



**DAR-DA JOINT ADMINISTRATIVE ORDER NO. 08
SERIES OF 2021**

SUBJECT : JOINT GUIDELINES ON THE DETERMINATION AS TO THE SUITABILITY FOR AGRICULTURAL PURPOSES OF GOVERNMENT OWNED LANDS TO BE COVERED UNDER EXECUTIVE ORDER NO. 75, SERIES OF 2019

I. PREFATORY STATEMENT

Section 3 of Executive Order (E.O.) No. 75, Series of 2019, provides that “The DAR, in coordination with the DA and the DENR, shall undertake the validation of lands identified pursuant to Section hereof, taking into consideration their suitability for agricultural use, limitations on their use under existing laws and issuances, their respective metes and bounds, and such other relevant criteria that may be provided under the implementing rules and regulations of this Order.”

Section 2 of DAR-DOJ Joint Administrative Order No. 07, Series of 2019, provides that: “The DAR shall provide central direction and coordination to agrarian reform program to ensure the effective implementation of E.O. No. 75, S. 2019.”

Pursuant to the aforesaid E.O. No. 75, Series of 2019 and considering the vital role of the DA in the validation and determination of whether a particular government owned land (GOL) is devoted to or suitable for agriculture in order to identify the same and be included in the list of coverable GOL, the following rules and regulations are hereby jointly issued.

II. COVERAGE

This Joint Administrative Order (JAO) shall apply to all investigation and/or validation process of lands identified and listed in the inventory of coverable GOL in order to determine their suitability for agricultural purposes.

III. POLICY GUIDELINES

- A. The determination of whether a particular GOL is coverable under the E.O. No. 75, Series of 2019 shall be under the exclusive mandate of the DAR.

A handwritten signature in blue ink, consisting of a large, stylized loop followed by a horizontal line.

- B. The DAR, in the determination of coverability of GOL for distribution to agrarian reform beneficiaries (ARBs), shall always coordinate with the DA for assistance in determining the suitability of the said GOL for agricultural production.
- C. The DA in exercising its function in order to ascertain the suitability of GOL for agricultural production must ensure to complete and submit its written determination within a period of thirty (30) days from the time of the completion of the meeting or conference on GOL validation. Otherwise, the thirty (30) day period shall start to commence from receipt of the Written Request.
- D. The DA determination must be in the form of a Written Report with complete attachment of all pertinent documents in support of its findings. The DAR's Written Request must likewise be attached to the said report.
- E. The DAR shall consider the report and findings of the DA in its determination regarding the coverability of GOL for distribution to qualified ARBs. The absence or failure of the DA to submit its Written Report within the prescribed period shall not preclude the DAR to proceed with its mandate of covering GOL on the basis of its own determination.
- F. In case of conflicting determination between the DAR and DA regarding the coverability and suitability for agricultural production of the coverable GOL, the determination of DAR shall prevail.

VII. SEPARABILITY CLAUSE

If, for any reason, any provision hereof is declared null, void and/or unconstitutional, no other provision or part thereof shall be affected and the same shall remain in full force and effect.

VIII. EFFECTIVITY


This JAO shall take effect ten (10) days after its publication in two (2) newspapers of general circulation.

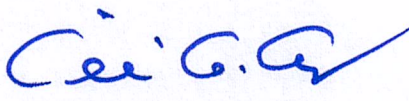
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- 2. The Manila Times

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Diliman, Quezon City, APR 27 2021


ATTY. JOHN R. CASTRICIONES
 Secretary, DAR


WILLIAM D. DAR, Ph. D.
 Secretary, DA

Department of Agrarian Reform

Office of the Secretary



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DEPARTMENT OF AGRICULTURE

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DEPARTMENT OF AGRARIAN REFORM

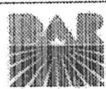
Tunay na Pagbabago sa Repormang Agraryo

CERTIFICATION

This is to certify that DAR-DA Joint Administrative Order No. 08, Series of 2021 entitled **“JOINT GUIDELINES ON THE DETERMINATION AS TO THE SUITABILITY FOR AGRICULTURAL PURPOSES OF GOVERNMENT OWNED LANDS TO BE COVERED UNDER EXECUTIVE ORDER NO. 75, SERIES OF 2019”** was published today, 06 December 2021, in the Manila Times and Daily Tribune newspapers.

Issued this 6th day of December 2021 for whatever purpose it may serve.


CLEON LESTER G. CHAVEZ
PAMRS Director



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DEPARTMENT OF AGRARIAN REFORM
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- B. The DAR, in the determination of coverability of GOL for distribution to agrarian reform beneficiaries (ARBs), shall always coordinate with the DA for assistance in determining the suitability of the said GOL for agricultural production.
- C. The DA in exercising its function in order to ascertain the suitability of GOL for agricultural production must ensure to complete and submit its written determination within a period of thirty (30) days from the time of the completion of the meeting or conference on GOL validation. Otherwise, the thirty (30) day period shall start to commence from receipt of the Written Request.
- D. The DA determination must be in the form of a Written Report with complete attachment of all pertinent documents in support of its findings. The DAR's Written Request must likewise be attached to the said report.
- E. The DAR shall consider the report and findings of the DA in its determination regarding the coverability of GOL for distribution to qualified ARBs. The absence or failure of the DA to submit its Written Report within the prescribed period shall not preclude the DAR to proceed with its mandate of covering GOL on the basis of its own determination.
- F. In case of conflicting determination between the DAR and DA regarding the coverability and suitability for agricultural production of the coverable GOL, the determination of DAR shall prevail.


VII. SEPARABILITY CLAUSE

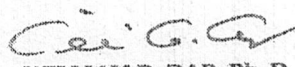
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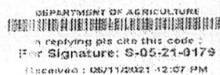
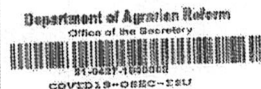
VIII. EFFECTIVITY

This JAO shall take effect ten (10) days after its publication in two (2) newspapers of general circulation.

Diliman, Quezon City, APR 27 2021


ATTY. JOHN R. CASTRICIONES
Secretary, DAR


WILLIAM D. DAR, Ph. D.
Secretary, DA





REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF AGRARIAN REFORM



REPUBLIC OF THE PHILIPPINES
OFFICE OF THE SECRETARY
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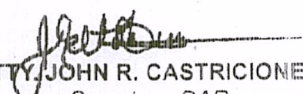
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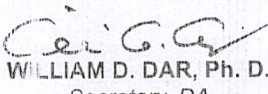
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