



HOUSE OF REPRESENTATIVES

H. No. 5435

BY REPRESENTATIVES MIRAFLORES, BANAAG AND MITRA, PER COMMITTEE
REPORT NO. 1660

AN ACT DECLARING CERTAIN PARCELS OF THE PUBLIC DOMAIN
WITHIN BORACAY ISLAND, MUNICIPALITY OF MALAY,
PROVINCE OF AKLAN AS AGRICULTURAL LAND OPEN TO
DISPOSITION FOR AGRICULTURAL, RESIDENTIAL,
COMMERCIAL, INDUSTRIAL OR OTHER PRODUCTIVE
PURPOSES

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

1 SECTION 1. Certain parcels of land of the public domain located in the
2 Island of Boracay, Municipality of Malay, Province of Aklan are hereby
3 declared agricultural lands open to disposition for agricultural, residential,
4 commercial, industrial or other productive purposes. The said parcels of land
5 are more particularly described as follows:

6 (A) Lot 1-A-1-A (51,738 sq.m.), Barangay Yapak

| 7 | <u>LINE</u> | <u>BEARING</u> | <u>DISTANCE</u> |
|----|---------------|----------------|-----------------|
| 8 | BLBM No. 2 -1 | N 33° 17' W | 2,287.11 m. |
| 9 | 1-2 | S 54° 43' W | 171.82 m. |
| 10 | 2-3 | N 06° 23' W | 147.79 m. |

| | | | |
|----|---|----------------|-----------------|
| 1 | 3-4 | N 38° 32' W | 118.32 m. |
| 2 | 4-5 | N 46° 56' W | 270.52 m. |
| 3 | 5-1 | N 05° 45' W | 326.53 m. |
| 4 | (B) Lot 1-A-1-B (50,000 sq.m.), Barangay Yapak | | |
| 5 | <u>LINE</u> | <u>BEARING</u> | <u>DISTANCE</u> |
| 6 | BLBM No. 2 -1 | N 28° 36' W | 2,723.28 m. |
| 7 | 1-2 | S 05° 45' E | 155.06 m. |
| 8 | 2-3 | S 46° 56' W | 270.52 m. |
| 9 | 3-4 | S 68° 41' W | 107.04 m. |
| 10 | 4-5 | N 28° 25' E | 76.96 m. |
| 11 | 5-6 | N 11° 59' W | 114.00 m. |
| 12 | 6-1 | N 53° 33' E | 334.28 m. |
| 13 | (C) Lot 1-A-1-C (49,986 sq.m.), Barangay Yapak | | |
| 14 | <u>LINE</u> | <u>BEARING</u> | <u>DISTANCE</u> |
| 15 | BLBM No. 2 -1 | N 28° 36' W | 2,723.28 m. |
| 16 | 1-2 | S 53° 33' W | 334.28 m. |
| 17 | 2-3 | N 69° 13' W | 44.01 m. |
| 18 | 3-4 | N 31° 47' E | 489.99 m. |
| 19 | 4-5 | S 45° 00' E | 44.66 m. |
| 20 | 5-1 | S 05° 44' E | 202.93 m. |
| 21 | (D) Lot 1-A-1-D (312,147 sq.m.), Barangay Yapak | | |
| 22 | <u>LINE</u> | <u>BEARING</u> | <u>DISTANCE</u> |
| 23 | BLBM No. 2 -1 | N 33° 17' W | 2,287.11 m. |
| 24 | 1-2 | N 05° 45' W | 326.53 m. |
| 25 | 2-3 | N 05° 45' W | 155.03 m. |
| 26 | 3-4 | N 05° 44' W | 202.93 m. |
| 27 | 4-5 | N 45° 00' W | 44.66 m. |
| 28 | 5-6 | N 31° 47' E | 30.39 m. |

| | | | |
|----|---|----------------|-----------------|
| 1 | 6-7 | N 56°48' E | 183.94 m. |
| 2 | 7-8 | N 55°35' E | 249.08 m. |
| 3 | 8-9 | S 31°01' E | 150.00 m. |
| 4 | 9-10 | S 45°46'W | 81.91 m. |
| 5 | 10-11 | S 45°45'W | 315.50 m. |
| 6 | 11-12 | S 04°05' E | 402.66 m. |
| 7 | 12-13 | S 76°28' E | 105.78 m. |
| 8 | 13-14 | N 39°26' E | 207.99 m. |
| 9 | 14-15 | N 47°13'W | 79.16 m. |
| 10 | 15-16 | N 44°03' E | 140.78 m. |
| 11 | 16-17 | S 49°44' E | 69.82 m. |
| 12 | 17-18 | N 40°03' E | 366.84 m. |
| 13 | 18-19 | S 42°29' E | 114.61 m. |
| 14 | 19-20 | S 33°47'W | 229.71 m. |
| 15 | 20-21 | S 33°47'W | 27.97 m. |
| 16 | 21-22 | S 47°32'W | 94.54 m. |
| 17 | 22-23 | S 42°23'W | 161.10 m. |
| 18 | 23-24 | S 38°42'W | 19.99 m. |
| 19 | 24-25 | S 28°51'W | 33.57 m. |
| 20 | 25-26 | S 56°13' E | 45.40 m. |
| 21 | 26-27 | S 33°47'W | 147.55 m. |
| 22 | 27-28 | S 33°49'W | 168.05 m. |
| 23 | 28-29 | N 77°31'W | 58.97 m. |
| 24 | 29-1 | N 61°51'W | 217.78 m. |
| 25 | (E) Lot 1-A-1-E (164,120 sq.m.), Barangay Yapak | | |
| 26 | <u>LINE</u> | <u>BEARING</u> | <u>DISTANCE</u> |
| 27 | BLBM No. 2 -1 | N 19°33'W | 2,871.89 m. |
| 28 | 1-2 | S 44°00' E | 333.93 m. |

| | | | |
|----|-------|-------------|-----------|
| 1 | 2-3 | N 40° 03' E | 209.10 m. |
| 2 | 3-4 | N 42° 29' E | 13.28 m. |
| 3 | 4-5 | S 42° 29' E | 110.20 m. |
| 4 | 5-6 | S 33° 47' W | 10.29 m. |
| 5 | 6-7 | N 42° 29' W | 114.61 m. |
| 6 | 7-8 | S 40° 03' W | 366.84 m. |
| 7 | 8-9 | N 49° 44' W | 69.82 m. |
| 8 | 9-10 | S 44° 03' W | 140.78 m. |
| 9 | 10-11 | S 47° 13' E | 79.16 m. |
| 10 | 11-12 | S 39° 26' W | 207.99 m. |
| 11 | 12-13 | N 76° 28' W | 105.78 m. |
| 12 | 13-14 | N 04° 05' W | 402.66 m. |
| 13 | 14-1 | N 45° 45' E | 315.50 m. |

14 (F) Lot 1-A-1-F (164,123 sq.m.), Barangay Yapak

| 15 | <u>LINE</u> | <u>BEARING</u> | <u>DISTANCE</u> |
|----|---------------|----------------|-----------------|
| 16 | BLBM No. 2 -1 | N 18° 05' W | 2,807.04 m. |
| 17 | 1-2 | N 31° 01' W | 150.00 m. |
| 18 | 2-3 | N 55° 35' E | 244.66 m. |
| 19 | 3-4 | N 75° 13' E | 298.91 m. |
| 20 | 4-5 | S 14° 04' E | 111.43 m. |
| 21 | 5-6 | S 44° 24' W | 349.98 m. |
| 22 | 6-7 | S 42° 29' E | 165.83 m. |
| 23 | 7-8 | S 40° 03' W | 209.10 m. |
| 24 | 8-9 | N 44° 00' W | 333.93 m. |
| 25 | 9-1 | N 45° 46' E | 81.91 m. |

26 (G) Project No. 13-A, Block-I. Beginning at a corner marked "I" on
 27 the map which is N 12° -35' -31" E, 3,329.90 meters from PRS 92 (Grotto):

| | | | | | |
|----|--------|-----------------------------------|-----------|-----------|----|
| 1 | | Foll. shoreline easement and | | | |
| 2 | | pathway at SW dir. about 53.25 m | to corner | 2 | |
| 3 | thence | Foll. shoreline easement and | | | |
| 4 | | pathway at SW dir. about 236.80 m | to corner | 3 | |
| 5 | thence | N 80° 32' W | 43.40 m | to corner | 4 |
| 6 | thence | N 52° 57' W | 225.00 m | to corner | 5 |
| 7 | thence | S 65° 46' W | 104.33 m | to corner | 6 |
| 8 | thence | N 82° 30' W | 91.16 m | to corner | 7 |
| 9 | thence | S 52° 08' W | 54.24 m | to corner | 8 |
| 10 | thence | S 19° 04' E | 41.49 m | to corner | 9 |
| 11 | thence | S 86° 58' E | 134.10 m | to corner | 10 |
| 12 | thence | N 71° 34' E | 86.50 m | to corner | 11 |
| 13 | thence | S 35° 47' W | 162.72 m | to corner | 12 |
| 14 | thence | S 73° 23' W | 83.15 m | to corner | 13 |
| 15 | thence | S 71° 53' E | 206.46 m | to corner | 14 |
| 16 | thence | N 43° 02' E | 97.60 m | to corner | 15 |
| 17 | thence | N 74° 41' E | 103.57 m | to corner | 16 |
| 18 | thence | S 57° 16' E | 39.59 m | to corner | 17 |
| 19 | thence | Foll. shoreline easement and | | | |
| 20 | | pathway at SW dir. about 245.12 m | to corner | 18 | |
| 21 | thence | Foll. shoreline easement and | | | |
| 22 | | pathway at SW dir. about 281.27 m | to corner | 19 | |
| 23 | thence | S 86° 46' W | 179.26 m | to corner | 20 |
| 24 | thence | S 74° 38' W | 112.23 m | to corner | 21 |
| 25 | thence | S 81° 59' W | 85.27 m | to corner | 22 |
| 26 | thence | S 61° 53' W | 78.21 m | to corner | 23 |
| 27 | thence | S 34° 45' E | 225.68 m | to corner | 24 |
| 28 | thence | N 64° 18' E | 332.29 m | to corner | 25 |

| | | | | | |
|----|--------|-------------------------------------|----------|-----------|----|
| 1 | thence | S 15° 41' E | 81.78 m | to corner | 26 |
| 2 | thence | Foll. shoreline easement and | | | |
| 3 | | pathway at SE dir. about 686.38 m | | to corner | 27 |
| 4 | thence | <i>Foll. shoreline easement and</i> | | | |
| 5 | | pathway at SE dir. about 273.69 m | | to corner | 28 |
| 6 | thence | S 22° 29' W | 199.39 m | to corner | 29 |
| 7 | thence | S 06° 17' W | 115.83 m | to corner | 30 |
| 8 | thence | S 42° 39' W | 298.07 m | to corner | 31 |
| 9 | thence | N 68° 38' W | 213.11 m | to corner | 32 |
| 10 | thence | S 01° 55' E | 48.56 m | to corner | 33 |
| 11 | thence | S 40° 48' E | 154.45 m | to corner | 34 |
| 12 | thence | S 19° 51' W | 41.28 m | to corner | 35 |
| 13 | thence | N 61° 47' W | 92.41 m | to corner | 36 |
| 14 | thence | S 63° 11' W | 225.98 m | to corner | 37 |
| 15 | thence | S 25° 40' W | 89.03 m | to corner | 38 |
| 16 | thence | S 74° 10' W | 108.97 m | to corner | 39 |
| 17 | thence | S 56° 60' W | 170.24 m | to corner | 40 |
| 18 | thence | S 05° 46' W | 42.88 m | to corner | 41 |
| 19 | thence | S 72° 50' E | 351.72 m | to corner | 42 |
| 20 | thence | S 01° 35' E | 204.20 m | to corner | 43 |
| 21 | thence | S 41° 14' W | 156.68 m | to corner | 44 |
| 22 | thence | S 05° 31' W | 95.36 m | to corner | 45 |
| 23 | thence | S 17° 47' E | 60.03 m | to corner | 46 |
| 24 | thence | N 79° 19' W | 58.17 m | to corner | 47 |
| 25 | thence | Foll. shoreline easement and | | | |
| 26 | | pathway at NW dir. about 216.17 m | | to corner | 48 |
| 27 | thence | <i>Foll. shoreline easement and</i> | | | |
| 28 | | pathway at NW dir. about 197.25 m | | to corner | 49 |

| | | | | |
|----|--------|-----------------------------------|-----------|--------------|
| 1 | thence | Foll. shoreline easement and | | |
| 2 | | pathway at SW dir. about 48.44 m | to corner | 50 |
| 3 | thence | Foll. shoreline easement and | | |
| 4 | | pathway at NW dir. about 279.25 m | to corner | 51 |
| 5 | thence | Foll. shoreline easement and | | |
| 6 | | pathway at NW dir. about 557.11 m | to corner | 52 |
| 7 | thence | Foll. shoreline easement and | | |
| 8 | | pathway at NW dir. about 560.60 m | to corner | 53 |
| 9 | thence | Foll. shoreline easement and | | |
| 10 | | pathway at NW dir. about 351.09 m | to corner | 54 |
| 11 | thence | Foll. shoreline easement and | | |
| 12 | | pathway at NW dir. about 139.63 m | to corner | 55 |
| 13 | thence | Foll. shoreline easement and | | |
| 14 | | pathway at NE dir. about 172.37 m | to corner | 56 |
| 15 | thence | S 30° 13' E | 36.21 m | to corner 57 |
| 16 | thence | S 85° 32' E | 25.21 m | to corner 58 |
| 17 | thence | S 88° 36' E | 132.41 m | to corner 59 |
| 18 | thence | N 05° 53' E | 102.92 m | to corner 60 |
| 19 | thence | N 58° 33' E | 226.53 m | to corner 61 |
| 20 | thence | N 46° 21' E | 484.43 m | to corner 62 |
| 21 | thence | N 36° 15' E | 172.85 m | to corner 63 |
| 22 | thence | N 08° 47' W | 74.21 m | to corner 64 |
| 23 | thence | N 29° 17' E | 138.82 m | to corner 65 |
| 24 | thence | S 80° 55' W | 156.63 m | to corner 66 |
| 25 | thence | N 29° 57' W | 56.38 m | to corner 67 |
| 26 | thence | N 27° 34' E | 130.98 m | to corner 68 |
| 27 | thence | N 41° 37' E | 97.73 m | to corner 69 |
| 28 | thence | S 27° 45' E | 116.16 m | to corner 70 |

| | | | | | |
|----|--------|-------------|----------|-----------|----|
| 1 | thence | S 80° 32' E | 82.33 m | to corner | 71 |
| 2 | thence | S 88° 47' E | 68.05 m | to corner | 72 |
| 3 | thence | N 60° 40' E | 83.36 m | to corner | 73 |
| 4 | thence | N 37° 09' W | 72.95 m | to corner | 74 |
| 5 | thence | N 55° 02' E | 51.71 m | to corner | 75 |
| 6 | thence | N 61° 43' E | 234.75 m | to corner | 76 |
| 7 | thence | N 69° 53' E | 160.18 m | to corner | 77 |
| 8 | thence | N 02° 59' W | 266.91 m | to corner | 78 |
| 9 | thence | S 54° 54' E | 87.71 m | to corner | 79 |
| 10 | thence | N 50° 40' E | 110.70 m | to corner | 80 |
| 11 | thence | N 77° 40' E | 77.91 m | to corner | 81 |
| 12 | thence | S 78° 07' E | 92.36 m | to corner | 82 |
| 13 | thence | N 84° 13' E | 94.43 m | to corner | 83 |
| 14 | thence | N 28° 04' E | 60.65 m | to corner | 84 |
| 15 | thence | N 73° 17' E | 69.68 m | to corner | 85 |
| 16 | thence | S 83° 51' E | 88.49 m | to corner | 1 |

17 which is the point of beginning, containing an area of three hundred thirty-five
 18 and 93/100 (335.93) hectares.

19 (H) Project No. 13-A, Block-II. Beginning at a corner marked "1" on
 20 the map which is N 12° -05' -31" W, 2,798.36 meters from PRS 92 (Angol
 21 Point):

| | | | | | |
|----|--------|-----------------------------------|--|-----------|---|
| 22 | | Foll. shoreline easement and | | | |
| 23 | | pathway at SE dir. about 159.58 m | | to corner | 2 |
| 24 | thence | Foll. shoreline easement and | | | |
| 25 | | pathway at SE dir. about 195.15 m | | to corner | 3 |
| 26 | thence | Foll. shoreline easement and | | | |
| 27 | | pathway at SE dir. about 177.32 m | | to corner | 4 |
| 28 | thence | Foll. shoreline easement and | | | |

| | | | | |
|----|--------|-----------------------------------|-----------|--------------|
| 1 | | pathway at SE dir. about 196.62 m | to corner | 5 |
| 2 | thence | Foll. shoreline easement and | | |
| 3 | | pathway at SE dir. about 231.63 m | to corner | 6 |
| 4 | thence | Foll. shoreline easement and | | |
| 5 | | pathway at SE dir. about 214.94 m | to corner | 7 |
| 6 | thence | Foll. shoreline easement and | | |
| 7 | | pathway at SE dir. about 78.43 m | to corner | 8 |
| 8 | thence | N 59° 02' W | 82.17 m | to corner 9 |
| 9 | thence | S 64° 55' W | 70.47 m | to corner 10 |
| 10 | thence | S 01° 28' W | 104.92 m | to corner 11 |
| 11 | thence | S 59° 05' W | 95.74 m | to corner 12 |
| 12 | thence | N 19° 48' W | 75.12 m | to corner 13 |
| 13 | thence | N 86° 32' W | 46.73 m | to corner 14 |
| 14 | thence | S 30° 56' W | 43.10 m | to corner 15 |
| 15 | thence | S 10° 11' E | 77.34 m | to corner 16 |
| 16 | thence | S 47° 55' E | 81.63 m | to corner 17 |
| 17 | thence | S 15° 15' E | 30.86 m | to corner 18 |
| 18 | thence | N 63° 20' E | 55.65 m | to corner 19 |
| 19 | thence | S 41° 20' E | 137.83 m | to corner 20 |
| 20 | thence | N 64° 44' E | 187.09 m | to corner 21 |
| 21 | thence | S 01° 53' E | 173.36 m | to corner 22 |
| 22 | thence | S 85° 57' W | 136.40 m | to corner 23 |
| 23 | thence | S 32° 47' E | 40.88 m | to corner 24 |
| 24 | thence | S 61° 51' W | 103.96 m | to corner 25 |
| 25 | thence | S 03° 56' E | 95.96 m | to corner 26 |
| 26 | thence | S 18° 26' W | 24.46 m | to corner 27 |
| 27 | thence | S 32° 12' E | 50.99 m | to corner 28 |
| 28 | thence | S 78° 49' E | 91.68 m | to corner 29 |

| | | | | | | |
|----|--------|--|----------|-----------|----|----|
| 1 | thence | N 17° 58' E | 90.84 m | to corner | 30 | |
| 2 | thence | N 58° 10' E | 237.61 m | to corner | 31 | |
| 3 | thence | Foll. shoreline easement and | | | | |
| 4 | | pathway at NE-SE dir. about 194.76 m to corner | | | | 32 |
| 5 | thence | Foll. shoreline easement and | | | | |
| 6 | | pathway at NE dir. about 268.47 m to corner | | | | 33 |
| 7 | thence | Foll. shoreline easement and | | | | |
| 8 | | pathway at NE dir. about 391.38 m to corner | | | | 34 |
| 9 | thence | Foll. shoreline easement and | | | | |
| 10 | | pathway at SE dir. about 121.75 m to corner | | | | 35 |
| 11 | thence | Foll. shoreline easement and | | | | |
| 12 | | pathway at SE dir. about 391.30 m to corner | | | | 36 |
| 13 | thence | Foll. shoreline easement and | | | | |
| 14 | | pathway at SW dir. about 322.96 m to corner | | | | 37 |
| 15 | thence | Foll. shoreline easement and | | | | |
| 16 | | pathway at SE dir. about 532.56 m to corner | | | | 38 |
| 17 | thence | Foll. shoreline easement and | | | | |
| 18 | | pathway at SW dir. about 555.95 m to corner | | | | 39 |
| 19 | thence | Foll. shoreline easement and | | | | |
| 20 | | pathway at SW dir. about 411.89 m to corner | | | | 40 |
| 21 | thence | Foll. shoreline easement and | | | | |
| 22 | | pathway at SW dir. about 212.00 m to corner | | | | 41 |
| 23 | thence | Foll. shoreline easement and | | | | |
| 24 | | pathway at NW dir. about 543.00 m to corner | | | | 42 |
| 25 | thence | N 27° 22' W | 67.67 m | to corner | 43 | |
| 26 | thence | N 02° 06' E | 135.52 m | to corner | 44 | |
| 27 | thence | N 02° 21' E | 127.66 m | to corner | 45 | |
| 28 | thence | N 62° 17' W | 160.54 m | to corner | 46 | |

| | | | | | |
|----|--------|-----------------------------------|----------|-----------|--------------|
| 1 | thence | N 82° 31' W | 138.90 m | to corner | 47 |
| 2 | thence | Foll. shoreline easement and | | | |
| 3 | | pathway at NW dir. about 568.70 m | | | to corner 48 |
| 4 | thence | Foll. shoreline easement and | | | |
| 5 | | pathway at NW dir. about 141.64 m | | | to corner 49 |
| 6 | thence | Foll. shoreline easement and | | | |
| 7 | | pathway at NW dir. about 222.67 m | | | to corner 50 |
| 8 | thence | Foll. shoreline easement and | | | |
| 9 | | pathway at NW dir. about 136.08 m | | | to corner 51 |
| 10 | thence | Foll. shoreline easement and | | | |
| 11 | | pathway at NW dir. about 356.45 m | | | to corner 52 |
| 12 | thence | Foll. shoreline easement and | | | |
| 13 | | pathway at NW dir. about 74.62 m | | | to corner 53 |
| 14 | thence | Foll. shoreline easement and | | | |
| 15 | | pathway at NW dir. about 136.59 m | | | to corner 54 |
| 16 | thence | Foll. shoreline easement and | | | |
| 17 | | pathway at NW dir. about 117.24 m | | | to corner 55 |
| 18 | thence | Foll. shoreline easement and | | | |
| 19 | | pathway at NW dir. about 240.61 m | | | to corner 56 |
| 20 | thence | Foll. shoreline easement and | | | |
| 21 | | pathway at NW dir. about 392.59 m | | | to corner 57 |
| 22 | thence | Foll. shoreline easement and | | | |
| 23 | | pathway at NW dir. about 137.91 m | | | to corner 58 |
| 24 | thence | Foll. shoreline easement and | | | |
| 25 | | pathway at NW dir. about 114.52 m | | | to corner 59 |
| 26 | thence | Foll. shoreline easement and | | | |
| 27 | | pathway at NW dir. about 165.46 m | | | to corner 60 |
| 28 | thence | N 68° 12' E | 68.99 m | to corner | 61 |

| | | | | | |
|----|--------|-------------|----------|-----------|----|
| 1 | thence | N 38° 40' E | 26.47 m | to corner | 62 |
| 2 | thence | S 77° 47' E | 243.21 m | to corner | 63 |
| 3 | thence | S 40° 13' E | 58.60 m | to corner | 64 |
| 4 | thence | S 82° 21' E | 28.10 m | to corner | 65 |
| 5 | thence | N 50° 23' E | 107.93 m | to corner | 66 |
| 6 | thence | N 04° 51' W | 75.85 m | to corner | 67 |
| 7 | thence | N 17° 02' E | 31.76 m | to corner | 68 |
| 8 | thence | N 10° 44' W | 47.81 m | to corner | 69 |
| 9 | thence | N 16° 40' E | 139.06 m | to corner | 70 |
| 10 | thence | N 08° 23' E | 135.21 m | to corner | 71 |
| 11 | thence | S 76° 54' E | 79.13 m | to corner | 72 |
| 12 | thence | S 11° 45' E | 118.79 m | to corner | 1 |

13 which is the point of beginning, containing an area of two hundred ninety and
14 66/100 (290.66) hectares.

15 The aforementioned agricultural lands are likewise hereby excluded
16 from the operation of Presidential Proclamation No. 1801, dated 10 November
17 1978, entitled, "Declaring Certain Islands, Coves and Peninsulas as Tourist
18 Zones and Marine Reserves Under the Administration and Control of the
19 Philippine Tourism Authority".

20 SEC. 2. The Department of Environment and Natural Resources
21 (DENR) shall alienate the agricultural lands identified in Section 1 hereof,
22 subject to the limitations provided for in this Act, through the issuance of a free
23 patent over any parcel thereof to any citizen of the Philippines who has
24 continuously occupied and/or cultivated either by himself or through his
25 predecessors-in-interest or who shall have paid the real estate tax thereon while
26 same has not been occupied by any other person for at least ten (10) years prior
27 to the approval of this Act, not to exceed twelve (12) hectares per applicant:
28 *Provided, That the DENR shall also reserve lands or lots to the local*

1 government of Malay, the Province of Aklan and other agencies of the national
2 government for essential public purposes and/or services such as school
3 buildings, public plazas, health centers and similar offices and purposes:
4 *Provided, moreover,* That any title that may be issued over lands for public
5 purpose shall be in the name of the Republic of the Philippines.

6 The provisions of Commonwealth Act No. 141, as amended, otherwise
7 known as the "Public Land Act", not inconsistent herewith, shall be applicable.

8 SEC. 3. Areas of the public domain within Boracay Island that fall
9 outside the scope of Section 1 hereof are hereby declared permanent
10 forestlands, under the subclassification of protection forests. For ecological
11 and rational land use considerations, the following shall also constitute part of
12 the permanent forestlands and inalienable portions of the public domain, to
13 wit:

14 (a) Five meters strip inland from the twenty-five (25) meters mandatory
15 beach front easement, measured from the mean high water mark;

16 (b) Twenty (20) meters buffer zone adjoining the agricultural land from
17 the shore, for shoreline protection;

18 (c) Fifteen (15) meters on each side of the centerline of roads, for road
19 protection and widening; and

20 (d) Three meters landward on both sides of creeks and canals.

21 Such forestlands shall be conserved, preserved and managed free from
22 human occupation by the DENR jointly with the Municipal Government of
23 Malay, the Provincial Government of Aklan and concerned national agencies
24 pursuant to the provisions of Presidential Decree No. 705, as amended,
25 otherwise known as the "Revised Forestry Code of the Philippines", Republic
26 Act No. 9072, otherwise known as the "National Caves and Cave Resources
27 Management and Protection Act", their implementing rules and regulations, as

1 well as other pertinent laws, proclamations, issuances and administrative
2 orders on conservation and environmental protection.

3 SEC. 4. Within three months following the approval of this Act, the
4 DENR Secretary, in coordination with the concerned local government and
5 other stakeholders, shall issue the necessary rules, regulations, orders and
6 circulars for the effective implementation of this Act.

7 SEC. 5. If any provision of this Act is subsequently declared
8 unconstitutional, the remaining provisions shall remain in full force and effect.

9 SEC. 6. All laws, decrees, orders, proclamations, instructions, issuances
10 or rules and regulations or parts thereof which are inconsistent with any
11 provision of this Act are hereby repealed, modified or amended accordingly

12 SEC. 7. This Act shall take effect upon its approval.

Approved,

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