



HOUSE OF REPRESENTATIVES

H. No. 4077

BY REPRESENTATIVES BULUT, LAGMAN, CUA (J.), LIM, HONTIVEROS, MITRA, CUA (G.), SINGSON (R.), ENVERGA, CHATTO, VINZONS-CHATO, JOSON, CHAVEZ, MANGUDADATU, SILVERIO, ONG, GO, PICHAY, DE GUZMAN, BALINDONG, GUNIGUNDO, GARAY, VELARDE, CAGAS, PADILLA, JIKIRI, MATUGAS, TEODORO, ROMULO, GULLAS, HATAMAN, DIAZ, SUAREZ, FUA, TAÑADA, ABAYA, VALDEZ, CELESTE, RODRIGUEZ, DUMARPA, UNGAB, AGYAO, ESCUDERO, GARCIA (A.), ANTONINO, CARL, ABANTE, VILLAR, BONOAN-DAVID, GUANLAO, HERNANDEZ, FRANCISCO, BELLO, MONTEMAYOR, PAEZ, DELA CRUZ, ARENAS, BAUTISTA, SAN LUIS AND GONZALES (N.), PER COMMITTEE REPORT NO. 506

AN ACT SUSTAINING THE IMPLEMENTATION OF THE COMPREHENSIVE AGRARIAN REFORM PROGRAM (CARP), EXTENDING THE ACQUISITION AND DISTRIBUTION OF ALL AGRICULTURAL LANDS, INSTITUTING NECESSARY REFORMS AND APPROPRIATING FUNDS THEREFOR

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

1 SECTION 1. Section 2 of Republic Act No. 6657 is hereby amended to
2 read as follows:

3 “SEC. 2. *Declaration of Principles and Policies.* – It is
4 the policy of the State to pursue a Comprehensive Agrarian
5 Reform Program (CARP). The welfare of the landless farmers

1 and farmworkers will receive the highest consideration to
2 promote social justice and to move the nation toward sound rural
3 development and industrialization, and the establishment of
4 owner cultivatorship of economic-size farms as the basis of
5 Philippine agriculture.

6 "To this end, a more equitable distribution and ownership
7 of land, with due regard to the rights of landowners to just
8 compensation and to the ecological needs of the nation, shall be
9 undertaken to provide farmers and farmworkers with the
10 opportunity to enhance their dignity and improve the quality of
11 their lives through greater productivity of agricultural lands.

12 "The agrarian reform program is founded on the right of
13 farmers and regular farmworkers, who are landless, to own
14 directly or collectively the lands they till or, in the case of other
15 farmworkers, to receive a just share of the fruits thereof. To this
16 end, the State shall encourage and undertake the just distribution
17 of all agricultural lands, subject to the priorities and retention
18 limits set forth in this Act, taking into account ecological,
19 developmental, and equity considerations, and subject to the
20 payment of just compensation. The State shall respect the right
21 of small landowners, and shall provide incentive for voluntary
22 land-sharing.

23 **"AS MUCH AS PRACTICABLE, THE IMPLEMENTATION OF**
24 **THE PROGRAM SHALL BE COMMUNITY-BASED TO ASSURE,**
25 **AMONG OTHERS, THAT THE FARMERS SHALL HAVE GREATER**
26 **CONTROL OF FARMGATE PRICES, AND EASIER ACCESS TO**
27 **CREDIT.**

28 "The State shall recognize the right of farmers,
29 farmworkers and landowners, as well as cooperatives and other

1 independent farmers' organizations, to participate in the
2 planning, organization, and management of the program, and
3 shall provide support to agriculture through appropriate
4 technology and research, and adequate financial, production,
5 marketing and other support services.

6 “The State shall apply the principles of agrarian reform, or
7 stewardship, whenever applicable, in accordance with law, in the
8 disposition or utilization of other natural resources, including
9 lands of the public domain, under lease or concession, suitable to
10 agriculture, subject to prior rights, homestead rights of small
11 settlers and the rights of indigenous communities to their
12 ancestral lands.

13 “The State may resettle landless farmers and farmworkers
14 in its own agricultural estates, which shall be distributed to them
15 in the manner provided by law.

16 “By means of appropriate incentives, the State shall
17 encourage the formation and maintenance of economic-size
18 family farms to be constituted by individual beneficiaries and
19 small landowners.

20 “The State shall protect the rights of subsistence
21 fishermen, especially of local communities, to the preferential
22 use of communal marine and fishing resources, both inland and
23 offshore. It shall provide support to such fishermen through
24 appropriate technology and research, adequate financial,
25 production and marketing assistance and other services. The
26 State shall also protect, develop and conserve such resources.
27 The protection shall extend to offshore fishing grounds of
28 subsistence fishermen against foreign intrusion. Fishworkers

1 shall receive a just share from their labor in the utilization of
2 marine and fishing resources.

3 “The State shall be guided by the principles that land has a
4 social function and land ownership has a social responsibility.
5 Owners of agricultural land have the obligation to cultivate
6 directly or through labor administration the lands they own and
7 thereby make the land productive.

8 “The State shall provide incentives to landowners to
9 invest the proceeds of the agrarian reform program to promote
10 industrialization, employment and privatization of public sector
11 enterprises. Financial instruments used as payment for lands shall
12 contain features that shall enhance negotiability and acceptability
13 in the marketplace.

14 “The State may lease undeveloped lands of the public
15 domain to qualified entities for the development of capital-
16 intensive farms, and traditional and pioneering crops especially
17 those for exports subject to the prior rights of the beneficiaries
18 under this Act.”

19 SEC. 2. Section 4 of Republic Act No. 6657 is hereby amended to read
20 as follows:

21 “SEC. 4. *Scope.* – The Comprehensive Agrarian Reform
22 Law of 1988 shall cover, regardless of tenurial arrangement and
23 commodity produced, all public and private agricultural lands as
24 provided in Proclamation No. 131 and Executive Order No. 229,
25 including other lands of the public domain suitable for
26 agriculture.

27 “More specifically, the following lands are covered by the
28 Comprehensive Agrarian Reform Program:

1 “(a) All alienable and disposable lands of the public
2 domain devoted to or suitable for agriculture. No reclassification
3 of forest or mineral lands to agricultural lands shall be
4 undertaken after the approval of this Act until Congress, taking
5 into account ecological, developmental and equity
6 considerations, shall have determined by law, the specific limits
7 of the public domain[.]”;

8 “(b) All lands of the public domain in excess of the
9 specific limits as determined by Congress in the preceding
10 paragraph;

11 “(c) All other lands owned by the Government devoted
12 to or suitable for agriculture; and

13 “(d) All private lands devoted to or suitable for
14 agriculture regardless of the agricultural products raised or that
15 can be raised thereon.

16 **“A COMPREHENSIVE INVENTORY SYSTEM IN
17 CONSONANCE WITH A NATIONAL LAND USE PLAN SHALL BE
18 UNDERTAKEN BY THE DEPARTMENT OF AGRARIAN REFORM
19 (DAR) FOR THE PURPOSE OF PROPERLY IDENTIFYING AND
20 CLASSIFYING FARMLANDS. UPON THE AVAILABILITY OF THE
21 INVENTORY, SUCH DATA SHALL BE USED AS ONE OF THE
22 PREREQUISITES FOR DETERMINING THE ACQUISITION AND
23 DISTRIBUTION OF CLASSIFIED FARMLANDS.”**

24 SEC. 3. Section 6 of Republic Act No. 6657 is hereby amended by
25 adding Section 6-A to read as follows:

26 **“SEC. 6-A. EXCEPTION TO RETENTION LIMITS. –**
27 **PROVINCIAL, CITY AND MUNICIPAL GOVERNMENT UNITS**
28 **(LGUs) ACQUIRING PRIVATE AGRICULTURAL LANDS (PALs),**
29 **BY EXPROPRIATION OR OTHER MODES OF ACQUISITION TO BE**

1 USED FOR ACTUAL, DIRECT AND EXCLUSIVE PUBLIC PURPOSES,
2 SUCH AS ROADS AND BRIDGES, PUBLIC MARKETS, SCHOOL
3 SITES, RESETTLEMENT SITES, LOCAL GOVERNMENT
4 FACILITIES, PUBLIC PARKS AND BARANGAY PLAZAS/SQUARES,
5 CONSISTENT WITH THE APPROVED LOCAL COMPREHENSIVE
6 LAND USE PLAN, SHALL NOT BE SUBJECT TO THE FIVE (5)-
7 HECTARE RETENTION LIMIT UNDER THIS SECTION AND
8 SECTIONS 70 AND 73(A) OF THIS ACT.”

9 SEC. 4. Section 7 of Republic Act No. 6657 is hereby amended to read
10 as follows:

11 “SEC. 7. *Priorities.* – [The Department of Agrarian
12 Reform (DAR) in coordination with the Presidential Agrarian
13 Reform Council (PARC) shall plan and program the acquisition
14 and distribution of all agricultural lands through a period of ten
15 (10) years from the effectivity of this Act. Lands shall be
16 acquired and distributed as follows:]

17 “[Phase One: Rice and corn lands under Presidential
18 Decree No. 27; all idle or abandoned lands; all private lands
19 voluntarily offered by the owners for agrarian reform; all lands
20 foreclosed by government financial institutions; all lands
21 acquired by the Presidential Commission on Good Government
22 (PCGG); and all other lands owned by the government devoted
23 to or suitable for agriculture, which shall be acquired and
24 distributed immediately upon the effectivity of this Act, with the
25 implementation to be completed within a period of not more than
26 four (4) years.]

27 “[Phase Two: All alienable and disposable public
28 agricultural lands; all arable public agricultural lands under

1 agro-forest, pasture and agricultural leases already cultivated and
2 planted to crops in accordance with Section 6, Article XIII of the
3 Constitution; all public agricultural lands which are to be opened
4 for new development and resettlement; and all private
5 agricultural lands in excess of fifty (50) hectares, insofar as the
6 excess hectarage is concerned, to implement principally the
7 rights of farmers and regular farmworkers, who are landless, to
8 own directly or collectively the lands they till, which shall be
9 distributed immediately upon the effectivity of this Act, with the
10 implementation to be completed within a period of not more than
11 four (4) years.]

12 “[Phase Three: All other private agricultural lands
13 commencing with large landholdings and proceeding to medium
14 and small landholdings under the following schedule:]

15 “[(a) Landholdings above twenty-four (24) hectares up
16 to fifty (50) hectares, to begin on the fourth (4th) year from the
17 effectivity of this Act and to be completed within three (3) years;
18 and]

19 “[(b) Landholdings from the retention limit up to twenty-
20 four (24) hectares, to begin on the sixth (6th) year from the
21 effectivity of this Act and to be completed within four (4) years;
22 to implement principally the right of farmers and regular
23 farmworkers who are landless, to own directly or collectively the
24 lands they till.]

25 “[The schedule of acquisition and redistribution of all
26 agricultural lands covered by this program shall be made in

1 accordance with the above order of priority, which shall be
2 provided in the implementing rules to be prepared by the
3 Presidential Agrarian Reform Council (PARC), taking into
4 consideration the following: the need to distribute lands to the
5 tillers at the earliest practicable time; the need to enhance
6 agricultural productivity; and the availability of funds and
7 resources to implement and support the program.]

8 "THE ACQUISITION AND DISTRIBUTION OF ALL
9 REMAINING AGRICULTURAL LANDS SHALL BE EXTENDED FOR A
10 PERIOD OF FIVE (5) YEARS FROM THE EFFECTIVITY OF THIS
11 ACT: *PROVIDED*, THAT, IN VIEW OF THE LIMITED PERIOD OF
12 EXTENSION, PRIORITIZATION OF COVERAGE SHALL NOT BE
13 NECESSARY: *PROVIDED, FURTHER*, THAT, AFTER JUNE 30,
14 2009, THE MODES OF ACQUISITION SHALL BE LIMITED TO
15 VOLUNTARY OFFER TO SELL AND COMPULSORY ACQUISITION:
16 *PROVIDED, FURTHERMORE*, THAT ALL PREVIOUSLY ACQUIRED
17 LANDS WHEREIN VALUATION IS SUBJECT TO CHALLENGE BY
18 LANDOWNERS SHALL BE COMPLETED AND FINALLY RESOLVED
19 PURSUANT TO SECTION 17 OF THIS ACT: *PROVIDED, FINALLY*,
20 AS MANDATED BY THE CONSTITUTION, REPUBLIC ACT No.
21 6657 AND REPUBLIC ACT No. 3844, ONLY FARMERS (TENANTS
22 OR LESSEES) AND REGULAR FARMWORKERS ACTUALLY
23 TILLING THE LANDS, AS CERTIFIED UNDER OATH, BY THE
24 MUNICIPAL OR CITY AGRICULTURIST AND ATTESTED BY THE
25 LANDOWNER, ARE THE QUALIFIED BENEFICIARIES.

26 "THE INTENDED BENEFICIARY SHALL STATE UNDER
27 OATH BEFORE THE JUDGE OF THE MUNICIPAL OR CITY COURT
28 THAT HE/SHE IS WILLING TO WORK ON THE LAND TO MAKE IT
29 PRODUCTIVE AND TO ASSUME THE OBLIGATION OF PAYING

1 **THE AMORTIZATION FOR THE COMPENSATION OF THE LAND**
2 **AND THE LAND TAXES THEREON.**

3 “In any case, the PARC, upon recommendation by the
4 Provincial Agrarian Reform Coordinating Committee
5 (PARCCOM), may declare certain provinces or regions as
6 priority land reform areas], in which case the acquisition and
7 distribution of private agricultural lands therein may be
8 implemented ahead of the above schedules].

9 “In effecting the transfer within these guidelines, priority
10 must be given to lands that are tenanted.

11 “The PARC shall establish guidelines to implement the
12 [above priorities and] distribution scheme, including the
13 determination of who are qualified beneficiaries: *Provided*, That
14 an owner-tiller may be a beneficiary of the land he does not own
15 but is actually cultivating to the extent of the difference between
16 the area of the land he owns and the award ceiling of three (3)
17 hectares.”

18 SEC. 5. Section 24 of Republic Act No. 6657 is hereby amended to
19 read as follows:

20 “SEC. 24. *Award to Beneficiaries.* – The rights and
21 responsibilities of the [beneficiary] **BENEFICIARIES** shall
22 commence from [the time the DAR makes an award of the land
23 to him, which award shall be completed within one hundred
24 eighty (180) days from the time the DAR takes actual possession
25 of the land. Ownership of the beneficiary shall be evidenced by a
26 Certificate of Land Ownership Award, which shall contain the
27 restrictions and conditions provided for in this Act, and shall be

1 recorded in the Register of Deeds concerned and annotated on
2 the Certificate of Title.] THEIR RECEIPT OF A DULY
3 REGISTERED EMANCIPATION PATENT (EP)/CERTIFICATE OF
4 LAND OWNERSHIP AWARD (CLOA) AND THEIR ACTUAL
5 PHYSICAL POSSESSION OF THE AWARDED LAND. SUCH AWARD
6 SHALL BE COMPLETED IN NOT MORE THAN ONE HUNDRED
7 TWENTY (120) DAYS FROM THE DATE OF REGISTRATION OF
8 THE TITLE IN THE NAME OF THE REPUBLIC OF THE
9 PHILIPPINES: *PROVIDED*, THAT WHERE OCCUPANCY TAKES
10 PLACE AFTER THE EP/CLOA REGISTRATION, THE
11 AMORTIZATION SHALL START ONE (1) YEAR FROM ACTUAL
12 OCCUPANCY. EPs, CLOAs, AND OTHER TITLES ISSUED UNDER
13 ANY AGRARIAN REFORM PROGRAM SHALL BE INDEFEASIBLE
14 AND IMPRESCRIPTIBLE AFTER ONE (1) YEAR FROM ITS
15 REGISTRATION WITH THE OFFICE OF THE REGISTRY OF
16 DEEDS. EPs/CLOAs BEING TITLES BROUGHT UNDER THE
17 OPERATION OF THE TORRENS SYSTEM, ARE CONFERRED THE
18 SAME INDEFEASIBILITY AND SECURITY AFFORDED TO ALL
19 TITLES UNDER THE SAID SYSTEM, AS PROVIDED FOR BY
20 *PRESIDENTIAL DECREE NO. 1529*.

21 "IT IS THE MINISTERIAL DUTY OF THE REGISTER OF
22 DEEDS TO REGISTER BOTH THE TITLE OF THE LANDS IN THE
23 NAME OF THE REPUBLIC OF THE PHILIPPINES AND THE
24 CLOAs ISSUED TO THE BENEFICIARIES, AND TO CANCEL
25 PREVIOUS TITLES PERTAINING THERETO. SHOULD THE
26 REGISTER OF DEEDS BELIEVE THAT GROUNDS EXIST WHICH
27 HINDER HIM/HER FROM PERFORMING SUCH MINISTERIAL
28 DUTY AS REQUIRED OR ORDERED BY THE DAR, THE
29 DEPARTMENT OF AGRARIAN REFORM ADJUDICATION BOARD

1 (DARAB) OR THE COURT, AS THE CASE MAY BE, HE/SHE
2 SHALL, WITHIN FIFTEEN (15) DAYS FROM RECEIPT OF SUCH
3 ORDER OR REQUEST, INFORM THE REQUESTING OR ORDERING
4 AUTHORITY OF SUCH BELIEF WHICH SHALL IN TURN ISSUE A
5 CLARIFICATORY ORDER WITHIN FIFTEEN (15) DAYS FROM
6 RECEIPT OF SUCH INFORMATION. SHOULD THE
7 CLARIFICATORY ORDER AFFIRM THE PRIOR REQUEST OR
8 ORDER, THE REGISTER OF DEEDS SHALL IMMEDIATELY
9 IMPLEMENT THE SAME.

10 "IDENTIFIED AND QUALIFIED AGRARIAN REFORM
11 BENEFICIARIES (ARBs), BASED ON SECTION 22 OF THIS ACT,
12 SHALL HAVE USUFRUCTUARY RIGHTS OVER THE AWARDED
13 LAND AND SUCH RIGHT SHALL NOT BE DIMINISHED EVEN
14 PENDING THE AWARDING OF THE CLOA.

15 "THE TITLE OF THE AWARDED LAND UNDER AGRARIAN
16 REFORM AND ITS SUBSEQUENT TRANSFERS SHALL INDICATE
17 THAT IT IS AN EP OR CLOA, INCLUDING ITS RESTRICTIONS.

18 "ALL CASES INVOLVING THE CANCELLATION OF
19 REGISTERED EPs, CLOAs AND OTHER TITLES ISSUED UNDER
20 ANY AGRARIAN REFORM PROGRAM ARE WITHIN THE
21 EXCLUSIVE AND ORIGINAL JURISDICTION OF THE DARAB."

22 SEC. 6. Section 25 of Republic Act No. 6657 is hereby amended to
23 read as follows:

24 "SEC. 25. *Award Ceilings for Beneficiaries.* –
25 Beneficiaries shall be awarded an area not exceeding three (3)
26 hectares, which may cover a contiguous tract of land or several
27 parcels of land cumulated up to the prescribed award limits. THE
28 DETERMINATION OF THE SIZE OF THE LAND FOR DISTRIBUTION
29 SHALL CONSIDER CROP TYPE, SOIL TYPE, WEATHER PATTERNS

1 AND OTHER PERTINENT VARIABLES OR FACTORS WHICH ARE
2 DEEMED CRITICAL FOR THE SUCCESS OF THE BENEFICIARIES.

3 “IN THE EVENT THE SIZE OF THE LAND FOR
4 DISTRIBUTION CANNOT ACCOMMODATE ALL OF THE
5 PROSPECTIVE BENEFICIARIES AS DETERMINED BY THE
6 BARANGAY AGRARIAN REFORM COMMITTEE (BARC), THE
7 DAR SHALL PURSUE AND IMPLEMENT ALTERNATIVE FORMS
8 OF DISTRIBUTION AND OWNERSHIP AS PROVIDED FOR BY
9 SECTIONS 3(A), 25, 22 AND 31 OF THIS ACT TO ASSURE
10 PRODUCTIVITY AND VIABILITY.

11 “For purposes of this Act, a landless beneficiary is one
12 who owns less than three (3) hectares of agricultural land.

13 “WHENEVER APPROPRIATE, THE DAR SHALL
14 ENCOURAGE THE ARBS TO FORM OR JOIN FARMERS'
15 COOPERATIVES FOR PURPOSES OF AFFILIATING WITH
16 EXISTING COOPERATIVE BANKS IN THEIR RESPECTIVE
17 PROVINCES OR LOCALITIES, AS WELL AS OTHER FARMERS'
18 COLLECTIVE ORGANIZATIONS, INCLUDING IRRIGATORS'
19 ASSOCIATIONS.

20 “The beneficiaries may opt for collective ownership, such
21 as co-ownership or farmers cooperative or some other form of
22 collective organization: *Provided*, That the total area that may be
23 awarded shall not exceed the total number of co-owners or
24 members of the cooperative or collective organization multiplied
25 by the award limit above prescribed, except in meritorious cases
26 as determined by the PARC. Title to the property shall be issued
27 in the name of the co-owners or the cooperative or collective
28 organization as the case may be.”

29 SEC. 7. Section 36 of Republic Act No. 6657, as amended by Republic
30 Act No. 7905, is hereby further amended to read as follows:

1 “SEC. 36. *Funding for Support Services.* – In order to
2 cover the expenses and cost of support services, at least [twenty-
3 five percent (25%)] **FORTY PERCENT (40%)** of all
4 appropriations for agrarian reform **DURING THE FIVE (5)-YEAR**
5 **EXTENSION PERIOD** shall be immediately set aside and made
6 available for this purpose: *Provided*, That for the next five (5)
7 years, **AS FAR AS PRACTICABLE**, a minimum of [one (1)] **TWO**
8 **(2) Agrarian Reform [Community (ARC)] COMMUNITIES**
9 **(ARCS)** shall be established by the DAR, in coordination with
10 the local government units, non-governmental organizations,
11 **COMMUNITY-BASED COOPERATIVES** and people organizations
12 in each legislative district with a predominant agricultural
13 population: *Provided, further*, That the areas in which the ARCS
14 are to be established shall have been [fully] **SUBSTANTIALLY**
15 subjected under this law **AND OTHER AGRARIAN REFORM LAWS**.

16 “For this purpose, an Agrarian Reform Community shall
17 be defined as a barangay or a cluster of barangays primarily
18 composed and managed by Agrarian Reform Beneficiaries who
19 shall be willing to be organized and undertake the integrated
20 development of an area and/or their organizations/cooperatives.
21 In each community, the DAR, together with the agencies and
22 organizations abovementioned, shall identify the farmers'
23 association, cooperative or their respective federation approved
24 by the farmers-beneficiaries that shall take the lead in the
25 agricultural development of the area. In addition, the DAR shall
26 be authorized to package proposals and receive grants, aid and
27 other forms of financial assistance from any source.”

1 SEC. 8. Section 37(b) of Republic Act No. 6657 is hereby amended to
2 read as follows:

3 “SEC. 37. *Support Services to the Beneficiaries.* – The
4 PARC shall ensure that support services to farmer-beneficiaries
5 are provided, such as:

6 “(a) Land surveys and titling;

7 “(b) [Liberalized terms on credit facilities and production
8 loans;] *SOCIALIZED TERMS ON AGRICULTURAL CREDIT*
9 *FACILITIES – THIRTY PERCENT (30%) OF ALL*
10 *APPROPRIATIONS FOR SUPPORT SERVICES REFERRED TO IN*
11 *SECTION 36 OF THIS ACT SHALL BE IMMEDIATELY SET ASIDE*
12 *AND MADE AVAILABLE FOR AGRICULTURAL CREDIT*
13 *FACILITIES: PROVIDED, THAT ONE-THIRD (1/3) OF THIS*
14 *SEGREGATED APPROPRIATION SHALL BE SPECIFICALLY*
15 *ALLOCATED FOR SUBSIDIES TO SUPPORT THE INITIAL*
16 *CAPITALIZATION FOR AGRICULTURAL PRODUCTION TO NEW*
17 *ARBS UPON THE AWARDING OF THE EP OR CLOA AND THE*
18 *REMAINING TWO-THIRDS (2/3) SHALL BE ALLOCATED TO*
19 *PROVIDE ACCESS TO SOCIALIZED CREDIT TO EXISTING ARBS,*
20 *INCLUDING THE LEASEHOLDERS: PROVIDED, FURTHER, THAT*
21 *THE LAND BANK OF THE PHILIPPINES (LBP) AND OTHER*
22 *CONCERNED GOVERNMENT FINANCIAL INSTITUTIONS (GFIs),*
23 *ACCREDITED SAVINGS AND CREDIT COOPERATIVES, FINANCIAL*
24 *SERVICE COOPERATIVES AND ACCREDITED COOPERATIVE*
25 *BANKS SHALL PROVIDE THE DELIVERY SYSTEM FOR*
26 *DISBURSEMENT OF THE ABOVE FINANCIAL ASSISTANCE TO*
27 *INDIVIDUAL ARBS, HOLDERS OF COLLECTIVE TITLES AND*
28 *COOPERATIVES;*

29 “(c) Extension services by way of planting, cropping,
30 production and post-harvest technology transfer, as well as

1 marketing and management assistance and support to
2 cooperatives and farmers' organizations;

3 " (d) Infrastructure such as access trails, mini-dams,
4 public utilities, marketing and storage facilities; and

5 " (e) Research, production and use of organic fertilizers
6 and other local substances necessary in farming and cultivation.

7 "The PARC shall formulate policies to ensure that support
8 services to farmer-beneficiaries shall be provided at all stages of
9 land reform.

10 "x x x."

11 SEC. 9. Section 40(5) of Republic Act No. 6657 is hereby amended to
12 read as follows:

13 "SEC. 40. *Special Areas of Concern.* – As an integral part
14 of the Comprehensive Agrarian Reform Program, the following
15 principles in these special areas of concern shall be observed:

16 "x x x

17 " (5) *Rural Women AND GENDER RESPONSIVE SUPPORT*
18 **SERVICES** – [All qualified women members of the agricultural
19 labor force must be guaranteed and assured equal rights to
20 ownership of the land, equal shares of the farm's produce, and
21 representation in advisory or appropriate decision-making
22 bodies.] **THE STATE SHALL RECOGNIZE AND ENFORCE THE**
23 **RIGHTS OF RURAL WOMEN TO OWN AND CONTROL THE LAND**
24 **THEY TILL OR TO RECEIVE A JUST SHARE OF THE FRUITS**
25 **THEREOF AND REPRESENTATION IN ADVISORY OR**
26 **APPROPRIATE DECISION-MAKING BODIES, AND ENSURE THE**
27 **SUBSTANTIVE EQUALITY BETWEEN MEN AND WOMEN AS**
28 **QUALIFIED BENEFICIARIES. ENTITLEMENT TO LAND OF RURAL**
29 **WOMEN IS ESSENTIAL NOT ONLY TO THE ATTAINMENT OF**

1 INDIVIDUAL RIGHTS, SELF-EMPOWERMENT AND ECONOMIC
2 SURVIVAL OF THEIR FAMILIES BUT ALSO TO THE OVERALL
3 RURAL DEVELOPMENT, DEMOCRATIZATION AND FOOD
4 SECURITY OF THE NATION.

5 "RURAL WOMEN SHALL REFER TO WOMEN WHO
6 PERFORM PRODUCTIVE, AGRICULTURAL AND/OR HOUSEHOLD
7 OR FAMILY-BASED LABOR INCLUDING HOME AND FAMILY
8 MANAGEMENT, OR WOMEN WHO ARE ENGAGED EITHER
9 DIRECTLY OR INDIRECTLY IN FARMING AND/OR FISHING AS
10 THEIR SOURCE OF LIVELIHOOD, WHETHER PAID OR UNPAID,
11 REGULAR OR SEASONAL.

12 "THE DEPARTMENT SHALL GIVE INCREASED ACCESS
13 AND CONSIDERATION TO THE NEEDS OF THE WOMEN FARMER
14 BENEFICIARIES IN PROVIDING SUPPORT SERVICES UNTIL SUCH
15 TIME THAT THE SUPPORT SERVICES ARE EQUALLY AVAILABLE
16 TO BOTH MEN AND WOMEN. THE DAR SHALL ENSURE THAT
17 THE SUPPORT SERVICES EXTENDED TO WOMEN BENEFICIARIES
18 INTEGRATE HER NEEDS AND WELL-BEING.

19 "x x x."

20 SEC. 10. Section 49 of Republic Act No. 6657 is hereby amended by
21 adding Section 49-A to read as follows:

22 "x x x

23 "SEC. 49-A. *CREATION OF A JOINT CONGRESSIONAL*
24 *OVERSIGHT COMMITTEE.* - A JOINT CONGRESSIONAL
25 OVERSIGHT COMMITTEE IS HEREBY CREATED TO BE
26 COMPOSED OF THREE (3) REPRESENTATIVES EACH FROM THE
27 SENATE AND THE HOUSE OF REPRESENTATIVES TO MONITOR
28 CARP IMPLEMENTATION, PARTICULARLY THE LAND
29 ACQUISITION AND DISTRIBUTION ACTIVITIES AND OTHER KEY
30 COMPONENTS OF THE PROGRAM. THE TERM OF THE JOINT
31 CONGRESSIONAL OVERSIGHT COMMITTEE SHALL LAPSE

1 AUTOMATICALLY SIX (6) MONTHS AFTER THE EXPIRATION OF
2 THE FIVE (5)-YEAR EXTENSION PERIOD.

3 “THE CHAIRPERSONS OF THE COMMITTEES ON
4 AGRARIAN REFORM IN THE SENATE AND IN THE HOUSE OF
5 REPRESENTATIVES SHALL BE THE JOINT CHAIRPERSONS OF
6 THE OVERSIGHT COMMITTEE. THE TWO (2) OTHER MEMBERS
7 FROM BOTH CHAMBERS SHALL BE DULY DESIGNATED BY
8 THE SENATE PRESIDENT AND THE HOUSE SPEAKER,
9 RESPECTIVELY.

10 “THE AMOUNT OF TWENTY-FIVE MILLION PESOS
11 (P25,000,000.00) YEARLY IS HEREBY APPROPRIATED TO FUND
12 THE OPERATION AND ACTIVITIES OF THE JOINT OVERSIGHT
13 COMMITTEE FOR INCLUSION IN THE ANNUAL GENERAL
14 APPROPRIATIONS ACT (GAA).

15 “THE DAR AND ALL CONCERNED CARP
16 IMPLEMENTING AGENCIES SHALL SUBMIT AN ANNUAL REPORT
17 TO THE JOINT OVERSIGHT COMMITTEE. THE JOINT
18 OVERSIGHT COMMITTEE MAY *MOTU PROPRIO*, OR UPON
19 REQUEST OF A LEGITIMATE CARP STAKEHOLDER, CONDUCT
20 PUBLIC HEARINGS ON THE SAID REPORT.”

21 SEC. 11. Section 50 Republic Act No. 6657 is hereby amended by
22 adding Section 50-A to read as follows:

23 “x x x

24 “SEC. 50-A. *EXCLUSIVE JURISDICTION ON AGRARIAN-*
25 *RELATED DISPUTE.* – NO COURT OR PROSECUTOR’S OFFICE
26 SHALL TAKE COGNIZANCE OF CASES PERTAINING TO THE
27 IMPLEMENTATION OF THE COMPREHENSIVE AGRARIAN
28 REFORM PROGRAM EXCEPT THOSE PROVIDED UNDER
29 SECTION 57 OF REPUBLIC ACT NO. 6657. IF THERE IS AN

1 ALLEGATION FROM ANY OF THE PARTIES THAT THE CASE IS
2 AGRARIAN IN NATURE, OR ONE OF THE PARTIES IS A FARMER,
3 FARMWORKER OR TENANT, THE CASE SHALL BE
4 AUTOMATICALLY REFERRED BY THE JUDGE OR PROSECUTOR
5 TO THE DAR WHICH SHALL DETERMINE AND CERTIFY WITHIN
6 FIFTEEN (15) DAYS FROM REFERRAL WHETHER AN AGRARIAN
7 DISPUTE EXISTS: *PROVIDED*, THAT THE AGGRIEVED PARTY
8 HAS JUDICIAL RECOURSE TO THE REGIONAL TRIAL COURT OR
9 TO THE APPROPRIATE REGIONAL TRIAL COURT.

10 "IN CASES WHERE REGULAR COURTS OR QUASI-
11 JUDICIAL BODIES HAVE COMPETENT JURISDICTION, ARBs OR
12 IDENTIFIED BENEFICIARIES AND/OR THEIR ASSOCIATIONS
13 SHALL HAVE LEGAL STANDING AND INTEREST TO INTERVENE
14 CONCERNING THEIR INDIVIDUAL OR COLLECTIVE RIGHTS
15 AND/OR INTERESTS UNDER THE COMPREHENSIVE AGRARIAN
16 REFORM PROGRAM.

17 "THE FACT OF NON-REGISTRATION OF SUCH
18 ASSOCIATION(S) WITH THE SECURITIES AND EXCHANGE
19 COMMISSION (SEC), OR COOPERATIVE DEVELOPMENT
20 AUTHORITY (CDA), OR ANY CONCERNED GOVERNMENT
21 AGENCY SHALL NOT BE USED AGAINST THEM TO DENY THE
22 EXISTENCE OF THEIR LEGAL STANDING AND INTEREST IN A
23 CASE FILED BEFORE SUCH COURTS AND QUASI-JUDICIAL
24 BODIES.

25 "IDENTIFIED AND APPROVED AGRARIAN REFORM
26 BENEFICIARIES, BASED ON SECTION 22 OF THIS ACT, SHALL
27 HAVE USUFRUCTUARY RIGHTS OVER THE AWARDED LAND AND
28 SUCH RIGHT SHALL NOT BE DIMINISHED PENDING THE
29 AWARDING OF THE CLOA."

30 SEC 12. Section 63 of Republic Act No. 6657, as amended by
31 Republic Act No. 8532, is hereby further amended to read as follows:

1 “SEC. 63. *Funding Source.* – x x x

2 “Additional amounts [necessary for this purpose] are
3 hereby authorized to be appropriated [in excess of the initial
4 funds, amounting to Fifty billion pesos (P50,000,000,000.00)
5 provided under Sections 20 and 21 of Executive Order No. 229]
6 **AS AND WHEN NEEDED TO AUGMENT THE AGRARIAN REFORM**
7 **FUND IN ORDER TO FULLY IMPLEMENT THE PROVISIONS OF**
8 **THIS ACT DURING THE FIVE (5)-YEAR EXTENSION PERIOD.**

9 “[The additional amount hereby authorized to be
10 appropriated shall in no case exceed Fifty billion pesos
11 (P50,000,000,000.00).]

12 “**AFTER THE COMPLETION OF THE LAND ACQUISITION**
13 **AND DISTRIBUTION COMPONENT OF THE CARP, THE YEARLY**
14 **APPROPRIATION SHALL BE ALLOCATED FULLY TO SUPPORT**
15 **SERVICES, AGRARIAN JUSTICE DELIVERY AND OPERATIONAL**
16 **REQUIREMENTS OF THE DAR.**

17 “Sources of funding or appropriations shall include the
18 following:

19 “(a) Proceeds of the sales of the [Assets Privatization
20 Trust] **PRIVATIZATION MANAGEMENT OFFICE;**

21 “(b) All receipts from assets recovered and from sale of
22 ill-gotten wealth recovered through the Presidential Commission
23 on Good Government;

24 “(c) Proceeds of the disposition **AND DEVELOPMENT** of
25 the properties of the Government in foreign countries, **WITHOUT**
26 **PREJUDICE TO THE AMOUNT APPROPRIATED FOR**
27 **COMPENSATION TO VICTIMS OF HUMAN RIGHTS VIOLATIONS**

1 UNDER THE APPLICABLE LAW [for the specific purposes of
2 financing production credits, infrastructure and other support
3 services required by this Act];

4 “[d] All income and collections arising from the agrarian
5 reform operations, projects and programs of CARP
6 implementing agencies;]

7 “[e)](D) Portion of amounts accruing to the Philippines
8 from all sources of official foreign aid grants and concessional
9 financing from all countries, to be used for the specific purposes
10 of financing production credits, infrastructures, and other support
11 services required by this Act, INCLUDING ALL INCOME AND
12 COLLECTIONS ARISING FROM THE AGRARIAN REFORM
13 OPERATIONS, PROJECTS AND PROGRAMS OF CARP
14 IMPLEMENTING AGENCIES;

15 “[g)](E) Other government funds not otherwise
16 appropriated[.];

17 “(F) GRATUITOUS FINANCIAL ASSISTANCE FROM
18 LEGITIMATE SOURCES; AND

19 “[f)](G) Yearly appropriations of no less than [Three
20 billion pesos (P3,000,000,000.00)] FIVE BILLION PESOS
21 (P5,000,000,000.00) from the General Appropriations Act.

22 “ALL FUNDS APPROPRIATED TO IMPLEMENT THE
23 PROVISIONS OF THIS ACT SHALL BE CONSIDERED CONTINUING
24 APPROPRIATION DURING THE PERIOD OF ITS
25 IMPLEMENTATION.

26 “THE AMOUNT OF AT LEAST ONE HUNDRED BILLION
27 PESOS (P100,000,000,000.00) IS HEREBY APPROPRIATED FOR

1 LAND ACQUISITION AND DISTRIBUTION, SUPPORT SERVICES,
2 AGRARIAN JUSTICE DELIVERY AND OTHER FUNDING
3 REQUIREMENTS OF CARP DURING THE FIVE (5)-YEAR
4 EXTENSION PERIOD.”

5 SEC. 13. Section 65 of Republic Act No. 6657 is hereby amended to
6 read as follows:

7 “SEC. 65. *Conversion of Lands.* – After the lapse of five
8 (5) years from its award, when the land ceases to be
9 economically feasible and sound for agricultural purposes, or the
10 locality has become urbanized and the land will have greater
11 economic value for residential, commercial or industrial
12 purposes, the DAR, upon application of the beneficiary or the
13 landowner, with due notice to the affected parties, and subject to
14 existing laws, may authorize the reclassification or conversion of
15 the land and its disposition: *Provided*, That the beneficiary shall
16 have fully paid his obligation[.]: **PROVIDED, FURTHER, THAT**
17 **IRRIGATED AND IRRIGABLE LANDS SHALL NOT BE SUBJECT TO**
18 **CONVERSION.**

19 “**AGRICULTURAL LANDS OR A PORTION THEREOF SHALL**
20 **BE ELIGIBLE FOR CONVERSION FOR AQUACULTURE, POULTRY,**
21 **SWINE AND LIVESTOCK PROJECTS. SUCH PROJECTS MAY BE**
22 **UNDERTAKEN BY ARBS OR AGRARIAN REFORM**
23 **COOPERATIVES DIRECTLY OR THROUGH JOINT VENTURE**
24 **ARRANGEMENTS. JOINT VENTURE ARRANGEMENTS SHALL BE**
25 **SUBJECT TO THE RULES AND REGULATIONS PROMULGATED BY**
26 **THE DAR.**

27 “**THE DAR SECRETARY SHALL APPROVE THE**
28 **CONVERSION, EXCEPT WITH RESPECT TO FIVE (5)-**
29 **HECTARES AND BELOW WHERE THE APPROVAL IS**

1 DELEGATED TO THE REGIONAL DIRECTOR UPON THE
2 RECOMMENDATION OF THE PROVINCIAL AGRARIAN
3 REFORM OFFICER (PARO).”

4 SEC. 14. *Repealing Clause.* – Section 53 of Republic Act No. 3844 is
5 hereby repealed and all other laws, decrees, executive orders, issuances, rules
6 and regulations or parts hereof inconsistent with this Act are hereby likewise
7 repealed or amended accordingly.

8 SEC. 15. *Separability Clause.* – If, for any reason, any section or
9 provision of this Act is declared unconstitutional, other sections not affected
10 thereby shall remain in full force and effect.

11 SEC. 16. *Effectivity.* – This Act shall take effect immediately after its
12 publication in at least two (2) newspapers of general circulation.

Approved,

O