

Litigation of Eminent Domain

The City of Gingoog, like any other local government units, has the power of eminent domain to expropriate private property of public use or purpose for the welfare of its constituents upon payment of just compensation of the property affected. This power is resorted through the Office of the City Legal Officer which is tasked to file the Complaint for Expropriation before the appropriate court, when the owner/s or any interested parties of the properties refused to sell his/her rights and interests over the property subject *of the expropriation*.

Office or Division:	Office of the City Legal Officer			
Classification:	Highly Technical			
Type of Transaction:	G2G – Government to Government, G2C – Government to Citizen			
Who may avail:	Office of the City Mayor, Sangguniang Panlungsod			
CHECKLIST OF REQUIREMENTS			WHERE TO SECURE	
1. Lot Title			Lot Owner	
2. Sketch Plan of the area to be expropriated			City Engineer’s Office	
3. Tax Declaration			Lot Owner/City Assessor’s Office	
4. SP Resolution authorizing the City Mayor to expropriate			Sangguniang Panlungsod	
5. Availability of funds for the purpose			City Treasurer’s Office	
6. Other pertinent documents as may be required				
CLIENT STEPS	AGENCY ACTION	FEES TO BE PAID	PROCESSING TIME	PERSON RESPONSIBLE
1. Submit request for expropriation with complete documents	1. Received the request and checked the documents attached	In accordance with the court’s computation	10 Minutes	<b>Queenie Vicefe A. Pajo</b> <i>Admin. Aide I</i> Office of the City Legal Officer
	1.1. If lacking, notify department concern	None		<b>Raymund N. Suico</b> <i>Admin. Assistant I</i> Office of the City Legal Officer
	1.2. Study the propriety rationale and the legal implication of the expropriation	None	7 Days	<b>Atty. Adam B. Kee</b> <i>Assistant City Legal Officer/</i> <b>Atty. Alpi Andro B. Cabatingan</b> <i>City Legal Officer/</i>
	1.3. 1.4 Draft the complaint of expropriation	None	10 Days	<b>Atty. Philip S. Galagar</b> <i>Assistant City Civil Registrar</i> Office of the City Legal Officer
	1.4. Review and note down comments and recommendations	None	1 Day	<b>Atty. Alpi Andro B. Cabatingan</b> <i>City Legal Officer</i> Office of the City Legal Officer
	1.5. Finalize the complaint of expropriation	None	1 Day	<b>Atty. Adam B. Kee</b> <i>Assistant City Legal Officer/</i> <b>Atty. Philip S. Galagar</b> <i>Assistant City Civil Registrar/</i> <b>Atty. Alpi Andro B. Cabatingan</b> <i>City Legal Officer</i> Office of the City Legal Officer
	1.6. File the complaint to the proper court	None	1 Hour	<b>Raymund N. Suico</b> <i>Admin. Assistant I/</i> <b>Queenie Vicefe A. Pajo</b> <i>Admin. Aide I</i> Office of the City Legal Officer
TOTAL:		In accordance with the court computation	19 Days, 1 Hour, 10 Minutes	

\*Processing Time is only up to the filing of the complaint/answers to the proper court, because this service is governed by the Rules of Court and other applicable laws, rules and regulations. The steps and cost vary depending on the nature and complexity of the case.