



DEPARTMENT of AGRARIAN REFORM

ADMINISTRATIVE ORDER NO. 14
Series of 1994

SUBJECT: CREATING A CENTER FOR LAND USE POLICY, PLANNING AND IMPLEMENTATION (CLUPPI)

I. MANDATE

To effectively implement the provisions of Executive Order Nos. 129-A, and 229, Series of 1987, R.A. 6657, Executive Order 124, Series of 1993, Executive Order No. 184, Series of 1994 and other pertinent provisions of existing laws, rules and regulations on land use conversion, pertaining to the Comprehensive Agrarian Reform Program, a Center for Land Use Policy, Planning and Implementation (CLUPPI) in this Department is hereby created.

II. FUNCTIONS

- a. Formulate and recommend policies, implement rules and regulations related to land use conversion of agricultural lands into non-agricultural uses.
- b. Undertake the review and evaluation of all land use conversion applications, and to recommend the approval or disapproval thereof.
- c. Conduct ocular inspection or verification of the area being applied for land use conversion, and undertake the necessary dialogues with government officials and agencies, concerned non-government organizations (NGOs), peoples organizations (POs) and farmers or farmworkers affected by such applications.
- d. Coordinate and maintain continuing dialogue on land use conversion implementation with the following concerned agencies: National Economic Development Authority (NEDA), Department of Agriculture (DA), Department of Environment and Natural Resources (DENR), Department of Interior and Local Government (DILG), Department of Tourism (DOT), Department of Trade and Industry (DTI), Local Government Units (LGUs) and Local Government Academy, Housing and Land Use Regulatory Board (HLURB), Housing and Urban Development and Coordinating Council (HUDCC), Regional Development Councils (RDCs), National Land Use Committee (NLUC), Regional Planning and Development Board of the Autonomous Region of Muslim Mindanao (RPDB-ARMM), Cordillera Executive Board (CEB-CAR), to facilitate actions on problems or issues that affect applications on land use conversion.

- e. Coordinate and provide support to the operation of the Socialized Housing One-Stop-Shop Processing Center (SHOPC), through the Regional CLUPPI. The DAR Desk Official designate shall undertake his activities in close coordination with the RCLUPPI. To facilitate evaluation, processing and approval of land use conversion application for socialized housing filed with the DAR Desk Officer in the SHOPC both CLUPPI and RCLUPPI are mandated to provide all support that may be needed by the said officer.
- f. Monitor all certificates of exemption based on Department of Justice Opinion No. 44 and compile statistics relative thereto.
- g. Exercise other functions as directed by the Secretary or his authorized representative to promote efficiency and effectiveness in the delivery of public service as pertains to land use conversion.

III. ORGANIZATION

A. NATIONAL LEVEL

The Center for Land Use Policy, Planning and Implementation (CLUPPI) shall be under the direct supervision of the Undersecretary for Policy and Planning Office. It shall be staffed by regular DAR Personnel to be headed by an Executive Director designated by the Secretary and assisted by at least four (4) designated Staff Directors, and a Secretariat.

B. REGIONAL LEVEL

A Regional Center for Land Use Policy, Planning, and Implementation (Regional CLUPPI) is hereby created in all Regional Offices of the DAR. It shall be organized by the Regional Director concerned and patterned after the CLUPPI. Its organizational design and staff complement shall be approved by the Undersecretary for Policy and Planning. The Regional Director shall also designate his permanent representative to the SHOPC who shall coordinate closely his activities with the Regional CLUPPI.

Applications for land use conversion except those for the socialized housing, shall be filed by the proponents at the DAR Regional Office covering the area where the property is located. All Land Use Conversion Applications currently pending at the DAR Municipal Offices (DARMOs) and DAR Provincial Offices (DARPOs) shall be forwarded with appropriate recommendation to the Regional CLUPPI for review and evaluation within forty-five (45) days of receipt of application. Thereafter, the Regional CLUPPI shall endorse

the LUCFs to the CLUPPI for appropriate action, together with its concomitant recommendations, except applications for lands five (5) hectares or less and classified as non-agricultural, in which case, the LUCFs will be transmitted to the Regional Director for approval or disapproval.

The Regional Director, through the Regional CLUPPI, shall determine and fix the amount of the disturbance compensation and ensure that the affected tenant-farmers/farmworkers are duly compensated. He shall undertake the final evaluation of applications for land use conversion.

The Regional CLUPPI shall certify that lands subject of reclassification by the local government units were not distributed under any land reform program or covered by a notice of acquisition or voluntary offered for coverage under CARP pursuant to Section 2-b (2) of Memorandum Circular No. 54 of the Office of the President dated 8 June 1993, as required by HLURB for processing and approval of the reclassification filed by the local government units.

The PARC Land Use Technical Committee (PLUTC) shall be retained as an Inter-agency Committee to study the appropriateness of conversion of agricultural land above fifty (50) hectares, to non-agricultural uses. As such, the PLUTC shall review and deliberate during its monthly meeting all applications for land use conversion of areas above fifty (50) hectares and recommend to the Secretary approval or disapproval thereof pursuant to Administrative Order No. 12, Series of 1994.

IV. REPEALING CLAUSE

This Administrative Order hereby amends A.O. No. 13, Series of 1990 and A.O. No. 9, Series of 1993.

V. EFFECTIVITY

This Order takes effect ten (10) days after its publication in two (2) newspapers of national circulation. All Orders, circulars, memoranda and rules and regulations inconsistent herewith are hereby revoked, cancelled, or modified accordingly.

Diliman, Quezon City, DECEMBER 06, 1994


ERNESTO D. GARILAO
Secretary

JCM/fbg

Published in Two (2) National Newspapers
of general circulation:

1. THE PHILIPPINE STAR
2. TODAY

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Date of Publication - December 20, 1994

MALACAÑANG
RESIDENCE OF THE PRESIDENT
OF THE PHILIPPINES
MANILA

BY THE PRESIDENT OF THE PHILIPPINES

EXECUTIVE ORDER NO. 228

REQUIRING THE IMMEDIATE REVERSION TO SURPLUS OF ALL ACCOUNTS PAYABLE AND UNLIQUIDATED OBLIGATIONS WHICH ARE TWO YEARS OLD OR OVER AND/OR OTHER UNDOCUMENTED PAYABLE ACCOUNTS IRRESPECTIVE OF AGE, AND PRESCRIBING THE PROCEDURES FOR CERTIFICATION TO ACCOUNTS PAYABLE AT THE END OF THE FISCAL YEAR.

WHEREAS, it has become necessary to clear the books of accounts of national government agencies of accounts payable and unliquidated obligations which are two years old or over and/or other undocumented payable accounts irrespective of age; and define the procedures to be uniformly followed by Chief Accountants in certifying obligations to accounts payable at the end of every fiscal year in order to avoid fictitious certifications which have proven to be inimical to the attainment of a balanced budget and to give a true picture of the financial condition of the national government;

NOW, THEREFORE, I, FERDINAND E. MARCOS, President of the Philippines, by virtue of the powers vested in me by law, and upon recommendation of the Joint Committee on Financial Management Improvement Program composed of the Secretary of Finance, Auditor General and Commissioner of the Budget, do hereby order and prescribe the procedures for the reversion to surplus of all accounts payable and unliquidated obligations which are two years old or over and/or other undocumented payable accounts irrespective of age; and for certifying to accounts payable unobligated allotments at the end of every fiscal year as follows:

Section 1. Reversion to Surplus. - Within thirty (30) days after the issuance of this Order, all accounts payable and unliquidated obligations in the books of national government agencies which are two years old or over and/or other undocumented payable accounts irrespective of age shall be reverted to surplus strictly in accordance with the provisions of Republic Act No. 3526 and implementing GAO General Circular, No. 80, as amended by GAO General Circular No. 97; and GAO Memorandum Circulars Nos. 468, 468-A, and 468-B as regards the reversion of unliquidated obligations. All resident auditors in bureaus and offices shall examine and age all accounts payable in their respective agencies and, in consultation with the Chief Accountants thereof, take immediate appropriate steps to revert to surplus all accounts payable and unliquidated obligations found to be two years old or over and/or other undocumented payable accounts irrespective

of age. A copy of the reversion journal voucher shall be submitted to the Auditor General and another copy to the Budget Commissioner.

Henceforth, all undocumented payable accounts appearing in the books shall be reverted to surplus irrespective of age.

Section 2. Certification to accounts payable at the end of the Fiscal Year. - All requests for obligation of allotments (ROA) in May and June of each fiscal year shall be passed upon by the resident Auditors of national bureaus and offices as to the validity and proper documentation of the transactions. Any and all requests for obligation of allotments not properly documented shall be returned by the resident Auditor to the Head of the Agency for cancellation.

Section 3. Applicability. - The procedures herein prescribed shall apply to all funds, except trust funds, as long as the purposes for which such funds have been created, have not been accomplished.

Section 4. Failure on the part of the heads of departments, bureaus and offices and other concerned to observe the provisions of this Order. - Failure on the part of the heads of departments, bureaus and offices and others concerned to observe the provisions of this Order shall be valid ground for administrative action against them.

Section 5. Effectivity. - This Order shall take effect immediately.

Done in the City of Manila, this 29th day of April, in the year of Our Lord, nineteen hundred and seventy.

(SGD.) FERDINAND E. MARCOS
President of the Philippines

By the President:

(SGD.) ALEJANDRO MELCHOR
Acting Executive Secretary

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