

ADMINISTRATIVE ORDER NO. 02  
Series of 2017

**Subject: EXTENSION OF SPECIAL RULES ON APPLICATIONS FOR LAND USE  
CONVERSION NECESSARY FOR THE CONSTRUCTION OF  
RESETTLEMENT AREAS FOR THOSE AFFECTED BY TYPHOON YOLANDA**

#### PREFATORY STATEMENT

Typhoon Yolanda had caused widespread destruction, substantial damage and death in several areas, including the provinces of Leyte, Southern Leyte, Samar, Eastern Samar, Biliran, Negros Occidental, Cebu, Capiz, Aklan, Antique, Iloilo, Masbate, Palawan, and Dinagat Islands. The provision of safe shelter is a basic human need, making it imperative for the government to expedite the identification, construction, and development of housing and resettlement sites for families whose houses were damaged by the said typhoon.

A Land Use Conversion Clearance from the Department of Agrarian Reform (DAR) is one of the requirements needed to set up a number of relocation sites. There is, therefore, a need to streamline the processing of applications for Land Use Conversion to serve this purpose.

On November 10, 2014, Administrative Order (A.O.) No. 9, Series of 2014, otherwise known as the "Special Rules on Applications for Land Use Conversion Necessary for the Construction of Resettlement Areas for those Affected by Typhoon Yolanda," was issued to streamline the processing of applications for land use conversion of lands identified for the construction and development of housing and resettlement sites. The said A.O. was effective until June 30, 2016.

Three (3) years after the onslaught of Typhoon Yolanda, majority of the affected families are yet to be relocated in safe resettlement areas. Many relocation sites are yet to be developed. In view of this, the extension of the Special Rules on Land Use Conversion for Yolanda Resettlement Areas is necessary.

**Section 1. Applicability** - This Administrative Order (A.O.) shall apply only to land use conversion necessary for the construction of resettlement residential areas for those affected by Typhoon Yolanda.

**Section 2. Territorial Application** - This A.O. shall apply only to Regions VII and VIII.

**Section 3. Certification from the National Housing Authority** - In order for this A.O. to apply to applications for land use conversion, an original copy of a Certification from the National Housing Authority (NHA) stating that the development is necessary for the construction of resettlement residential areas must be submitted together with the application forms.

The ordinary rules on applications for land use conversion shall apply in case the said NHA Certification is not submitted.

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It shall be incumbent upon the Regional Land Use Cases Committee (RLUCC) of the DAR Regional Office to report to the Land Use Cases Division of the Bureau of Agrarian Legal Assistance (LUCD-BALA) any application for land use conversion with the abovementioned NHA form attached thereto. The transmittal of such report is not necessary for the RCLUPPI to proceed with the processing of the application.

**Section 4. Increase in Authority of Regional Directors** - The authority of the Regional Directors (RDs) concerned to decide on applications for land use conversion and the authority of the RCLUPPI to process the same are increased from five (5) hectares to fifteen (15) hectares.

**Section 5. Waiver of Fees, Bonds, and Documentary Requirement** - The filing fee, inspection cost, and bond to guarantee against premature conversion are hereby waived. The performance bond, however, is not waived.

The following documents required by A.O. No. 1, Series of 2002 are also hereby waived, and thus need not be submitted by the applicants:

1. True copy of the certificate of title of the subject land as of 15 June 1988, and all successor titles until the present title referred to in Section 10.4 of said A.O., if applicable;
2. True copy of the current Tax Declaration covering the subject property;
3. Proof of financial and organizational capability of the developer to develop the land;
4. Socio-economic cost benefit study of the proposed project; and
5. Certification from the HLURB Regional Officer on the actual zoning or classification of the land subject of the application based on the approved Comprehensive Land Use Plan.

**Section 6. Prioritization** - The RLUCCs and RDs of Regions VII and VIII as well as the LUCD-BALA, are hereby directed to prioritize applications for land use conversion necessary for the construction of resettlement areas for those affected by typhoon Yolanda over other applications for land use conversion.

As far as practicable, the processing of the application must be completed within ten (10) business days from the submission by the applicant of all requirements under A.O. No. 1, Series of 2002 not otherwise waived by this A.O.

**Section 7. Applicability of Section 65 of R.A. No. 6657, as Amended, and Other Provision of A.O. No. 1, Series of 2002** - The RLUCCs and RDs concerned, as well as the LUCD-BALA, are hereby directed to strictly follow Section 65 of R.A. No. 6657, as amended, and the provisions of A.O. No. 1, Series of 2002 not otherwise affected by this A.O.

**Section 8. Repealing Clause.** - All orders, circulars, rules and regulations, and issuances or portions thereof that are inconsistent herewith are hereby repealed or amended accordingly.

**Sections 9. Separability Clause** - Any judicial pronouncement declaring as unconstitutional any provision of these Rules shall have no effect on the validity of the other provisions not affected thereby.

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**Section 10. Effectivity Clause** - This A.O. shall take effect five (5) days after its publication in at least two (2) newspapers of general circulation.

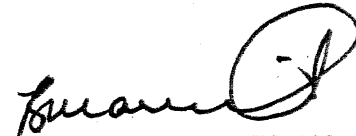
This A.O. shall expire (or cease to be effective) after one year from the date of its effectivity, but it shall still govern those application filed before its expiration but remain pending thereafter.

FEB 23 2017, Diliman, Quezon City.

Published in two (2) National Newspaper  
of General Circulation

1. Business World
2. The Daily Tribune

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RAFAEL V. MARIANO  
Secretary

Department of Agrarian Reform  
Office of the Secretary

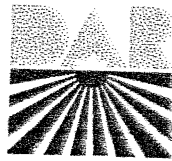


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Republic of the Philippines  
**DEPARTMENT OF AGRARIAN REFORM**  
*Defend and Assert the Rights of Farmers*

## CERTIFICATION

This is to certify that Administrative Order No. 2, Series of 2017 entitled “**EXTENSION OF SPECIAL RULES ON APPLICATIONS FOR LAND USE CONVERSION NECESSARY FOR THE CONSTRUCTION OF RESETTLEMENT AREAS FOR THOSE AFFECTED BY TYPHOON YOLANDA**” was published today, 01 March 2017 in the Business World and The Daily Tribune newspapers.

Issued this 1st day of March 2017 for whatever purpose it may serve.

  
**SYLVIA F. MALLARI**  
FASPO Undersecretary and  
Concurrent OIC-Director,  
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