



Republic of the Philippines  
**DEPARTMENT OF THE INTERIOR AND LOCAL GOVERNMENT**  
DILG-NAPOLCOM Center, EDSA corner Quezon Avenue, Quezon City  
www.dilg.gov.ph

**MEMORANDUM CIRCULAR**  
**No. 2019-193**

20 NOV 2019

**TO : ALL PROVINCIAL GOVERNORS, CITY AND MUNICIPAL MAYORS, PUNONG BARANGAYS, PRESIDING OFFICERS OF LOCAL SANGGUNIANs, DILG REGIONAL DIRECTORS, BARMM CHIEF MINISTER, BARMM MINISTER FOR LOCAL GOVERNMENT, AND OTHERS CONCERNED**

**SUBJECT : REGULATING THE USE OF STREETS, AVENUES, ALLEYS, SIDEWALKS, PARKS AND OTHER PUBLIC PLACES WITHIN LGU JURISDICTION**

In support of the President's directive to reclaim and clear public spaces, this Circular is being issued to enjoin local government units (LGUs) to responsibly exercise the authority, granted by law, to regulate the use of streets, avenues, alleys, sidewalks, parks, and other public places within their areas of jurisdiction, as well as, sustain the efforts that have already been undertaken relative to road clearing.

A local road, street, alley, park, and square may be closed permanently by the LGU, through an enactment of an ordinance, provided that: (a) there is a compelling reason or sufficient justification for the closure such as, but not limited to, change in land use, establishment of infrastructure facilities, projects, or such other justifiable reasons as public welfare may require; and (b) such ordinance authorizing the permanent closure must be approved by at least two-thirds (2/3) of all members of the sanggunian and have undergone the mandatory public hearing.

However, no such way or place or any part thereof shall be permanently closed without making provisions for the maintenance of public safety therein. When necessary, an adequate substitute for the public facility shall be provided. No freedom park shall be closed permanently without provision for its transfer or relocation to a new site. In addition, a property permanently withdrawn from public use may be used or conveyed for any purpose for which other real property belonging to LGU may be lawfully used or conveyed.

It is, however, emphasized that in permanently closing such public space, public welfare and the purpose for which the facility is established will not be prejudiced.

Subject to other applicable laws and policies, the LGU concerned may also temporarily close a national or local road, alley, park, or square within its jurisdiction during a fiesta celebration for no more than nine (9) days, or during agricultural or industrial fairs/ expositions for a determined reasonable period. Duration of temporary closure shall be specified in a written order issued by the local chief executive, and an ordinance enacted by the local sanggunian.

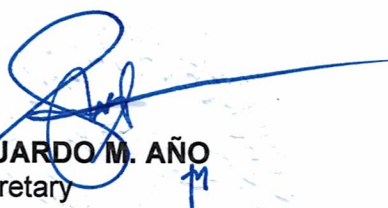
When public works projects or activities are being undertaken, the facility may be closed only for the period necessary to facilitate its completion or to ensure the safety, security, health and welfare of the public.

Any city, municipality, or barangay may also temporarily close and regulate the use of any local street, road, thoroughfare, or public place where shopping malls, Sunday markets, flea or night markets, or shopping areas may be established and where goods, merchandise, foodstuff, commodities, or articles of commerce may be sold and dispensed to the general public. However, no public space shall be temporarily closed for athletic, cultural, or civic activities not officially sponsored, recognized, or approved by the LGU.

Lastly, LGUs are enjoined not to use of public places, particularly the thoroughfares, for parking purposes and instead, identify separate facility specifically designed for public parking whenever possible.

All LGUs are mandated to review/revisit all permits previously issued for this purpose. If found to have contravened the policies laid herein, cause its revocation. All local sanggunians are also advised to review/revisit their ordinances and/or other regulations which contravenes the policies laid herein and if warranted, cause its repeal or annulment.

This Memorandum Circular shall take effect immediately.

  
**EDUARDO M. AÑO**  
Secretary

