;
11. Maintain information archive of right-of-way acquisition documents, including updated valuations on various properties, areas and locations, land titles and improvements acquired by the Department, among others;
12. Provide technical assistance to trainings, seminars, and consultations on land acquisition and management;
13. Perform such other related functions as may be assigned.

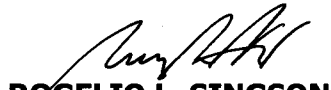
The Director of BOD is hereby directed to prepare a full IROW Transition Plan, in coordination with the Chairman of the Change Management Team (Rationalization Plan) and the IROWR-PMO, by May 31, 2013. A Special Order shall be issued for the assignment of personnel to this interim ROW Office. All references to the IROWR-PMO and the DPWH Central IROW Committee in existing policies and procedures is hereby changed to the BOD ROWO (e.g., D.O. 5, Series 2003 Creation of the Infrastructure Right-of-Way and Resettlement Project Management Office (PMO) and the Implementation of the Improved IROW Process, D.O. 66, Series 2012 Amendment to Section 2.12 of the Infrastructure Right-of-Way (IROW) Procedural Manual Expropriation Proceedings and Standard Forms for Letter Offers, etc.).

This Order shall take effect immediately and supersedes the following:

1. D.O. No. 26, Series of 2008, Fast-Tracking the Right-of-Way Acquisition for the Manila-Cavite Toll Expressway Project and the Tarlac-La Union Toll Expressway Project
2. D.O. No. 243, Series of 2004, Reconstitution of the Ad Hoc Committee to Revalidate Various ROW Claims in Region X, Per D.O. No. 180, Series of 2004
3. D.O. No. 22, Series of 2003, Assignment of Engr. Patrick B. Gatan as Project Director of Mangahan Floodway Project/Action Office on Relocation of Squatter Families, Construction of the JBIC-Assisted Metro Manila Flood Control Project–West Mangahan Floodway and Infrastructure Right-of-Way Task Force
4. D.O. No. 167, Series of 2003, Designation of Atty. Camilo G. Foronda as Vice-Chairman of the IRROW-Task Force and OIC-Chief of the RROW of the Legal Service, DPWH
5. D.O. No. 132, Series of 2002, Special Authority for DPWH District Engineers to Approve Deed of Sale for Right-of-Way Up to P 3.0 M and Agreements to Demolish Improvement Up to P 3.0 M
6. D.O. No. 185, Series of 2002, Infrastructure Right-of-Way Task Force (IROW) for Validating and/or Paying Outstanding Right-of-Way Claims (Road and Flood Control)
7. D.O. No. 315, Series of 2002, Special Authority for the Regional Director DPWH Region IX to Approve Deeds of Sale for Right-of-Way up to P 20.0 M and Payment Thereof
8. D.O. No. 47, Series of 2001, Delegation of Authority to the Regional Director, DPWH Region XII to Approve Right-of-Way Claims
9. D.O. No. 170, Series of 2001, Amendment to the D.O. No. 6, Series of 2000
10. D.O. No. 270, Series of 2001, Creation of a Task Force for Right-of-Way for the Proposed Cavite Busway System

11. D.O. No. 123, Series of 1999, Special Authority for the Regional Director, Region VIII and District Engineer, 4th Leyte Engineering District to Approve Deeds of Sale and Payment of Right-of-Way Claims for the Flood Mitigation Project in Ormoc City, Phase II
12. D.O. No. 230, Series of 1999, Amendment to Department Order No. 42, Series of 1988, on the Approval of Deeds of Sale for Right-of-Way/Site
13. D.O. No. 1, Series of 1992, Further Reconstitution of the Work Force for Road Right-of-Way
14. D.O. No. 77, Series of 1992, Reconstitution of the Work Force for Road Right-of-Way Created under Department Order No. 41, Series of 1990
15. D.O. No. 77-A, Series of 1992, Reconstitution of the Work Force for Road Right-of-Way Created under Department Order No. 41, Series of 1990
16. D.O. No. 59, Series of 1991, Special Authority for DPWH Region VII Regional Director to Approve Contracts for Road Right-of-Way Up to P 10 Million
17. D.O. No. 90, Series of 1991, Reconstitution of the Work Force for Road Right-of-Way Created under Department Order No. 41, Series of 1990
18. D.O. No. 129, Series of 1991, Creation of a Task Force on the Removal of Illegal Structures within the Right-of-Way of Public Highways/Streets and Public Waterways
19. D.O. No. 129-A, Series of 1991, Additional Function of the Task Force Created under D.O. No. 129, Series of 1991
20. D.O. No. 267, Series of 1990, Clarification of the Authority Delegated to Regional Directors and District/City Engineers to Approve Deeds of Sale for Right-of-Way
21. D.O. No. 89, Series of 1989, Reiterating Compliance with the Provisions of Department Order No. 65, Series of 1983, on Safekeeping of Certificates of Title of Lots Acquired by the Government
22. M.O. No. 65, Series of 1983, Revised Guidelines on the Acquisition and Payment of Right-of-Way for Public Works and Highways Projects
23. M.O. No. 67, Series of 1980, Authenticity of Documents in Support of Right-of-Way Claims
24. D.O. No. 10, Series of 1974, Delegation of Authority to Approve Right-of-Way Contracts Involving an Amount Not Exceeding P 50,000 per Contract
25. D.O. No. 10-A, Series of 1974, Amending Department Order No. 10 Authorizing the Regional Directors to Approve Road Right-of-Way Contracts
26. S.O. No. 130, Series of 2011, Designation of Asst. Secretary Eugenio R. Pipo, Jr. as Chairman of the DPWH Central Infrastructure Right-of-Way Committee
27. S.O. No. 63, Series of 2010, Ad Hoc Committee to Validate Right-of-Way Claims of Acacia Development Corp.
28. S.O. No. 70, Series of 2010, Ad Hoc Committee to Validate ROW Claim on a Property Owned by Mr. Simplicio A. Ablan Reportedly Affected by the Construction of the San Nicolas Quintin-Umingan Road, Pangasinan
29. S.O. No. 95, Series of 2010, Reconstitution of the Central Infrastructure Right-of-Way Committee
30. S.O. No. 243, Series of 2010, Reconstitution of the DPWH Central Infrastructure Right-of-Way Committee
31. S.O. No. 305, Series of 2010, Advisory Committee to ROW Acquisition for PPP Projects (NAIA Expressway Phase II, CALA, NLEX-SLEX Link Connector and CLEX)
32. S.O. No. 86, Series of 2008, Assignment of Project Manager Assignment of Project Manager Josephine R. Tuble as Assistant Project Director of the DPWH Project Management Office for Infrastructure Road Right-of-Way (PMO-IRROW)
33. S.O. No. 117, Series of 2008, Reconstitution of the Ad Hoc Committee to Revalidate Various Claims in Region X

34. S.O. No. 69, Series of 2007, Review the Deed of Conveyance between DPWH and PRA, and Prepare the Development Plan of the Proposed Replacement Lot at Paranaque City
35. S.O. No. 80, Series of 2007, Creation of Infrastructure Right-of-Way Committees and Technical Working Groups, Deactivation of IROW Task Force and Other Related Policies and Procedures
36. S.O. No. 190, Series of 2007, Ad Hoc Committee to Determine the Validity of and Evaluate the Row Claims of Olarte Hermanos Y Cia
37. S.O. No. 221, Series of 2007, Ad Hoc Committee to Determine the Validity of and Evaluate the ROW Claims and of Heirs of Mohammad Bin Abdulrasak
38. S.O. No. 33, Series of 2006, Reconstitution of the Ad Hoc Committee to Revalidate Various Claims in Region X
39. S.O. No. 85, Series of 2006, Additional Assignment of Project Director Patrick B. Gatan as Head, ROW Acquisition for TRB Projects
40. S.O. No. 96, Series of 2006, TWG to Draft the Guidelines for Funding and Payment of Infrastructure Right-of-Way Claims on Lands and Improvements
41. S.O. No. 16, Series of 2005, Ad Hoc Committee to Further Validate the RROW Claim of Adelfa Properties, Inc.


ROGELIO L. SINGSON
Secretary

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