



**JOINT DAR-MAFAR-LRA CIRCULAR No. 11
SERIES OF 2019**

TO: ALL CONCERNED DEPARTMENT OF AGRARIAN REFORM OFFICIALS

ALL CONCERNED MINISTRY OF AGRICULTURE, FISHERIES AND AGRARIAN REFORM (MAFAR) OFFICIALS IN THE BANGSAMORO AUTONOMOUS REGION IN MUSLIM MINDANAO (BARMM)

ALL CONCERNED REGISTRAR OF DEEDS and DEPUTY REGISTRAR OF DEEDS in the BANGSAMORO AUTONOMOUS REGION IN MUSLIM MINDANAO (BARMM); and OTHER OFFICIALS OF THE LAND REGISTRATION AUTHORITY

AND ALL OTHER CONCERNED OFFICIALS

SUBJECT: MODIFICATION AND UTILIZATION OF THE NEW JUDICIAL TITLE FORMS RELATIVE TO THE ISSUANCE OF CERTIFICATES OF LAND OWNERSHIP AWARD (CLOAs) AND EMANCIPATION PATENTS (EPs) AND OTHER RELATED FORMS ISSUED BY THE DEPARTMENT OF AGRARIAN REFORM PURSUANT TO THE IMPLEMENTATION OF AGRARIAN REFORM PROGRAM IN THE BANGSAMORO AUTONOMOUS REGION IN MUSLIM MINDANAO (BARMM)

The State shall undertake agrarian reform program as enshrined in Articles XII, XIII, and XVIII of the 1987 Constitution and, the Department of Agrarian Reform (DAR), as mandated by law, is the principal agency of the government responsible for its implementation.

Pursuant to the provisions of Republic Act No. 6657, otherwise known as the Comprehensive Agrarian Reform Law of 1988 (CARL), as amended by Republic Act No. 9700, the DAR shall have the exclusive power and jurisdiction to issue Emancipation Patents (EPs) and Certificates of Land Ownership Award (CLOAs) under the agrarian reform program.

Executive Order No. 482, Series of 1991, was issued on 24 September 1991, transferring all powers and functions of DAR in the implementation of the Comprehensive Agrarian Reform Program (CARP) to the Autonomous Regional Government, with respect to its area of jurisdiction.

Republic Act No. 6734 entitled, "An Act Providing for an Organic Act for the Autonomous Region in Muslim Mindanao," which was amended by Republic Act No. 9054 entitled, "An Act to Strengthen and Expand the Organic Act for

the Autonomous Region in Muslim Mindanao” were both repealed on July 27, 2018 with the enactment of Republic Act No. 11054 or the Act Providing for the Organic Law for the Bangsamoro Autonomous Region in Muslim Mindanao (BARMM).

Section 8, Article XVI of Republic Act No. 11054 provides for the creation of an interim cabinet composed of fifteen (15) primary ministries with sub-offices, one of which is the Ministry of Agriculture, Fisheries and Agrarian Reform (MAFAR).

Section 10, Article XVI of Republic Act No. 11054 provides: *Transfer of Powers and Properties, and Disposition of Personnel.* – All powers, functions, assets, capital, records, funds, receivables, equipment, and facilities of the Autonomous Regional Government in Muslim Mindanao at the time of the ratification of this Organic Law shall be transferred to the Bangsamoro Government, except those properties, land, and structure which are located outside of the Autonomous Region in Muslim Mindanao and subject to the conditions as provided in paragraph (d), Section 4 of this Article.

In accord with the transfer of all the duties and functions of the DAR in the implementation of agrarian reform to MAFAR, the latter is indisputably authorized to issue CLOA’s and EP’s for distribution to agrarian reform beneficiary/ies (ARB’s) of the agrarian reform program .

Therefore, pursuant to the above mandate, the generation, preparation and issuance of CLOAs and EP’s within the area of BARMM shall henceforth be within the jurisdiction of MAFAR, which judicial title form shall be strictly guided by the following, to wit:

1. The name of the Ministry of Agriculture, Fisheries and Agrarian – BARMM shall be superimposed in the portion that bears the name, seal, and logo of the DAR. (Copy of the Sample Form is hereto attached Annex “A” as an integral part of this joint circular);

2. In lieu of the signature of the DAR Secretary, the signature of Chief Minister of BARMM, instead, shall be duly reflected in the said CLOAs or EPs;

3. Upon receipt of the said duly accomplished judicial title form and such other mandatory documentary requirements in accordance with relevant provisions of law and such other existing rules and regulations from the duly authorized representative of MAFAR, it becomes the ministerial duty of the Registrar of Deeds to immediately cause the registration of the CLOAs and EPs issued to the ARB/s, and thereupon cancel the immediately preceding titles issued relative thereto; and

4. All registered CLOAs/EPs issued by MAFAR shall be duly recognized by the State subject to such statutory liens and encumbrance existing or arising under the laws and the Constitution.

The MAFAR may enact rules and regulations or guidelines in furtherance of this Joint Memorandum Circular.

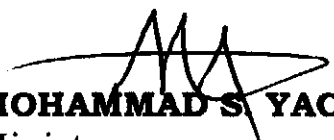
This Joint Memorandum Circular, shall take effect fifteen (15) days following its publication in a national newspaper of general circulation and one (1) local newspaper of general circulation in the BARMM.

DEC 16 2019, Diliman, Quezon City.


ATTY. JOHN R. CASTRICIONES
Secretary
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