



HOUSE OF REPRESENTATIVES

H. No. 6641

BY REPRESENTATIVES YAP, ARROYO (I.); UNGAB, PICHAY AND ONG, PER
COMMITTEE REPORT NO. 2238

AN ACT DECLARING AS AGRICULTURAL LAND OPEN TO
DISPOSITION THE LAND EMBRACED IN PROCLAMATION
NO. 602, DATED APRIL 12, 2004, ENTITLED, "DECLARING AS
ECOTOURISM PARK AND CAMPSITE PURPOSES, A CERTAIN
PARCEL OF LAND OF THE PUBLIC DOMAIN SITUATED IN
BARANGAYS LUBIGAN AND MORIONES, SAN JOSE, TARLAC"

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

1 SECTION 1. *Declaration and Scope.* – The parcel of land of the public
2 domain embraced in Proclamation No. 602, dated April 12, 2004, declaring as
3 ecotourism park and campsite purposes a certain parcel of land of the public
4 domain situated in barangays Lubigan and Moriones in the Municipality of San
5 Jose, Province of Tarlac, is hereby declared an agricultural land open to
6 disposition, more particularly described as follows:

7 A parcel of land within Timberland, Tarlac, Project No. 9, Block-B,
8 Land Classification Map No. 619, certified on October 18, 1926, situated in
9 barangays Lubigan, Moriones and Iba in the Municipality of San Jose, Province
10 of Tarlac. Bounded on the northeast (NE) by alienable and disposable (A&D),

1 integrated social forestry (ISF) areas and Kabuhayan 2000, southeast (SE) by
 2 A&D, ISF areas, and northwest (NW) by A&D and ISF areas beginning at a
 3 point marked 1 on the sketch plan, Project 9-A, Land Classification (LC) Map
 4 1125 and Community-Based Forest Management Project of Timberland, Tarlac
 5 Project No. 9, Block-B, being N. 08° 12' W., 2,572.97 meters from BLLM
 6 No. 22 Tarlac Cadastre, thence;

7	S. 17° 25' E.,	681.26 m. to point 2;
8	N. 88° 56' W.,	540.09 m. to point 3;
9	S. 51° 59' W.,	605.75 m. to point 4;
10	N. 37° 21' W.,	205.51 m. to point 5;
11	N. 37° 22' W.,	176.02 m. to point 6;
12	N. 37° 20' W.,	151.97 m. to point 7;
13	N. 71° 49' W.,	52.07 m. to point 8;
14	N. 71° 45' W.,	232.68 m. to point 9;
15	S. 86° 24' W.,	382.99 m. to point 10;
16	N. 48° 29' W.,	22.76 m. to point 11;
17	N. 32° 16' E.,	231.67 m. to point 12;
18	N. 64° 15' W.,	70.36 m. to point 13;
19	N. 84° 55' W.,	33.34 m. to point 14;
20	S. 73° 19' W.,	40.37 m. to point 15;
21	N. 28° 35' W.,	22.17 m. to point 16;
22	N. 26° 24' W.,	145.33 m. to point 17;
23	N. 17° 11' W.,	46.53 m. to point 18;
24	N. 67° 28' W.,	106.89 m. to point 19;
25	S. 82° 55' W.,	116.72 m. to point 20;
26	N. 75° 44' W.,	14.21 m. to point 21;
27	N. 48° 03' W.,	16.50 m. to point 22;
28	N. 28° 10' W.,	87.27 m. to point 23;

1 S. 10° 25' W., 70.57 m. to point 24;
2 S. 04° 53' W., 76.12 m. to point 25;
3 N. 52° 35' W., 435.50 m. to point 26;
4 N. 19° 00' W., 586.76 m. to point 27;
5 S. 76° 48' W., 300.22 m. to point 28;
6 N. 66° 31' W., 264.25 m. to point 29;
7 N. 13° 10' W., 463.53 m. to point 30;
8 S. 70° 44' E., 3,586.32 m. to point of beginning,
9 containing an area of two million seven hundred seventy-three thousand two
10 hundred fifty-eight (2,773,258) square meters.

11 SEC. 2. *Disposition of the Agricultural Land.* – Any provision of law to
12 the contrary notwithstanding, in the disposition of parcels of the agricultural
13 land declared in the previous section, regardless of their actual use or identified
14 purpose, the Department of Environment and Natural Resources (DENR) shall
15 issue a free patent to any applicant who is a citizen of the Philippines, giving
16 priority to the applicant who has continuously occupied and/or cultivated either
17 by himself or through his predecessor-in-interest or has paid the real estate
18 taxes for the tract or tracts of land being applied for while the same has not
19 been occupied by any other person, for at least three (3) years prior to the
20 approval of this Act, not to exceed twelve (12) hectares for each qualified
21 applicant: *Provided*, That prior to the disposition of any parcel to individual
22 applicants, the DENR shall segregate, alienate or reserve appropriate areas,
23 consistent with the relevant provisions of Commonwealth Act No. 141, as
24 amended, otherwise known as “The Public Land Act”, and this Act, suitable
25 areas for: (a) commercial, residential, tourism or other similar productive
26 purposes; (b) educational, charitable or other similar purposes; or (c) public
27 and quasi-public purposes such as, but not limited to, municipal parks, roads
28 and highways, municipal and barangay dump sites, communal forests, hospitals

1 and sites for offices of the national government and local government units
2 (LGUs): *Provided, moreover*, That the identification of areas for public and
3 quasi-public purposes shall be undertaken jointly with the concerned
4 government agencies or LGUs: *Provided, finally*, That the title/s over tracts of
5 land for public and quasi-public purposes shall be in the name of the Republic
6 of the Philippines, except the area actually used, developed and managed by
7 the provincial government for camp site and ecotourism purposes, which shall
8 be titled in the name of the Province of Tarlac.

9 SEC. 3. *Protection of Ecological Balance.* – The area described in
10 Section 1 of this Act is hereby excluded from the coverage of Section 16, areas
11 needed for forest purposes, of Presidential Decree No. 705 or the Revised
12 Forestry Code of the Philippines, as amended: *Provided, however*, That the
13 removal of timber and other forest products and utilization of other natural
14 resources in the said parcel of land shall be subject to existing forestry and
15 other environmental protection laws, rules and regulations: *Provided,*
16 *moreover*, That the twenty (20)-meter protection zone along the banks of any
17 river or stream, which has a width of at least five (5) meters, shall be surveyed
18 and delineated by the DENR on the ground and shall retain their classification
19 as forestland, prior to disposition of any parcel of agricultural land to private
20 applicants.

21 SEC. 4. *Implementing Rules and Regulations.* – Within six (6) months
22 from the approval of this Act, the Secretary of Environment and Natural
23 Resources shall promulgate the necessary rules and regulations for its effective
24 implementation. The provisions of the Public Land Act pertaining to the
25 distribution of public lands and issuance of land titles, insofar as they are not
26 inconsistent herewith, shall apply.

1 SEC. 5. *Separability Clause.* – If any part or section of this Act is
2 declared unconstitutional, such declaration shall not affect in any manner the
3 other parts or sections of this Act.

4 SEC. 6. *Repealing Clause.* – Presidential Proclamation No. 602, dated
5 April 12, 2004, is hereby repealed. All other laws, decrees, proclamations or
6 issuances contrary to or inconsistent with the provisions of this Act are
7 likewise hereby amended, repealed or modified accordingly.

8 SEC. 7. *Effectivity Clause.* – This Act shall take effect fifteen (15) days
9 after its publication in any newspaper of general circulation.

Approved,

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