



**Republic of the Philippines
CITY COUNCIL
City of Manila**

REGULAR SESSION NO. 197

9TH CITY COUNCIL

Begun and held in the City Council on Thursday,
the second day of June, Two Thousand Sixteen

ORDINANCE NO. 8497

**AN ORDINANCE CREATING THE MANILA DEPARTMENT OF ARCHITECTURE,
APPROPRIATING FUNDS THEREFOR, DEFINING ITS COMPOSITION,
OBJECTIVES AND FUNCTIONS, AND OTHER RELATED PURPOSES**

**PRINCIPAL AUTHORS: HON. JOHN MARVIN "Yul Servo" NIETO,
HON. BERNARDITO C. ANG, HON. CASMIRO C. SISON, HON. CHRISTIAN PAUL
L. UY, HON. ERNESTO M. DIONISIO JR., HON. SALVADOR H. LACUNA,
HON. EDWARD V.P. MACEDA, HON. ROLANDO M. VALERIANO and
HON. MARLON M. LACSON, Majority Floor Leader**

Be it ordained by the City Council of Manila, in session assembled, *THAT*:

SECTION 1. Creation of the Manila Department of Architecture. – It is hereby created the Manila Department of Architecture (hereinafter the "Department"), the composition and functions of which are hereinafter provided.

SEC. 2. Composition. – The following positions, with the corresponding qualifications and salary grades indicated, are hereby created to compose the Department, subject to existing civil service laws, rules and regulations:

Number	Position	Salary Grade	Qualifications
1	City Government Department Head III (City Architect)	27	<ul style="list-style-type: none"> - Duly licensed architect - Resident of Manila for at least six (6) months immediately preceding his appointment - At least five (5) years of architectural practice
1	City Government Asst. Department Head III (Asst. City Architecture)	25	<ul style="list-style-type: none"> - Duly licensed architect - Resident of Manila for at least six (6) months immediately preceding his appointment - At least five (5) years of architectural practice
1	Attorney IV	23	<ul style="list-style-type: none"> - Lawyer - Two (2) years of relevant experience
1	Legal Assistant II	12	<ul style="list-style-type: none"> - Bachelor's Degree - Career Service Professional Eligibility
1	Administrative Assistant III (Secretary II)	9	<ul style="list-style-type: none"> - Graduate of Secretarial course or has completed at least two years of college studies - One (1) year of relevant experience - Career Service Sub-Professional Eligibility
1	Chief Administrative Officer	24	<ul style="list-style-type: none"> - Master's Degree - Four (4) years in position/s involving management and supervision - Career Service Professional Eligibility
3	Administrative Officer V (Administrative Officer III)	18	<ul style="list-style-type: none"> - Bachelor's Degree - Two (2) years of relevant experience - Career Service Professional Eligibility
2	Administrative Officer IV (Human Resource Management Officer II)	15	<ul style="list-style-type: none"> - Relevant Bachelor's Degree - Two (2) years of relevant experience - Career Service Professional Eligibility

1	Audio- Visual Equipment Operator III	7	- High school graduate with completed relevant vocational/ trade course
1	Administrative Aide IV (Clerk II)	4	- Completion of at least two years of college studies - Career service, sub-professional (1 st level) eligibility
1	Administrative Officer I (Supply Officer I)	10	- Bachelor's Degree - Career Service Professional (2nd level) Eligibility
1	Statistician I	11	- Relevant Bachelor's Degree - Career Service Sub-Professional (1 st level) Eligibility
9	Senior Administrative Assistant II (AutoCAD Operator)	14	- Bachelor's Degree - Two (2) years of relevant experience - Seventy Two (72) hours of relevant training - Career Service Professional Eligibility
2	Administrative Aide VI (Storekeeper II)	6	- Completion of at least two (2) years of college studies - Career Service Sub-Professional (1 st level) Eligibility
2	Liaison Officer II	13	- Holder of any Bachelor of Science Degree - One (1) year of relevant experience - Career Service Professional Eligibility
1	Research Analyst I	11	- Bachelor's Degree - Career Service Sub-Professional (1 st level) Eligibility
3	Administrative Aide IV (Driver II)	4	- High school graduate - Two (2) years of relevant experience - Professional driver's license holder
3	Administrative Aide III (Utility Worker II)	3	- High school graduate
2	Architect V	24	- Duly licensed architect - At least four (4) years of architectural practice
9	Architect IV	22	- Duly licensed architect - At least three (3) years of architectural practice
9	Architect III	19	- Duly licensed architect - At least two (2) years of architectural practice
8	Architect II	16	- Duly licensed architect - At least one (1) year of architectural practice

1	Special Operations Officer V	24	<ul style="list-style-type: none"> - Civil Engineer - Four (4) years in position/s involving management and supervision
4	Project Development Officer III	18	<ul style="list-style-type: none"> - Bachelor's degree in architecture or engineering or any other related course - Two (2) years of relevant experience - Career Professional Eligibility under Republic Act (RA) No. 1080 or through the proper Civil Service Examination
1	Special Operations Officer III	18	<ul style="list-style-type: none"> - Bachelor's degree in architecture or engineering or any other related course - Two (2) years of relevant experience - Career Service Professional Eligibility under Republic Act (RA) No. 1080 or through the proper Civil Service Examination
9	Project Development Officer II	15	<ul style="list-style-type: none"> - Bachelor's degree in architecture or engineering or any other related course - Two (2) years of relevant experience - Career Service Professional Eligibility under Republic Act (RA) No. 1080 or through the proper Civil Service Examination
4	Special Operations Officer II	14	<ul style="list-style-type: none"> - Bachelor's degree in architecture or engineering or any other related course - One (1) year of relevant experience - Career Service Professional Eligibility under Republic Act (RA) No. 1080 or through the proper Civil Service Examination
1	Project Development Officer I	11	<ul style="list-style-type: none"> - Bachelor's degree in architecture or engineering or any other related course - Six (6) months of relevant experience - Career Professional Eligibility under Republic Act (RA) No. 1080 or through the proper Civil Service Examination

SEC. 3. Organization. – Subject to existing civil service laws, rules and regulations, the Department shall have such divisions and organizational structure as illustrated in the organizational chart attached as Annex A hereof.

SEC. 4. Rank and Privileges of the City Architect. – The City Architect shall have the rank and enjoy the privileges of a department head in the City Government.

SEC. 5. Appointment. – Subject to existing civil service laws, rules and regulations, the City Architect shall be appointed by the City Mayor, under whose control and supervision the former shall serve.

SEC. 6. Powers and Functions. – The Department shall take charge of the city's overall architectural planning and design and shall:

- a) Formulate measures for the consideration of the City Council and provide technical assistance and support to the City Mayor in carrying out measures to ensure the delivery of basic services and provision of adequate facilities relative to architectural planning and design as provided for under Section 17 of the Local Government Code and Rule V of the Implementing Rules and Regulations thereof;
- b) Develop plans and strategies on architectural planning and design programs and projects and implement them upon approval thereof by the City Mayor;
- c) Prepare and recommend for consideration of the City Council the architectural plan and design for the city or a part thereof, including the renewal of slums and blighted areas, land reclamation activities, the greening of land, and appropriate planning of marine and foreshore areas;
- d) Review and recommend for appropriate action of the City Council or City Mayor the architectural plans and design submitted by governmental and non- governmental entities or individuals, particularly those for undeveloped, underdeveloped, and poorly- designed areas;
- e) Coordinate with government and non- government entities and individuals involved in the aesthetics and the maximum utilization of the land and water within the jurisdiction of the city, compatible with environmental integrity and ecological balance;
- f) Be in the frontline of the delivery of services involving architectural planning and design, particularly those related to the redesigning of spatial distribution of basic facilities and physical structures during and in the aftermath of man-made and natural calamities and disasters;
- g) Recommend to the City Council and advise the City Mayor on all other matters relative to the architectural planning and design as it relates to the total socio-economic development of the local government unit; and
- h) Exercise such other powers and perform such other duties and functions as may be assigned by the City Mayor in accordance with law and this Ordinance.

SEC. 7. Functional Realignment. – The functions of the Urban Planning and Development Division and of the Architectural Section of the Designing Division of the Manila Department of Engineering and Public Works shall be transferred to and absorbed by the Manila Department of Architecture. Subject to existing civil service laws, rules and regulations, the occupants of the positions affected by this reorganization may either be absorbed in the Department or retained in the Manila Department of Engineering and Public Works.

SEC. 8. Budgetary Appropriation. – To carry out the objectives of this Ordinance, the initial amount of Thirty Million Pesos (PhP. 30,000,000.00), is hereby appropriated out of the funds in the city treasury not otherwise appropriated.

For each succeeding fiscal year, a budgetary appropriation for the salaries of personnel and the operations of the Department, in an amount to be approved by the City Council, shall automatically be included in the annual budget of the city.


SEC. 9. Separability Clause. – If any provision or part of this Ordinance is declared invalid or unconstitutional by competent authority, the remainder or provisions not otherwise affected and dependent thereon shall remain valid and subsisting.

SEC. 10. Repealing Clause. – Existing ordinances, orders or administrative regulations that are inconsistent with the provisions of this Ordinance, if any, are hereby amended, modified, superseded or repealed accordingly.

SEC. 11. Effectivity Clause. - This Ordinance shall take effect fifteen (15) days after its publication in the Official Gazette or a newspaper of general circulation.

This Ordinance was finally enacted by the City Council of Manila on June 28, 2016.

PRESIDED BY:


FRANCISCO "Isko Moreno" DOMAGOSO
Vice-Mayor and Presiding Officer
City Council, Manila

ATTESTED:


LUCH R. GEMPIS, JR.
City Government Department Head III
(Secretary to the City Council)

APPROVED BY HIS HONOR, THE MAYOR, ON _____

JOSEPH EJERCITO ESTRADA
Mayor
City of Manila

ATTESTED:

EDWARD S. SERAPIO
City Government Department Head III
(Secretary to the Mayor)



CITY COUNCIL
OF
MANILA

Republic of the Philippines
OFFICE OF THE CITY LEGAL OFFICER
Manila

RECEIVED BY: [Signature]
DATE: 11 5 AUG 2016

August 12, 2016

3:15 PM
C-79690

ATTY. LUCH R. GEMPIS, JR
Secretary to the City Council
City of Manila

SUBJECT: *Veto of Ordinance No. 8497 entitled "An Ordinance
Creating the Manila Department of Architecture
Appropriating Funds Therefor, Defining its Composition
Objectives and Functions, and Other Related Purposes"*

[Signature]
8.15.16

Dear Atty. Gempis, Jr.:

Please be informed that His Honor, Mayor Joseph Ejercito Estrada, has vetoed Ordinance No. 8497 pursuant to Section 54 of Republic Act 7610 otherwise known as the Local Government Code of 1991. The veto is premised on the following grounds:

1. The passage of Ordinance No, 8479 will violate the limitations on personnel services under Section 325 of the Local Government Code; and
2. The creation of Manila Department of Architecture is redundant considering the similar functions and services being performed by the City Planning and Development Office.

For your information and guidance.

[Signature]
JOSE ALBERTO C. FLAMINIANO
Secretary to the Mayor



Republic of the Philippines
OFFICE OF THE MAYOR
City of Manila



250PM

3rd Indorsement
August 8, 2016

Respectfully returned to **Atty. JOSE ALBERTO C. FLAMINIANO**, City Legal Officer, Manila, the within copy of Ordinance No. 8475 - An Ordinance Creating the Manila Department of Architecture Appropriating Fund Therefor, Defining its Composition, Objectives and Functions, and Other Related Purposes" informing City Council, Manila, the reason why His Honor, the Mayor is vetoing the Ordinance.

For information and appropriate action.


Atty. ANNE SHARAYNE M. GOBOY-LAPUZ
Assistant Secretary to the Mayor



Republic of the Philippines
OFFICE OF THE MAYOR
City of Manila

MEMORANDUM
July 25, 2016

For : **HON. JOSEPH EJERCITO ESTRADA**
City Mayor

Subject : **ORDINANCE NO. 8475 - AN ORDINANCE CREATING THE MANILA DEPARTMENT OF ARCHITECTURE APPROPRIATING FUNDS THEREFOR, DEFINING ITS COMPOSITION, OBJECTIVES AND FUNCTIONS, AND OTHER RELATED PURPOSES**

Action Requested : For instruction of his Honor, the Mayor

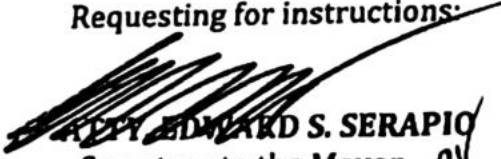
Background/Justification:

We are in receipt of Ordinance No. 8475, **AN ORDINANCE CREATING THE MANILA DEPARTMENT OF ARCHITECTURE APPROPRIATING FUNDS THEREFOR, DEFINING ITS COMPOSITION, OBJECTIVES AND FUNCTIONS, AND OTHER RELATED PURPOSES**, which was enacted by the City Council on June 28, 2016.

In a 2nd Indorsement dated July 21, 2016 the City Legal Officer stated that:

"x x x the same should be vetoed as the passage thereof not only will exceed the limitations imposed on personnel services provided under Section 325 of the Local Government Code but also a redundancy of the Planning and Development Office which could hire the services of an architect to head the same."

Requesting for instructions:


ATTY. EDWARD S. SERAPIO
Secretary to the Mayor

Action Taken:

- // Approved.
- // Veto, Return to City Council citing the recommendation of the City Legal Officer
- // Deferred.
- // Other instructions.


JOSEPH EJERCITO ESTRADA
City Mayor



Republic of the Philippines
OFFICE OF THE CITY LEGAL OFFICER
Manila

BY	Emj	16-1167A
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DA	07-25-16	

2nd Indorsement
July 21, 2016

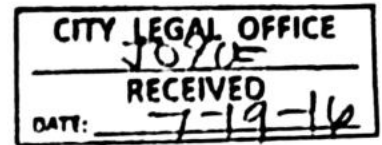
Respectfully returned to the Secretary to the Mayor, Manila, thru the Assistant Secretary to the Mayor, the herein set of communication relative to Ordinance No. 8497 entitled "AN ORDINANCE CREATING THE MANILA DEPARTMENT OF ARCHITECTURE, APPROPRIATING FUNDS THEREFOR, DEFINING ITS COMPOSITION, OBJECTIVES AND FUNCTIONS, AND OTHER RELATED PURPOSES" with our comment that the same should be vetoed as the passage thereof not only will exceed the limitations imposed on personnel services provided under Section 325 of the Local Government Code but also a redundancy of the Planning and Development Office which could hire the services of an architect to head the same.


JOSE ALBERTO C. FLAMINIANO
City Legal Officer Jck

Encl: a/s



Republic of the Philippines
OFFICE OF THE MAYOR
City of Manila



2nd Indorsement
July 15, 2016

Respectfully forwarded to **ATTY. JOSE ALBERTO C. FLAMINIANO**, City Legal Officer, Manila, the attached original copies of Ordinance No. 8497, entitled, "AN ORDINANCE CREATING THE MANILA DEPARTMENT OF ARCHITECTURE, APPROPRIATING FUNDS THEREFOR, DEFINING ITS COMPOSITION, OBJECTIVES AND FUNCTIONS, AND OTHER RELATED PURPOSES," enacted by the City Council of Manila at its regular session held on June 28, 2016.

For clarification if this can be approved despite the limitation imposed on personnel services provided under Section 325 of the 1991 Local Government Code. Further, the Mayor has until July 24, 2016 to approve/veto said ordinance.

For comment and recommendation.


ATTY. EDWARD S. SERAPIO
Secretary to the Mayor