

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

SEVENTEENTH CONGRESS
First Regular Session



COMMITTEE REPORT NO. 282

Submitted by the Committee on Natural Resources on 31 MAY 2017

Re: House Bill No. 5798

Recommending its approval, in substitution of House Bill No. 1343.

Sponsors: Representatives Arnel U. Ty and Romeo M. Acop

Mr. Speaker:

The Committee on Natural Resources, to which was referred House Bill No. 1343, introduced by Representative Acop, entitled:

AN ACT

DECLARING AS AGRICULTURAL LAND CERTAIN PARCELS OF LAND OF THE PUBLIC DOMAIN EMBRACED BY PROCLAMATION NO. 585 SITUATED IN BARANGAY SAN JOSE IN THE CITY OF ANTIPOLO, PROVINCE OF RIZAL, AND DECLARING THE SAME OPEN TO DISPOSITION

has considered the same and recommends that the attached House Bill No. 5798, entitled:

AN ACT

DECLARING AS AGRICULTURAL LAND CERTAIN PARCELS OF LAND OF THE PUBLIC DOMAIN COVERED BY PROCLAMATION NO. 585, SITUATED IN BARANGAY SAN JOSE IN THE CITY OF ANTIPOLO, PROVINCE OF RIZAL, AND DECLARING THE SAME OPEN TO DISPOSITION

be approved, in substitution of House Bill No. 1343, with Representatives Acop and Ty as authors thereof.

Respectfully submitted,


HON. ARNEL U. TY
Chairman
Committee on Natural Resources

THE HONORABLE SPEAKER
House of Representatives
Quezon City

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

SEVENTEENTH CONGRESS
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HOUSE BILL NO. **5798**
(in substitution of HB No. 1343)

Introduced by Representatives Romeo M. Acop and Arnel U. Ty

AN ACT

DECLARING AS AGRICULTURAL LAND CERTAIN PARCELS OF LAND OF THE PUBLIC DOMAIN COVERED BY PROCLAMATION NO. 585, SITUATED IN BARANGAY SAN JOSE IN THE CITY OF ANTIPOLO, PROVINCE OF RIZAL, AND DECLARING THE SAME OPEN TO DISPOSITION

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

1 **SECTION 1. Coverage.** - The parcels of land of the public domain located in Barangay
2 San Jose, Antipolo City, Province of Rizal, identified as an Integrated Social Forestry Area
3 under Proclamation No. 585 dated June 5, 1990, are hereby declared agricultural land and open
4 to disposition for agricultural, residential and socialized housing, and other purposes under
5 certain conditions. Said parcels of land are more particularly described as follows:

6 Beginning at a point marked "1" on Forestland Boundary Map, being N 14°53'09" E,
7 1127.935 meters from RZL-34 (PRS '92 Control Point Latitude 14°38'0.1222", Longitude
8 121°13'51.40736"), Barangay San Jose, City of Antipolo, Province of Rizal:
9 thence N 74°06'26" E 475.372 meters to corner 2;
10 thence N 17°19'14" W 252.337 meters to corner 3;
11 thence S 81°13'49" W 387.217 meters to corner 4;
12 thence N 32°25'46" W 603.249 meters to corner 5;

1	thence	N 36°05'6" W	538.81	meters to corner 6;
2	thence	N 23°30'38" E	842.911	meters to corner 7;
3	thence	N 16°07'2" W	513.784	meters to corner 8;
4	thence	N04°07'38" E	423.811	meters to corner 9;
5	thence	N 69°23'37" E	450.011	meters to corner 10;
6	thence	S09°18'55" W	703.041	meters to corner 11;
7	thence	S 59°06'19" E	188.083	meters to corner 12;
8	thence	N 13°39'11" E	450.342	meters to corner 13;
9	thence	N 59°37'55" E	289.868	meters to corner 14;
10	thence	S 51°42'19" E	328.379	meters to corner 15;
11	thence	N 24°24'48" E	434.368	meters to corner 16;
12	thence	S 80°58'5" E	118.691	meters to corner 17;
13	thence	S 19°33'18" E	269.305	meters to corner 18;
14	thence	S07°10'37" W	232.308	meters to corner 19;
15	thence	S 68°32'8" E	141.926	meters to corner 20;
16	thence	N 39°55'47" E	545.994	meters to corner 21;
17	thence	S 38°54'45" E	705.61	meters to corner 22;
18	thence	S 15°23'7" E	562.009	meters to corner 23;
19	thence	S 13°37'54" W	432.231	meters to corner 24;
20	thence	S 86°30'22" W	258.276	meters to corner 25;
21	thence	S 40°23'7" W	346.292	meters to corner 26;
22	thence	S 67°45'40" W	334.946	meters to corner 27;
23	thence	S09°50'45" E	690.251	meters to corner 28;
24	thence	S 47°40'46" W	359.944	meters to corner 29;

1 thence S 31°53'54" E 397.178 meters to corner 30;
2 thence S 30°51'40" W 1401.609 meters to corner 31,
3 to the point of beginning, covering a total area of 650.20 hectares, more or less.

4 **SEC. 2. *Disposition of Lands.*** - The parcels of land covered in this Act shall be
5 alienated and disposed accordingly for the following purposes:

6 a. *Agricultural* - The Department of Agrarian Reform (DAR) shall distribute certain
7 parcels of land covered in this Act for agricultural purposes in accordance with
8 Republic Act No. 6657, as amended, otherwise known as the "Comprehensive
9 Agrarian Reform Law": *Provided*, That, each qualified beneficiary shall be allotted
10 not more than one (1) hectare. No interest shall be imposed on the value of the land
11 to be paid by the beneficiaries;

12 b. *Residential* - The Department of Environment and Natural Resources (DENR) shall
13 dispose of certain parcels of the land covered in this Act for residential purposes in
14 accordance with Republic Act No. 730, otherwise known as 'An Act To Permit the
15 Sale Without Public Auction of Public Lands of the Republic of the Philippines for
16 Residential Purposes to Qualified Applicants Under Certain Conditions', in
17 accordance with Commonwealth Act No. 141, as amended, otherwise known as the
18 "Public Land Act";

19 c. *Socialized Housing* - The National Housing Authority (NHA) shall identify certain
20 parcels of lands covered in this Act for socialized housing purposes in accordance
21 with Article IV (Land Use, Inventory, Acquisition, and Disposition) and Article V
22 (Socialized Housing) of Republic Act No. 7279, otherwise known as the "Urban
23 Development and Housing Act"; and

1 d. *Government Center Reservation* - The DAR and the DENR, in consultation with
2 the City Government of Antipolo, shall determine and reserve certain parcels of
3 land covered by this Act for the establishment of a government center and other
4 facilities that the public interest may require. The City Government of Antipolo
5 shall oversee the establishment of the government center which shall house offices
6 and instrumentalities of the city government and local offices of the various national
7 government agencies.

8 As far as practicable, the allocation and disposition of the lands covered by this Act for the
9 above-named purposes shall be distributed as follows:

- 10 1. Sixty percent (60%) for agricultural;
- 11 2. Twenty percent (20%) for residential;
- 12 3. Ten percent (10%) for socialized housing; and,
- 13 4. Ten percent (10%) for government center.

14 The DENR shall continue to maintain as forestlands such parcels of land not covered
15 by Section 1 of this Act.

16 **SEC. 3. *Land Survey.*** - Within six (6) months from the effectivity of this Act, prior to
17 the disposition of the lands covered in this Act, the DENR shall conduct a survey of said lands
18 for the purpose of determining and delimiting the specific areas most suitable for the purposes
19 provided for in the preceding section. The findings and recommendations of the survey team
20 shall be reviewed and approved by the Secretary of the DENR, the Secretary of the DAR and
21 the General Manager of the NHA.

22 **SEC. 4. *Beneficiaries.*** -

- 23 a. For lands intended for agricultural and residential purposes, the following shall be
24 deemed beneficiaries whose claims shall be prioritized in the following order:

- 1 1. Those who are awardees of Certificates of Stewardship Contract (CSC) in good
2 standing under Proclamation No. 585, Letter of Instruction No. 1260 and DENR
3 Administrative Order No. 97 dated December 29, 1988;
- 4 2. Those who are CSC awardees referred to in the preceding paragraph but who
5 have not substantially complied with the terms and conditions of the
6 stewardship contract as determined by the DENR: *Provided*, That their CSCs
7 have not been revoked prior to the effectivity of this Act, and,
- 8 3. Those who have not been awarded a CSC but have actually occupied and
9 cultivated the lands covered by this Act for not less than five (5) years before
10 the effectivity of this Act: *Provided*, That their actual occupation of the land has
11 not been attended or facilitated by any mode of assignment or transfer of
12 possession prohibited by existing regulations and by this Act: *Provided, further*,
13 That transfers of possession otherwise allowed but where the prior approval of
14 the DENR was not previously secured shall be subject to confirmation by the
15 DENR in a proper proceeding.

16 Qualified beneficiaries shall have the option to choose between a residential lot or
17 agricultural land: *Provided*, That members of a family living with a CSC awardee under one
18 household shall be considered as belonging to such one family household constituting a single
19 qualified beneficiary.

20 Awardees of CSCs who have sold, disposed of, or abandoned the lands allotted to them
21 in violation of the foregoing issuances and their transferees, whether actual occupants or not at
22 the time of effectivity of this Act, are disqualified to become beneficiaries under this Act. An
23 awardee of a CSC, an actual occupant of any land covered by this Act, or a former participant
24 in the Integrated Social Forestry Program who fails to qualify as beneficiary under this Act,

1 may be considered to become a beneficiary of the socialized housing program as provided for
2 under this Act: *Provided*, That if such person still fails to qualify as beneficiary of the socialized
3 housing program, that person shall be entitled to a fair compensation for all permanent
4 improvements introduced on the land being occupied, based on the fair market value of such
5 improvements as assessed by a government assessor.

6 b. In addition to the provision of Section 16, Eligibility Criteria for Socialized Housing
7 Program Beneficiaries, of Republic Act No. 7279, a bona fide resident of the City
8 of Antipolo for at least two (2) years prior to the effectivity of this Act may be
9 eligible to own land under the socialized housing program of the government;
10 *Provided, however*, That such resident should have no record of delinquency in the
11 payment of obligations due of a beneficiary of any government housing program.

12 **SEC. 5. *Transferability of Purchased and Awarded Lands.*** – Lands acquired by
13 beneficiaries under this Act may not be sold, transferred or conveyed except through hereditary
14 succession, or to the government, or to other qualified beneficiaries for a period of ten (10)
15 years from the date of the award of the Certificate of Land Ownership (CLOA) or issuance of
16 the patent as the case may be: *Provided*, That the transfer of the land to other qualified
17 beneficiaries shall be executed by the appropriate government agency in accordance with this
18 Act. Any sale or disposition made in violation hereof shall be null and void.

19 **SEC. 6. *Suppletory Application of Existing Legislations.*** - The provisions of
20 Commonwealth Act No. 141, Republic Act No. 730, Republic Act No. 6657 as amended,
21 Republic Act No. 7279, and other laws not inconsistent with this Act, whenever applicable,
22 shall have suppletory effect.

23 **SEC. 7. *Implementing Rules and Regulations.*** - Within ninety (90) days from the
24 effectivity of this Act, the Secretaries of the DAR and DENR and the General Manager of the

1 NHA shall promulgate the necessary rules and regulations necessary to implement this Act.
2 The City Government of Antipolo shall also be consulted in the formulation of the rules and
3 regulations with respect to the establishment of the government center.

4 **SEC. 8. *Transitory Provision.*** - Awardees of CSCs under Proclamation No. 585 shall
5 continue to discharge their responsibilities as program participants under DENR
6 Administrative Order No. 97 until after the disposition of the lands covered by their respective
7 contracts under this Act: *Provided*, That such dispositions shall be completed within three (3)
8 years from the effectivity of this Act: *Provided, further*, That occupants of the lands covered
9 by this Act who do not qualify as beneficiaries hereof shall be relocated after being given due
10 notice and an opportunity to participate in the identification of their relocation sites.

11 **SEC. 9. *Separability Clause.*** - If any provision of this Act be declared unconstitutional
12 or invalid, the other parts hereof shall remain in full force and effect.

13 **SEC. 10. *Repealing Clause.*** - Proclamation No. 585 issued on June 5, 1990, in so far
14 as the coverage of this Act is concerned, is hereby modified accordingly, and all other laws,
15 decrees, executive orders, rules and regulations, issuances, or parts thereof, inconsistent with
16 the provisions of this Act are hereby repealed or amended accordingly.

17 **SEC. 11. *Effectivity.*** - This Act shall take effect fifteen (15) days after publication in
18 the Official Gazette or in a newspaper of general circulation.

19 Approved.
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