

**ADMINISTRATIVE ORDER NO. 01**  
**Series of 2017**

**SUBJECT: SUSPENSION OF ADMINISTRATIVE ORDER NOS. 03, 04, 06 AND 07, SERIES OF 2016 AND AMENDMENT OF SECTIONS 19 AND 25 OF A.O. NO. 3, SERIES OF 2012 AMENDING SECTIONS 60 AND 71 OF A.O. NO. 07, SERIES OF 2011**

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**PREFATORY STATEMENT**

In view of the numerous issues raised by stakeholders and field implementers, the Department Administrative Order (A.O.) Nos. 03, 04, 06 and 07, Series of 2016 are hereby suspended and Sections 19 and 25 of A.O. No. 03, Series of 2012 amending Sections 60 and 71 of A.O. No. 07, Series of 2011 are further amended.

**GENERAL PROVISIONS**

**Section 1. Scope.** – This Administrative Order shall cover the suspension of the following guidelines, and amendment of Section 19 of A.O. No. 3, Series of 2012 amending Section 60 of A.O. No. 7, Series of 2011:

1. A.O. No. 03, Series of 2016 otherwise known as “Guidelines and Procedures to Stabilize Ownership and Tenureship of Agrarian Reform Beneficiaries with Collective Certificates of Land Ownership Award (CLOAs)”;
2. A.O. No. 04, Series of 2016 otherwise known as “Rules on Agri-business Venture Agreements”;
3. A.O. No. 06, Series of 2016 otherwise known as “Guidelines on the Issuance of the DAR Clearance to Authorize the Transfer of Ownership of Agricultural Lands”; and
4. A.O. No. 07, Series of 2016 otherwise known as “The Rules and Procedures Governing the Voluntary Transfer of Ownership of Agricultural Lands Covered by a Certificate of Land Ownership Award or an Emancipation Patent Prior to the Termination of the Holding Period”.

In effect, the following Administrative Orders and Memorandum Circular shall be revived:

1. A.O. No. 03, Series of 1993 otherwise known as: “Rules and Procedures Governing the Issuance of Collective CLOAs and Subsequent Issuance of Individual Titles to Co-Owners”;
2. a. A.O. No. 09, Series of 2006 otherwise known as: “Revised Rules and Regulations Governing Agribusiness Venture Arrangements (AVAs) in Agrarian Reform Areas”;

- b. A.O. No. 02, Series of 2008 otherwise known as: "Guidelines Governing Lease of Lands Under Agribusiness Venture Arrangement (AVA) in Agrarian Reform Areas and the Determination of Lease Rental Thereof";
- 3. a. A.O. No. 01, Series of 1989 otherwise known as: "Rules and Procedures Governing Land Transactions";
- b. A.O. No. 08, Series of 1995 otherwise known as: "Rules and Procedures Governing the Transferability of Lands Awarded to Agrarian Reform Beneficiaries (ARBs) Pursuant to Presidential Decree No. 27, as Amended by Executive Order No. 228, and Republic Act No. 6657", except Section 4, on Policy Statement of AO 8, Series of 1995;
- c. M. C. 19, Series of 1978 otherwise known as: "Rules and Regulations In Case of Death of a Tenant-Beneficiary"; and
- 4. A.O. No. 08, Series of 1995 otherwise known as: "Rules and Procedures Governing the Transferability of Lands Awarded to Agrarian Reform Beneficiaries (ARBs) Pursuant to Presidential Decree No. 27, as Amended by Executive Order No. 228 and Republic Act No. 6657", except Section 6 of EO 228.

**Section 2. ARB's Oath Before the Judge.** - Section 19 of A.O. No. 3, Series of 2012 amending Section 60 of A.O. No. 7, Series of 2011 is hereby amended to read as follows:

**"Section 19. ARB's Oath Before the Judge.** The ARBs who qualify under the screening process shall state under oath before the judge of the city or municipal court that he/she is willing to work on the land to make it productive and to assume the obligations imposed by pertinent Agrarian Reform Laws on beneficiaries under the Program. The ARB's oath shall be in a language or dialect known and spoken by the Agrarian Reform Beneficiaries. The DAR shall arrange a schedule and transportation for the ARBs to take this oath before the judge or the judge to go to the places of the ARBs.

Failure to take the ARB oath shall not be construed as a waiver of the right to become an ARB or as an exemption from fulfilling the obligations of an ARB under agrarian reform laws.

**No Amendment of the Masterlist of ARBs.** Qualified ARBs who failed to take the required oath before the judge within the given period shall not be removed from the Masterlist of ARBs, which shall not be subject to any amendment notwithstanding the failure of the ARBs to take the ARB Oath.

**Section 3.** Section 25 of A.O. No. 3, Series of 2012 amending Section 71 of A.O. No. 7, Series of 2011 is hereby amended to read as follows:

**"Submission of the Approved Survey Plan, Masterlist and ARB's Oath.** The PARO shall submit the ASP to the LBP within three (3) working days from its receipt. If the ASP's total area is not different from the survey plan included in the CF, then the LBP may determine the initial valuation of the covered landholding. If the ASP is different from the findings in the FIR, a resurvey must be conducted to correct the discrepancy.

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"The PARO shall also submit to the LBP the Masterlist of ARBs, the ARBs' Oaths and the Land Distribution and Information Schedule (LDIS) within three (3) working days from the execution of the ARBs' Oaths.

"No MOV shall be issued by the LBP prior to its receipt of the ASP, the Masterlist of ARBs, the ARBs' Oaths and the LADIS"

For this purpose, the ARB Oath shall be used in lieu of the Application to Purchase and Farmer's Undertaking (APFU).


**Section 4. Retroactive Application.** – Upon the effectivity of this A.O., all pending applications/ requests for Parcelization of Collective Certificates of Land Ownership Award (CLOAs), DAR Transfer Clearance and approval or revocation of Agribusiness Venture Arrangements (AVAs) shall be processed under the revived A.O.s.

**Section 5. Separability Clause.** – If, for any reason, any section or provision of this Act is declared unconstitutional or invalid, the other sections or provisions not affected thereby shall remain in full force and effect.

**Section 6. Effectivity.** – This Administrative Order shall take effect ten (10) days after its publication in two (2) national newspapers of general circulation.

Diliman, Quezon City, ~~JAN 31 2017~~

  
RAFAEL V. MARIANO  
Secretary

Department of Agrarian Reform  
Office of the Secretary  
  
ISU-17-05867  
1/31/17

Published in two (2) National Newspaper of General Circulation

1. Business Mirror
2. The Standard

Date of Publication:  
February 3, 2017

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Republic of the Philippines

**DEPARTMENT OF AGRARIAN REFORM**

Defend and Assert the Rights of Farmers

## CERTIFICATION

This is to certify that Administrative Order No. 1, Series of 2017 entitled "SUSPENSION OF ADMINISTRATIVE ORDER NOS. 03, 04, 06 AND 07, SERIES OF 2016 AND AMENDMENT OF SECTIONS 19 AND 25 OF A.O. NO. 3, SERIES OF 2012 AMENDING SECTIONS 60 AND 71 OF A.O. NO. 07, SERIES OF 2011" was published today, 03 February 2017 in the Business Mirror and The Standard newspapers.

Issued this 3rd day of February 2017 for whatever purpose it may serve.

**SILVIA F. MALLARI**

FASPO Undersecretary and  
Concurrent OIC-Director,  
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