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REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF AGRARIAN REFORM
DEPARTMENT OF JUSTICE
M A N I L A

Joint Administrative Order No. 05
Series of 1994

SUBJECT: Amendments to Joint Administrative
Order No. 4, Series of 1993, on
Illegal Conversion of Agricultural
Lands

The following provisions of Joint Administrative
Order No. 4, Series of 1993, are hereby amended to
read as follows:

II. DEFINITION AND LEGAL BASIS:

A. Conversion is the act of changing the use of
agricultural land into non-agricultural use/s.
Conversion of agricultural land covered by the
Comprehensive Agrarian Reform Law (R.A. No. 6657) is
deemed illegal if undertaken after June 15, 1988
without the required order of conversion from the
DAR.

B. The crime of illegal conversion is based on
Section 73(c) and 73 (e) of RA 6657 which
respectively penalize the following acts.

1. The conversion by any landowner of his
agricultural land into any non-agricultural use with
intent to avoid the application of this Act to his
landholdings and to dispossess his tenant farmers of
the land tilled by them. (Sec. 73[c])

2. The sale, transfer, conveyance or change of
the nature of lands outside of urban centers and city
limits either in whole or in part after the
effectivity of this Act. The date of the
registration of the deed of conveyance in the
Register of Deeds with respect to tilled lands and
the date of the issuance of the tax declarations to
the transferee of the property with respect to
unregistered lands, as the case may be, shall be
conclusive for the purpose of this Act. (Sec. 73[e])

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III. CREATION OF PROVINCIAL/CITY TASK FORCES ON ILLEGAL CONVERSION

A. COMPOSITION

To monitor the cases of illegal conversion of agricultural lands in the provinces or cities, as the case may be, a Provincial/City Task Force in Illegal conversion is created in each province and city. The Provincial/City Task Force shall be headed jointly by the DAR Chief Legal Officer in the province and the Provincial or City Prosecutor. Members of the Provincial/City Task Forces shall be:

1. Chief Agrarian Reform Program Officer (CARPO) in the province;
2. Assistant Provincial/City Prosecutors to be designated by the Provincial/City Prosecutor;
3. Two (2) Municipal Agrarian Reform Officers (MARO's) to be designated by the Provincial Agrarian Reform Officer (PARO).

B. DELINEATION OF DUTIES AND RESPONSIBILITIES OF THE PROVINCIAL/CITY TASK FORCES.

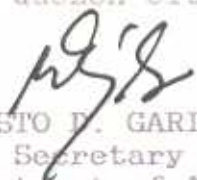
1. DAR Members -
 - a. Conduct actual field investigation and case build-up;
 - b. File the necessary complaint-affidavit together with supporting documents before the task force member prosecutor;
 - c. Investigate all ongoing development project and conversion of agricultural land;
 - d. Monitor the conversion situation in the province and cities within the province;
 - e. Report to the National Task Force on the conversion situation in the province and cities within the province;

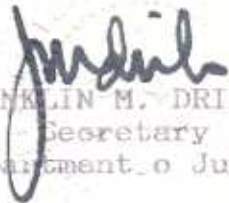
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- f. Perform such other related functions which may be assigned by the National Task Force on Illegal Conversion.
2. DOJ Prosecutor Members -
- a. Conduct inquest or preliminary investigation, as the case may be;
 - b. Recommend and file criminal cases against the landowners and developers involved in illegal conversion of agricultural lands under RA 6657;
 - c. Submit to the National Task Force monthly progress/status report of all cases involving illegal conversion of agricultural lands;
 - d. Perform such other related functions which may be assigned by the National Task Force in Illegal Conversion.

This Joint Administrative Order shall take effect immediately.

Quezon City, April 22, 1994.


ERNESTO D. GARILAO
Secretary
Department of Agrarian Reform


FRANKLIN M. DRIEHN
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Department of Justice