

[LTO RESOLUTION NO. R-520 s. 1992, February 16, 1993]

AMENDING HLRB BOARD RESOLUTION NO. R-391, SERIES OF 1987, OTHERWISE KNOWN AS THE RULES OF PROCEDURES GOVERNING PROCEEDINGS BEFORE THE HOUSING AND LAND USE REGULATORY BOARD, PRESCRIBING NEW PERIODS AND PROCEDURES FOR THE RESOLUTION OF CASES PURSUANT TO EXECUTIVE ORDER NO. 26

WHEREAS, the Revised Administrative Code adopted in 1987 calls for the speedy but judicious disposition of cases filed before administrative bodies;

WHEREAS, Executive Order No. 26 of 7 October 1992 mandates the incorporation in the Rules of Procedures of Administrative agencies of innovative techniques and requirements, for a speedier resolution of cases:

NOW THEREFORE, be it RESOLVED, AS IT IS HEREBY RESOLVED, that the following amendments to Board Resolution No. R-391, Series of 1987 be APPROVED, AS THEY ARE HEREBY APPROVED, to wit:

1. Sections 14 and 15 of the said Rules are hereby amended to read as follows:

"Section 14. Summary Resolution — Should amicable settlement fail, the Arbiter shall [summarily resolve the case on the basis of the complaint and the answer as well as all relevant documentary evidence and position papers which may be submitted.] EXCEPT WHEN HEARING IS ORDERED PURSUANT TO SECTION 15 HEREOF, REQUIRE THE PARTIES TO SIMULTANEOUSLY SUBMIT THEIR RESPECTIVE POSITION PAPERS AS WELL AS DRAFT RESOLUTIONS/DECISIONS OF PAPERS AS WELL AS DRAFT RESOLUTIONS/DECISIONS OF INCIDENT/CASE STATING CLEARLY AND DISTINCTLY THE FACTS AND THE LAW UPON WHICH IT IS BASED, WITHIN THIRTY (30) DAYS THEREFROM, AFTER WHICH THE INCIDENT/CASE SHALL BE CONSIDERED SUBMITTED FOR RESOLUTION.

THE ARBITER MAY, AFTER CONSIDERING AND APPRECIATING THE APPLICABLE LAW, RULES AND REGULATIONS AND EVIDENCE SUBMITTED, ADOPT, IN WHOLE OR IN PART, EITHER OF THE PARTIES DRAFT RESOLUTION/DECISION OR REJECT BOTH."

"Section 15. Hearing, When Ordered — Where the Arbiter deems it necessary to clarify specific factual matters or to require the presentation of additional evidence, he shall set the case for hearing, specifying the witnesses and documents to be presented and examined. DURING THE HEARING, AFFIDAVITS OR DEPOSITIONS IN LIEU OF DIRECT