

THIRTEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
Third Regular Session)

19 P7:09

SENATE

FILED BY: 

COMMITTEE REPORT NO. 306

Submitted jointly by the Committee on Justice and Human Rights and on Environment and Natural Resources on FEB 19 2007

Re : House Bill No. 4993

Recommending its approval with amendments.

Sponsors : Senators Enrile and Cayetano

Mr. President :


The Committee on Justice and Human Rights and the Committee on Environment and Natural Resources, to which was referred House Bill No. 4993 introduced by Representatives Del Mar, Banaag, Gullas and Durano, entitled:

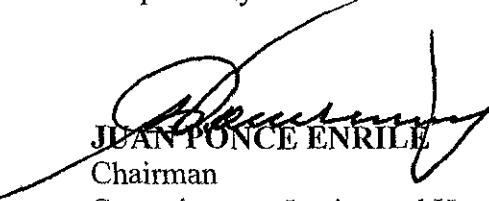
**“AN ACT
CONFIRMING AND DECLARING, SUBJECT TO CERTAIN EXCEPTIONS,
THE VALIDITY OF EXISTING TRANSFER CERTIFICATES OF TITLE AND
RECONSTITUTED CERTIFICATES OF TITLE COVERING THE BANILAD
FRIAR LANDS ESTATE, SITUATED IN THE FIRST DISTRICT OF THE CITY
OF CEBU”**

has considered the same and has the honor to report it back to the Senate with the following amendments:

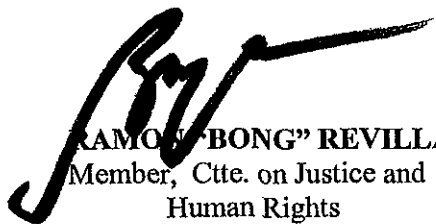
1. On page 2 line 8, after the word “thereof” add a proviso “ ; EXCEPT WHEN, IN A GIVEN CASE INVOLVING A CERTIFICATE OF TITLE OR A RECONSTITUTED CERTIFICATE OF TITLE, THERE IS CLEAR EVIDENCE THAT SUCH CERTIFICATE OF TITLE OR RECONSTITUTED CERTIFICATE OF TITLE WAS OBTAINED THROUGH FRAUD, IN WHICH CASE THE SOLICITOR GENERAL OR HIS DULY DESIGNATED REPRESENTATIVE SHALL INSTITUTE THE NECESSARY JUDICIAL PROCEEDING TO CANCEL THE CERTIFICATE OF TITLE OR RECONSTITUTED CERTIFICATE OF TITLE, AS THE CASE MAY BE, OBTAINED THROUGH SUCH FRAUD.”;
2. On page 2, lines 9 to 11, delete Section 2; and
3. Renumber the sections accordingly.

Respectfully submitted:


COMPANERA PIA S. CAYETANO
Chairperson
Committee on Environment and
Natural Resources


JUAN PONCE ENRILE
Chairman
Committee on Justice and Human
Rights

Members:

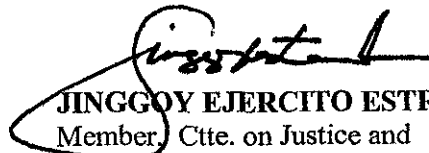


RAMON "BONG" REVILLA
Member, Ctte. on Justice and
Human Rights
Member, Ctte. on Environment and
Natural Resources



RICHARD J. GORDON
Member, Ctte. on Justice and
Human Rights
Member, Ctte. on Environment and
Natural Resources

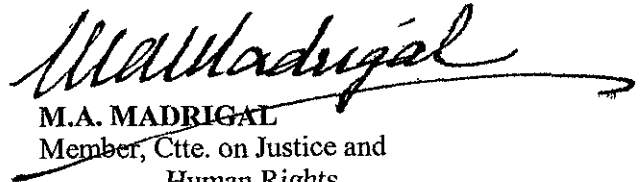
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Member, Ctte. on Environment and
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JINGGOY EJERCITO ESTRADA
Member, Ctte. on Justice and
Human Rights
Member, Ctte. on Environment and
Natural Resources



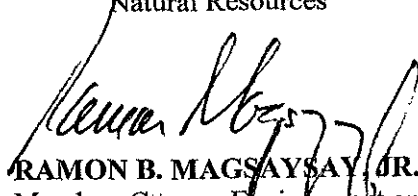
ALFREDO S. LIM
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Member, Ctte. on Environment and
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MANUEL "LITO" M. LAPID
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Natural Resources



RAMON B. MAGSAYSAY, JR.
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Natural Resources


MAR ROXAS
Member, Ctte. on Environment and
Natural Resources



RODOLFO G. BIAZON
Member, Ctte. on Environment and
Natural Resources



EDGARDO J. ANGARA
Member, Ctte. on Environment and
Natural Resources



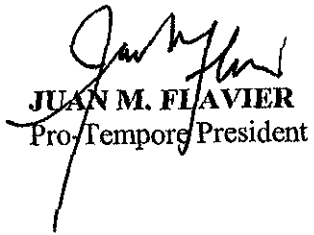
LUISA "LOI" EJERCITO ESTRADA
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Natural Resources

PANFILO M. LACSON
Member, Ctte. on Environment and
Natural Resources



SERGIO OSMEÑA III
Member, Ctte. on Environment and
Natural Resources

Ex-Officio Members:

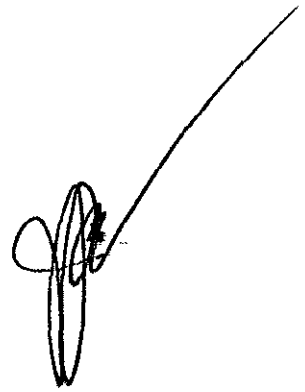


JUAN M. FLAVIER
Pro-Tempore President

FRANCIS N. PANGILINAN
Majority Floor Leader

AQUILINO Q. PIMENTEL, JR.
Minority Floor Leader

HON. MANNY VILLAR
Senate President
Pasay City





HOUSE OF REPRESENTATIVES

H. No. 4993

BY REPRESENTATIVES DEL MAR, BANAAG, GULLAS AND DURANO, PER
COMMITTEE REPORT NO. 1242

AN ACT CONFIRMING AND DECLARING, SUBJECT TO CERTAIN
EXCEPTIONS, THE VALIDITY OF EXISTING TRANSFER
CERTIFICATES OF TITLE AND RECONSTITUTED
CERTIFICATES OF TITLE COVERING THE BANILAD FRIAR
LANDS ESTATE, SITUATED IN THE FIRST DISTRICT OF THE
CITY OF CEBU

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

- 1 SECTION 1. All existing Transfer Certificates of Title and
2 Reconstituted Certificates of Title duly issued by the Register of Deeds of
3 Cebu Province and/or Cebu City covering any portion of the Banilad Friar
4 Lands Estate, notwithstanding the lack of signatures and/or approval of the
5 then Secretary of the Interior (later Secretary of Agriculture and Natural
6 Resources) and/or the then Chief of the Bureau of Public Lands (later Director
7 of Public Lands) in the copies of the duly executed Sale Certificates and



1 Assignments of Sales Certificates, as the case may be, now on file with the
2 Community Environment and Natural Resources Office (CENRO), Cebu City,
3 are hereby confirmed and declared as valid titles and the registered owners
4 recognized as absolute owners thereof.

5 This confirmation and declaration of validity shall in all respects be
6 entitled to like effect and credit as a decree of registration, binding the land and
7 quieting the title thereto and shall be conclusive upon and against all persons,
8 including the national government and all branches thereof.

9 SEC. 2. This Act shall not apply to Transfer Certificates of Title or
10 Reconstituted Certificates of Title declared by final judgment by the courts to
11 have been obtained or issued through fraud or misrepresentation.

12 SEC. 3. All laws, decrees, proclamations or issuances contrary to or
13 inconsistent with the provisions of this Act are hereby repealed, amended or
14 modified accordingly.

15 SEC. 4. This Act shall take effect fifteen (15) days after its publication
16 in the *Official Gazette* or in at least two national newspapers of general
17 circulation.

Approved,

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A handwritten signature in black ink, consisting of several loops and a long vertical stroke, located on the right side of the page.