

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City, Metro Manila

SEVENTEENTH CONGRESS
First Regular Session



COMMITTEE REPORT NO. **274**

Submitted by the Committee on Natural Resources on MAY 30 2017
Re: House Bill No. 868
Recommending its approval without amendment.
Sponsors: Representatives Carlos Isagani T. Zarate and Victor A. Yap

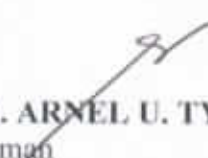
Mr. Speaker:

The Committee on Natural Resources, to which was referred House Bill No. 868, introduced by Representative Yap, entitled:

AN ACT
RECLASSIFYING AS AGRICULTURAL LAND OPEN TO DISPOSITION UNDER THE PROVISIONS OF THE PUBLIC LAND ACT, AS AMENDED, THE LAND COVERED BY PROCLAMATION NO. 602, DATED APRIL 12, 2004, DECLARING AS ECO-TOURISM PARK AND CAMPSITE PURPOSES A CERTAIN PARCEL OF LAND OF THE PUBLIC DOMAIN SITUATED IN BARANGAYS LUBIGAN, MORIONES AND IBA IN THE MUNICIPALITY OF SAN JOSE, PROVINCE OF TARLAC

has considered the same and recommends its approval without amendment, with Representatives Yap and Ty as authors thereof.

Respectfully submitted,


HON. ARNEL U. TY
Chairman
Committee on Natural Resources

THE HONORABLE SPEAKER
House of Representatives
Quezon City

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House Bill No. 868

Introduced by Representatives Victor A. Yap and Arnel U. Ty

AN ACT

RECLASSIFYING AS AGRICULTURAL LAND OPEN TO DISPOSITION UNDER THE PROVISIONS OF THE PUBLIC LAND ACT, AS AMENDED, THE LAND COVERED BY PROCLAMATION NO. 602, DATED APRIL 12, 2004, DECLARING AS ECOTOURISM PARK AND CAMPSITE PURPOSES A CERTAIN PARCEL OF LAND OF THE PUBLIC DOMAIN SITUATED IN BARANGAYS LUBIGAN, MORIONES AND IBA IN THE MUNICIPALITY OF SAN JOSE, PROVINCE OF TARLAC

Be it enacted by the Senate and House of Representatives of the Philippines in Congress assembled:

1 **SECTION 1.** A portion of the land covered by Proclamation No. 602, dated April 12,
2 2004, declaring as eco-tourism park and campsite purposes a certain parcel of land of the public
3 domain situated in Barangays Lubigan, Moriones and Iba in the Municipality of San Jose, Province
4 of Tarlac, is hereby reclassified as agricultural land open to disposition under the provisions of the
5 Public Land Act, as amended, which portion is more particularly described as follows:

6 Beginning at a point marked "1" being, N 31-52-49 W, 387.86 meters from **TRC-75**
7 *(Philippine Reference System '92 Control Point: Latitude 15-26-10.48243", Longitude 120-25-*
8 *47.36798")*, Barangay Lubigan, San Jose, Province of Tarlac:

9	thence	N 21-48-19 E	71.848	meters to corner 2;
10	thence	S 82-45-12 E	69.367	meters to corner 3;
11	thence	S 7-23-35 E	43.108	meters to corner 4;
12	thence	S 8-44-15 W	55.646	meters to corner 5;
13	thence	S 2-8-56 E	69.174	meters to corner 6;
14	thence	S 25-5-9 E	62.799	meters to corner 7;
15	thence	S 88-12-16 E	87.762	meters to corner 8;
16	thence	N 49-43-51 E	188.356	meters to corner 9;

1	thence	N 3-15-45 E	31.301	meters to corner 10;
2	thence	N 28-30-54 W	76.392	meters to corner 11;
3	thence	N 2-45-26 W	57.817	meters to corner 12;
4	thence	N 62-42-27 E	58.338	meters to corner 13;
5	thence	N 7-27-49 E	99.72	meters to corner 14;
6	thence	N 82-6-41 W	166.671	meters to corner 15;
7	thence	N 59-26-34 W	63.435	meters to corner 16;
8	thence	N 19-33-45 W	75.084	meters to corner 17;
9	thence	N 43-8-9 W	59.44	meters to corner 18;
10	thence	N 63-59-8 W	85.785	meters to corner 19;
11	thence	N 76-37-29 W	20.707	meters to corner 20;
12	thence	N 27-23-57 W	1.987	meters to corner 21;
13	thence	N 50-16-0 E	243.55	meters to corner 22;
14	thence	N 20-56-59 W	229.704	meters to corner 23;
15	thence	N 67-4-59 E	411.414	meters to corner 24;
16	thence	S 5-20-22 W	116.47	meters to corner 25;
17	thence	N 80-12-32 W	50.761	meters to corner 26;
18	thence	S 32-19-15 W	26.477	meters to corner 27;
19	thence	S 11-33-12 E	46.186	meters to corner 28;
20	thence	S 23-34-42 E	48.281	meters to corner 29;
21	thence	S 42-20-15 E	29.255	meters to corner 30;
22	thence	S 57-34-4 E	37.12	meters to corner 31;
23	thence	S 69-43-21 E	0.161	meters to corner 32;
24	thence	S 43-40-4 E	41.912	meters to corner 33;
25	thence	S 57-27-22 W	0.326	meters to corner 34;
26	thence	S 35-2-57 E	24.178	meters to corner 35;
27	thence	S 5-44-23 E	42.965	meters to corner 36;
28	thence	S 3-26-15 W	28.927	meters to corner 37;
29	thence	S 37-19-35 E	91.015	meters to corner 38;
30	thence	S 59-25-50 E	53.335	meters to corner 39;
31	thence	S 15-35-50 E	48.408	meters to corner 40;

1	thence	S 64-16-1 W	33.684	meters to corner 41;
2	thence	N 80-21-7 W	25.359	meters to corner 42;
3	thence	N 55-57-11 W	59.835	meters to corner 43;
4	thence	N 46-36-55 W	40.763	meters to corner 44;
5	thence	N 86-42-16 W	32.616	meters to corner 45;
6	thence	S 40-8-11 W	43.655	meters to corner 46;
7	thence	S 0-58-36 W	57.758	meters to corner 47;
8	thence	S 8-12-39 E	39.278	meters to corner 48;
9	thence	S 70-10-9 E	62.271	meters to corner 49;
10	thence	N 87-12-40 E	56.52	meters to corner 50;
11	thence	N 82-50-45 E	53.195	meters to corner 51;
12	thence	N 84-2-27 E	103.544	meters to corner 52;
13	thence	N 72-29-12 E	43.615	meters to corner 53;
14	thence	N 79-50-10 E	71.545	meters to corner 54;
15	thence	S 88-56-51 E	47.633	meters to corner 55;
16	thence	S 78-9-12 E	39.577	meters to corner 56;
17	thence	S 70-13-18 E	41.516	meters to corner 57;
18	thence	S 11-39-10 W	99.647	meters to corner 58;
19	thence	S 39-2-8 E	252.064	meters to corner 59;
20	thence	N 88-27-7 E	195.863	meters to corner 60;
21	thence	S 33-1-26 W	252.452	meters to corner 61;
22	thence	S 38-8-48 E	188.099	meters to corner 62;
23	thence	S 51-11-25 E	30.733	meters to corner 63;
24	thence	S 20-22-53 W	0.403	meters to corner 64;
25	thence	S 74-17-56 W	39.262	meters to corner 65;
26	thence	S 4-54-9 W	36.383	meters to corner 66;
27	thence	S 51-24-13 E	61.715	meters to corner 67;
28	thence	S 72-10-5 E	56.331	meters to corner 68;
29	thence	S 75-41-13 E	54.101	meters to corner 69;
30	thence	S 88-59-52 E	32.164	meters to corner 70;
31	thence	S 51-11-24 E	205.555	meters to corner 71;

1	thence	S 51-48-59 W	434.637	meters to corner 72;
2	thence	N 61-53-55 W	395.305	meters to corner 73;
3	thence	N 39-37-41 W	173.319	meters to corner 74;
4	thence	N 71-45-44 W	284.75	meters to corner 75;
5	thence	S 86-24-0 W	382.99	meters to corner 76;
6	thence	N 48-5-44 W	570.048	meters to corner 77;
7	thence	S 88-21-0 E	279.13	meters to corner 78;
8	thence	N 7-19-0 W	49.698	meters to corner 79;

9 containing an area of 120.00 hectares, more or less.

10 **SEC. 2.** The Department of Environment and Natural Resources (DENR) shall issue a free
11 patent to any Filipino applicant and shall give priority to the candidate who has continuously
12 occupied or cultivated, or has paid real estate taxes for the tract of land applied for, while the land
13 has not been occupied by any other person, for at least three (3) years prior to the approval of this
14 Act, not to exceed twelve (12) hectares for each qualified applicant: *Provided*, That prior to the
15 disposition of any parcel to individual applicants, the DENR shall segregate, alienate or reserve
16 appropriate areas, consistent with the provisions of Commonwealth Act No. 141 or the Public
17 Land Act, as amended; Republic Act No. 730, entitled: "An Act to Permit the Sale Without Public
18 Auction of Public Lands of the Republic of the Philippines for Residential Purposes to Qualified
19 Applicants Under Certain Conditions": *Provided, further*, That the identification of areas for
20 public and quasi-public purposes shall be undertaken jointly with the concerned government
21 agencies or local government units: *Provided, finally*, That the title over tracts of land for public
22 and quasi-public purposes shall be in the name of the Republic of the Philippines, except the area
23 actually used, developed and managed by the provincial government for campsite and ecotourism
24 purposes, which shall be titled in the name of the Province of Tarlac.

25 **SEC. 3.** The area described in Section 1 of this Act is hereby excluded from the coverage
26 of Section 16 of Presidential Decree No. 705 or the Revised Forestry Code of the Philippines, as
27 amended which prohibits the classification of certain lands as alienable or disposable: *Provided*,
28 *however*, That the removal of timber and other forest products and utilization of other natural
29 resources in the parcel of land shall be subject to existing forestry and other environmental
30 protection laws, rules and regulations: *Provided, further*, That a twenty (20)-meter protection zone
31 along the banks of any river or stream, which has a width of at least fifty (50) meters, shall be

1 delineated by the DENR on the ground and shall retain their classification as forestland, prior to
2 disposition of any parcel of agricultural land to private applicants.

3 **SEC. 4.** Within six (6) months from the approval of this Act, the DENR Secretary shall
4 promulgate the necessary rules and regulations for its effective implementation. The provisions of
5 the Public Land Act pertaining to the distribution of public lands and issuance of land titles, insofar
6 as they are not inconsistent herewith, shall apply.

7 **SEC. 5.** If any section of this Act is declared unconstitutional, such declaration shall not
8 affect in any manner the other parts of this Act.

9 **SEC. 6.** Presidential Proclamation No.602, dated April 12, 2004 is hereby repealed. All
10 other laws, decrees, proclamations or issuances which are inconsistent with the provisions of this
11 Act are hereby amended, repealed or modified accordingly.

12 **SEC. 7.** This Act shall take effect fifteen (15) days after its publication in the Official
13 Gazette or in a newspaper of general circulation.

14 *Approved.*