



Republic of the Philippines
Department of Environment and Natural Resources
Visayas Avenue, Diliman, Quezon City
Tel Nos. (632) 929-66-26/28; 929-6635/929-3618/929-4028
IP Phone Trunkline No. 988-3367
Website: <http://www.denr.gov.ph/> E-mail: web@denrgov.ph



03 November 2020

MEMORANDUM

TO : The Regional Executive Director
DENR- Region 1

The Directors
Forest Management Bureau
Land Management Bureau
Policy and Planning Service
Legal Affairs Service

FROM : The Assistant Secretary
Field Operations-Mindanao and Legislative Affairs

SUBJECT : INVITATION FROM THE COMMITTEE ON NATURAL
RESOURCES

This pertains to the letter dated 02 November 2020, from Hon. Elpidio F. Barzaga, Jr., Chairperson, Committee on Natural Resources, House of Representatives, inviting the DENR to a TWG-Meeting on **10 November 2020 (Tuesday) at 9:30 am via Zoom Video conferencing with Meeting ID: 831 6217 5923 Password: 388219**, to further thresh out details and issues pertaining to:

HBN 4088, entitled- *“An Act to Reclassify the Mangabul Reservation in the Municipality of Bayambang, Province of Pangasinan, into an Alienable and Disposable Land of the Public Domain for the Purpose of Redistributing the same to the Bona Fide and Long Term Farmers/Occupants thereof, and for Other Purposes”*.

Kindly inform this Office of your attendance before the scheduled date of the meeting and submit presentation, comments and/or position paper in hard and soft copy at the Legislative Liaison Office at telephone number 8920-1761 and e-mail address denrlegislative@yahoo.com for consolidation.

You may contact the Committee Secretariat through the nauralresources.hrep@gmail.com, for any questions or clarifications.


JOANA A. LAGUNDA, D.M., D.P.A.



Republic of the Philippines
HOUSE OF REPRESENTATIVES
Committee on Natural Resources

✉ Committee Affairs Department, 3/F Speaker Ramon V. Mitra Building, Batasan Complex, Quezon City, Philippines
☎ +63 (2) 931-5001 local 7161; Telefax: +63(2) 951-3003

02 November 2020

Usec. Peter N. Tiangco, PhD.

Administrator

National Mapping and Resource Information Authority

Department of Environment and Natural Resources

Dear Administrator Tiangco:

The Committee on Natural Resources of the House of Representatives will hold a Technical Working Group meeting to further thresh out details and issues pertaining to HB 4088, entitled, "AN ACT TO RECLASSIFY THE MANGABUL RESERVATION IN THE MUNICIPALITY OF BAYAMBANG, PROVINCE OF PANGASINAN, INTO ALIENABLE AND DISPOSABLE LAND OF THE PUBLIC DOMAIN FOR THE PURPOSE OF REDISTRIBUTING THE SAME TO THE BONA FIDE AND LONG-TERM FARMERS/OCCUPANTS THEREOF, AND FOR OTHER PURPOSES" authored by Rep. Rose Marie "Baby" Arenas.

In this regard, may we request your representative to join us in a technical working group meeting on November 10, 2020 via zoom meeting at 9:30 in the morning.

The zoom link is as follows:

Topic: Committee on Natural Resources - TWG Time: Nov 10, 2020 09:30 AM
Asia/Manila

Join Zoom

Meeting <https://us02web.zoom.us/j/83162175923?pwd=MXI6c2dqUG1waytSNkxwWGN5b01RZz09>

Meeting ID: 831 6217 5923

Passcode: 388219

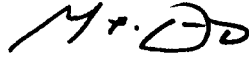
Please also find attached copy of said measure as well as the amended version of the bill to help prepare your comments ahead of the TWG.

For inquiries, we may be reached through our office email at naturalresources.hrep@gmail.com.

Thank you very much and stay safe.

Very truly yours,

**FOR CHAIRPERSON
REP. ELPIDIO F. BARZAGA, JR**

A handwritten signature in black ink, appearing to read "Mr. Terso". The signature is stylized and cursive.

RAUL G. TERSO
Committee Secretary



Republic of the Philippines
HOUSE OF REPRESENTATIVES
Committee on Natural Resources

✉ Committee Affairs Department, 3/F Speaker Ramon V. Mitra Building, Batasan Complex, Quezon City, Philippines
☎ +63 (2) 931-5001 local 7161; Telefax: +63(2) 951-3003

02 November 2020

For. LOURDES C. WAGAN, CESO IV

OIC, Director
Forest Management Bureau
Department of Environment and Natural Resources
G/F, FMB Main Building, Visayas Avenue,
Diliman, Quezon City

Dear Director Wagan:

The Committee on Natural Resources of the House of Representatives will hold a Technical Working Group meeting to further thresh out details and issues pertaining to HB 4088, entitled, "AN ACT TO RECLASSIFY THE MANGABUL RESERVATION IN THE MUNICIPALITY OF BAYAMBANG, PROVINCE OF PANGASINAN, INTO ALIENABLE AND DISPOSABLE LAND OF THE PUBLIC DOMAIN FOR THE PURPOSE OF REDISTRIBUTING THE SAME TO THE BONA FIDE AND LONG-TERM FARMERS/OCCUPANTS THEREOF, AND FOR OTHER PURPOSES" authored by Rep. Rose Marie "Baby" Arenas.

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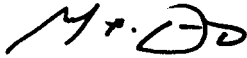
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Very truly yours,

**FOR CHAIRPERSON
REP. ELPIDIO F. BARZAGA, JR**

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RAUL G. TERSO
Committee Secretary



Republic of the Philippines
HOUSE OF REPRESENTATIVES
Committee on Natural Resources

✉ Committee Affairs Department, 3/F Speaker Ramon V. Mitra Building, Batasan Complex, Quezon City, Philippines
☎ +63 (2) 931-5001 local 7161; Telefax: +63(2) 951-3003

02 November 2020

Atty. Crizaldy M. Barcelo
Regional Executive Director
Department of Environment and Natural Resources
Government Center, Sevilla
San Fernando City, La Union

Dear Atty. Barcelo:

The Committee on Natural Resources of the House of Representatives will hold a Technical Working Group meeting to further thresh out details and issues pertaining to HB 4088, entitled, "AN ACT TO RECLASSIFY THE MANGABUL RESERVATION IN THE MUNICIPALITY OF BAYAMBANG, PROVINCE OF PANGASINAN, INTO ALIENABLE AND DISPOSABLE LAND OF THE PUBLIC DOMAIN FOR THE PURPOSE OF REDISTRIBUTING THE SAME TO THE BONA FIDE AND LONG-TERM FARMERS/OCCUPANTS THEREOF, AND FOR OTHER PURPOSES" authored by Rep. Rose Marie "Baby" Arenas.

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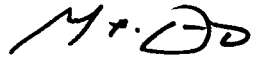
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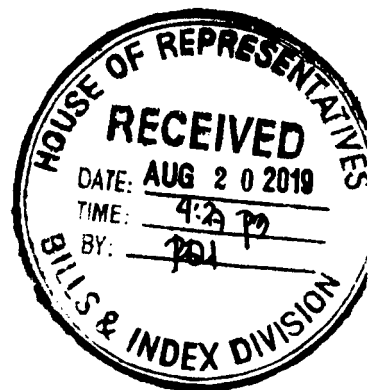
Very truly yours,

**FOR CHAIRPERSON
REP. ELPIDIO F. BARZAGA, JR**

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RAUL G. TERSO
Committee Secretary

Republic of the Philippines
HOUSE OF REPRESENTATIVES



EIGHTEENTH CONGRESS

First Regular Session

House Bill No. 4088

Introduced by Hon. ROSE MARIE BABY J. ARENAS

EXPLANATORY NOTE

During the Ninth Congress, the Committee on Agrarian Reform conducted an inquiry, in aid of legislation, on the long-festering agrarian unrest affecting about one thousand farming families in the so-called Mangabul Reservation located in Barangay San Gabriel 2nd, Bayambang, Pangasinan. The reservation has an area of 2, 059 hectares, more or less, and is designated by the Bureau of Lands Survey as Insular Public Domain (IPD-92). It used to be partly forested and partly a lake, and in 1993 was declared a public reservation through Act No. 4041 which awarded the usufructuary rights to the Municipality of Bayambang over the fishery area commonly referred to as the Mangabul Fishery Reservation.

Little by little, through the period of some 60 years, the forested portions were converted to agricultural cultivation, and the constant accumulation of silt, and lahar from Mt. Pinatubo, has decreased the fishery area into little more than a few shallow creeks during the dry season. At present, practically the whole area has become farmlands and

the site of residential houses, comprising 8 barangays. Some residents of other barangays go to the area to work the land during the farming season.

Eventually, controversies arose between the farmers and the occupants, on the other hand, and the Municipality and the lessees of the fishery reservation, on the other. These controversies resulted in many civil and criminal cases, but the courts always recognized the right of the farmers to the physical possession of the crop lands.

Subsequently, the Department of Environment and Natural Resources declared the Municipality's usufructuary rights terminated in 1993 under Article 605 of the Civil Code which disallows usufructuary rights to last in excess of 50 years. When the Regional Trial Court decided in favor of the DENR's claim, the Municipality of Bayambang appealed the decision, and the case has remained pending until the present time.

In order to put an end to the legal issues involved and the agrarian unrest in the area, and to promote peace, security and greater production within the community, consistent with law and the requirements of environmental conservation, the Chairman and members of the Committee on Agrarian Reform in the Ninth Congress filed a Bill to undertake the following:

1. Reclassification of the Mangabul Reservation into alienable and disposable land of the public domain;

2. Distribution of the land ownership among the bona fide and long-term farmers and occupants therein;
3. Granting the usufruct over the remaining creeks in the area to the Municipality of Bayambang, which, however, shall be managed and developed by the farmer/occupants themselves upon payment of reasonable compensation to the Municipality;
4. Explicit repeal of Act. No. 4041.

Due to time constraints, action on this bill was not completed in the Ninth, Eleven and Twelve Congress. However, the need for urgent action thereon has become even more critical.

In view of all the foregoing, immediate approval of this Bill is strongly sought.


ROSE MARIE BABY J. ARENAS

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

EIGHTEENTH CONGRESS

First Regular Session

House Bill No. 4088

Introduced by Hon. Rose Marie Baby J. Arenas

**AN ACT
TO RECLASSIFY THE MANGABUL RESERVATION IN THE MUNICIPALITY
OF BAYAMBANG, PROVINCE OF PANGASINAN, INTO ALIENABLE AND
DISPOSABLE LAND OF THE PUBLIC DOMAIN FOR THE PURPOSE OF
REDISTRIBUTING THE SAME TO THE BONA FIDE AND LONG-TERM
FARMERS/OCCUPANTS THEREOF, AND FOR OTHER PURPOSES**

Be it enacted by the Senate and the House of Representatives of the Philippines
in Congress assembled:

Section 1. The timber land comprising the Mangabul Reservation designated by the Bureau of Lands Survey as Insular Public Domain (IPD-92), with an area of 2,059 hectares, more or less, located in the Municipality of Bayambang, Province of Pangasinan, the usufructuary rights over the fishery area of which were granted in 1933 to the said Municipality, is hereby reclassified and declared as alienable and disposable land of the public domain.

Section 2. The aforementioned land shall be distributed in ownership to bona fide and long-term farmers/occupants thereon; but the existing creeks in the

same area shall be given usufruct to the Municipality of Bayambang; Provided, That the said bona fide and long-term farmers/occupants shall manage and develop the said creeks upon payment by them of reasonable compensation to said Municipality.

Section 3. The scheme of distribution of the land, including the identities of the bona fide and long-term farmers/occupants thereon, shall be prepared by a Committee which shall be composed of the following: the representative of the Department of Environment and Natural Resources as Chairman; the representative of the Department of Agrarian Reform as Vice-Chairman; and the Mayor of Bayambang, the Head of the farmer's organization. And the Provincial Director of the Philippine National Police, as members. The scheme of distribution shall include the technical description of each lot pertaining to each of the farmers/occupants, following the boundaries of existing integrated social forestry stewardship and/or similar contracts that may have been awarded in their favor; Provided, That said scheme of distribution shall be as equitable as possible without gross disparities among the awardees.

Conflicts shall be decided by the Committee after due hearing, appealable to the Department Secretary under whose jurisdiction the issue involved falls. The Secretary's decision or order on appeal may be subject of a petition for review by the Office of the President within fifteen (15) days from promulgation of notice of the decision or order appealed from; Provided, That said petition for review shall

be decided within thirty (30) days after receipt thereof, otherwise, the decision or order appealed from shall be deemed ratified and final.

Section 4. Once the scheme of distribution is approved by the Committee, the Department of Environment and Natural Resources shall give the technical description, survey maps, and similar documents to the DAR, which shall undertake the actual distribution of the land under the principles of agrarian reform and the applicable provisions of the Comprehensive Reform Law and other related laws.

Section 5. The existing creeks in the area shall be plotted, surveyed and segregated from the other portions of the area by the DENR, and shall be given in usufruct to the Municipality of Bayambang. The Mayor and the Head of the organization of the farmers' beneficiaries shall meet to discuss and determine the reasonable compensation to be paid to the Municipality for the management and development thereof by said beneficiaries. In case of disagreement, the Head of the DENR Regional Office shall decide.

Section 6. Act No. 4041 is hereby repealed; and all other laws, executive and administrative orders, rules and regulations inconsistent with this Act are hereby repealed or modified accordingly.

Approved.

Republic of the Philippines

House of Representatives

Quezon City

EIGHTEENTH CONGRESS

First Regular Session

House Bill No. 4088

Introduced by Hon. Rose Marie Baby J. Arenas

AN ACT TO RECLASSIFY THE MANGABUL RESERVATION IN THE MUNICIPALITY OF BAYAMBANG, PROVINCE OF PANGASINAN, INTO ALIENABLE AND DISPOSABLE OF THE PUBLIC DOMAIN FOR THE PURPOSE OF REDISTRIBUTING THE SAME TO THE BONAFIDE AND LONG-TERM FARMERS/OCCUPANTS THEREOF, AND FOR OTHER PURPOSES

Be it enacted by the Senate and the House of Representatives of the Philippines in Congress assembled:

Section 1. The timber land comprising the Mangabul Reservation designated by the Bureau of Lands Survey as Insular Public Domain (IPD-92), with an area of 2,333 hectares, more or less, located in the Municipality of Bayambang, Province of Pangasinan, the usufructuary rights over the fishery are of which were granted in 1933 to the said Municipality, is hereby reclassified and

declared as alienable and disposable land of the public domain, described as follows;

TECHNICAL DESCRIPTIONS

(LOT 2)

A parcel of Timberland per Land Classification Map No. 968, dated _____ of the Department of Environment and Natural Resources located in Barangay Manambong Parte, Manambong Sur, Pugo, Paragos, San Gabriel 1st and San Gabriel 2nd, Municipality of Bayambang, Province of Pangasinan, Island of Luzon under Bayambang Cadastre, Cad. 852-D, with a total land area of **TWENTY THREE MILLION THREE HUNDRED THIRTY THOUSAND TWO HUNDRED AND SIXTY (23,330,260) SQUARE METERS**, more or less, said parcel of land is more particularly described as follows:

Tie Line: from B.L.L.M. No. 1, Cad. 852-D, Bayambang Cadastre to corner 1 is S. 38 deg. 39' W., 6,590.27 meters;

| | |
|---------------------------|-------------------------|
| Thence S. 63 deg. 26' E., | 1,639.37 m. to point 2; |
| Thence S. 63 deg. 28' E., | 101.54 m. to point 3; |
| Thence S. 16 deg. 02' W., | 970.61 m. to point 4; |
| Thence S. 16 deg. 19' E., | 67.21 m. to point 5; |

| | |
|---------------------------|--------------------------|
| Thence S. 16 deg. 03' W., | 56.23 m. to point 6; |
| Thence S. 24 deg. 25' W., | 379.51 m. to point 7; |
| Thence S. 09 deg. 20' W., | 163.80 m. to point 8; |
| Thence S. 12 deg. 57' W., | 50.81 m. to point 9; |
| Thence DUE SOUTH, | 104.23 m. to point 10; |
| Thence S. 07 deg. 01' W., | 216.93 m. to point 11; |
| Thence S. 68 deg. 20' E., | 694.96 m. to point 12; |
| Thence S. 57 deg. 37' W., | 3,732.73 m. to point 13; |
| Thence N. 54 deg. 16' W., | 842.69 m. to point 14; |
| Thence N. 22 deg. 03' W., | 69.30 m. to point 15; |
| Thence N. 11 deg. 48' W., | 232.63 m. to point 16; |
| Thence N. 21 deg. 09' W., | 32.49 m. to point 17; |
| Thence N. 10 deg. 46' W., | 63.77 m. to point 18; |
| Thence N. 66 deg. 23' W., | 384.43 m. to point 19; |
| Thence N. 08 deg. 55' W., | 110.19 m. to point 20; |
| Thence N. 09 deg. 00' W., | 285.53 m. to point 21; |
| Thence N. 13 deg. 02' E., | 438.96 m. to point 22; |
| Thence S. 85 deg. 17' W., | 450.45 m. to point 23; |
| Thence S. 69 deg. 52' W., | 281.23 m. to point 24; |
| Thence S. 87 deg. 42' W., | 44.92 m. to point 25; |
| Thence N. 01 deg. 52' W., | 286.22 m. to point 26; |
| Thence N. 07 deg. 45' W., | 241.39 m. to point 27; |

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|---------------------------|------------------------|
| Thence N. 12 deg. 42' W., | 190.57 m. to point 28; |
| Thence N. 03 deg. 07' E., | 24.18 m. to point 29; |
| Thence N. 03 deg. 07' E., | 315.16 m. to point 30; |
| Thence N. 65 deg. 59' W., | 213.00 m. to point 31; |
| Thence N. 15 deg. 41' W., | 140.26 m. to point 32; |
| Thence N. 12 deg. 25' E., | 42.75 m. to point 33; |
| Thence N. 31 deg. 19' E., | 98.52 m. to point 34; |
| Thence N. 02 deg. 06' E., | 276.90 m. to point 35; |
| Thence N. 60 deg. 28' E., | 37.50 m. to point 36; |
| Thence N. 55 deg. 12' E., | 36.33 m. to point 37; |
| Thence N. 73 deg. 36' E., | 101.40 m. to point 38; |
| Thence N. 31 deg. 08' E., | 74.03 m. to point 39; |
| Thence N. 25 deg. 09' E., | 71.45 m. to point 40; |
| Thence N. 45 deg. 16' E., | 108.48 m. to point 41; |
| Thence N. 10 deg. 51' W., | 199.83 m. to point 42; |
| Thence N. 10 deg. 02' W., | 144.13 m. to point 43; |
| Thence N. 10 deg. 03' W., | 65.73 m. to point 44; |
| Thence N. 10 deg. 00' W., | 43.05 m. to point 45; |
| Thence N. 09 deg. 27' E., | 81.80 m. to point 46; |
| Thence N. 82 deg. 39' E., | 91.72 m. to point 47; |
| Thence N. 24 deg. 34' W., | 15.90 m. to point 48; |
| Thence N. 68 deg. 35' E., | 63.07 m. to point 49; |

| | |
|---------------------------|------------------------|
| Thence N. 83 deg. 05' E., | 55.43 m. to point 50; |
| Thence N. 83 deg. 05' E., | 3.78 m. to point 51; |
| Thence N. 04 deg. 21' W., | 8.75 m. to point 52; |
| Thence N. 04 deg. 21' W., | 330.67 m. to point 53; |
| Thence S. 85 deg. 11' W., | 4.17 m. to point 54; |
| Thence N. 78 deg. 41' E., | 26.23 m. to point 55; |
| Thence N. 75 deg. 12' W., | 25.52 m. to point 56; |
| Thence N. 00 deg. 20' E., | 96.99 m. to point 57; |
| Thence N. 50 deg. 46' E., | 238.41 m. to point 58; |
| Thence N. 73 deg. 57' E., | 138.29 m. to point 59; |
| Thence S. 61 deg. 03' E., | 29.00 m. to point 60; |
| Thence S. 48 deg. 02' E., | 114.67 m. to point 61; |
| Thence S. 50 deg. 52' E., | 66.93 m. to point 62; |
| Thence S. 57 deg. 45' E., | 47.63 m. to point 63; |
| Thence S. 76 deg. 59' E., | 87.46 m. to point 64; |
| Thence N. 72 deg. 15' E., | 48.93 m. to point 65; |
| Thence N. 51 deg. 08' E., | 116.80 m. to point 66; |
| Thence N. 19 deg. 09' E., | 24.39 m. to point 67; |
| Thence N. 38 deg. 53' E., | 62.16 m. to point 68; |
| Thence N. 06 deg. 41' W., | 200.74 m. to point 69; |
| Thence N. 16 deg. 05' E., | 11.62 m. to point 70; |
| Thence N. 22 deg. 06' E., | 97.09 m. to point 71; |

| | |
|---------------------------|------------------------|
| Thence N. 33 deg. 36' W., | 105.55 m. to point 72; |
| Thence N. 54 deg. 56' E., | 32.90 m. to point 73; |
| Thence N. 56 deg. 35' E., | 23.37 m. to point 74; |
| Thence N. 59 deg. 49' E., | 98.90 m. to point 75; |
| Thence N. 37 deg. 19' W., | 47.29 m. to point 76; |
| Thence N. 43 deg. 02' W., | 84.55 m. to point 77; |
| Thence N. 70 deg. 24' E., | 12.28 m. to point 78; |
| Thence N. 24 deg. 42' W., | 201.61 m. to point 79; |
| Thence N. 55 deg. 42' E., | 88.76 m. to point 80; |
| Thence N. 31 deg. 26' W., | 102.82 m. to point 81; |
| Thence N. 66 deg. 08' W., | 87.76 m. to point 82; |
| Thence N. 68 deg. 38' W., | 48.44 m. to point 83; |
| Thence S. 50 deg. 44' W., | 24.74 m. to point 84; |
| Thence N. 61 deg. 31' W., | 27.91 m. to point 85; |
| Thence S. 86 deg. 53' W., | 11.06 m. to point 86; |
| Thence N. 66 deg. 27' W., | 58.18 m. to point 87; |
| Thence N. 46 deg. 08' W., | 40.78 m. to point 88; |
| Thence N. 61 deg. 33' W., | 60.44 m. to point 89; |
| Thence N. 51 deg. 10' W., | 37.91 m. to point 90; |
| Thence N. 73 deg. 58' W., | 2.64 m. to point 91; |
| Thence N. 53 deg. 41' W., | 102.37 m. to point 92; |
| Thence N. 53 deg. 28' W., | 21.74 m. to point 93; |

| | |
|---------------------------|-------------------------|
| Thence N. 53 deg. 28' W., | 19.99 m. to point 94; |
| Thence N. 53 deg. 24' W., | 608.16 m. to point 95; |
| Thence N. 42 deg. 33' W., | 17.38 m. to point 96; |
| Thence N. 50 deg. 04' W., | 205.37 m. to point 97; |
| Thence N. 43 deg. 11' W., | 44.53 m. to point 98; |
| Thence N. 20 deg. 48' W., | 65.53 m. to point 99; |
| Thence S. 88 deg. 09' E., | 130.52 m. to point 100; |
| Thence S. 85 deg. 19' E., | 379.27 m. to point 101; |
| Thence S. 06 deg. 55' E., | 33.24 m. to point 102; |
| Thence N. 88 deg. 46' E., | 139.03 m. to point 103; |
| Thence N. 86 deg. 27' E., | 210.40 m. to point 104; |
| Thence N. 73 deg. 37' E., | 283.52 m. to point 105; |
| Thence N. 76 deg. 11' E., | 242.50 m. to point 106; |
| Thence N. 07 deg. 38' E., | 11.14 m. to point 107; |
| Thence N. 18 deg. 38' E., | 435.33 m. to point 108; |
| Thence N. 09 deg. 09' E., | 178.43m. to point 109; |
| Thence S. 79 deg. 35' E., | 270.66 m. to point 110; |
| Thence S. 73 deg. 22' E., | 282.50 m. to point 111; |
| Thence S. 80 deg. 11' E., | 897.23 m. to point 112; |
| Thence N. 86 deg. 27' E., | 210.40 m. to point 113; |
| Thence S. 08 deg. 55' W., | 596.35 m. to point 114; |
| Thence S. 09 deg. 43' W., | 50.38 m. to point 115; |

| | |
|---------------------------|------------------------------------|
| Thence S. 09 deg. 24' W., | 26.00 m. to point 116; |
| Thence S. 11 deg. 41' W., | 24.08 m. to point 117; |
| Thence S. 11 deg. 41' W., | 11.93m. to point 118; |
| Thence S. 03 deg. 37' W., | 13.37 m. to point 119; |
| Thence S. 03 deg. 37' W., | 29.50 m. to point 120; |
| Thence S. 79 deg. 49' E., | 199.49 m. to point 121; |
| Thence S. 81 deg. 07' E., | 204.49 m. to point 122; |
| Thence S. 79 deg. 23' E., | 193.27 m. to point 123; |
| Thence S. 79 deg. 23' E., | 197.180 m. to point 124; |
| Thence S. 80 deg. 20' E., | 101.38 m. to point 125; |
| Thence S. 03 deg. 26' W., | 1,160.76 m. to point of beginning; |

Section 2. The aforementioned land shall be distributed in ownership to bonafide and long-term farmers/occupants thereon; but the existing creeks in the same area shall be given usufruct to the Municipality of Bayambang, Provided, that the said bonafide and long-term farmers/occupants shall manage and develop the said creeks upon payment by them of reasonable compensation to said Municipality.

Section 3. the scheme of distribution of the land, including the identities of the bona fide and long-term farmers/occupants thereon, shall be prepared by Committee which shall be composed of the following: the representative of the

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Department of Environment and Natural Resources as Chairman; the representative of the Department of Agrarian Reform as Vice-Chairman; and the Mayor of Bayambang, the Head of the farmer's organization, and the Provincial Director of the Philippine National Police, as members. The scheme of distribution shall include the technical description of each lot pertaining to each of the farmers//occupants, following the boundaries of existing integrated social forestry stewardship and/or similar contracts that may have been awarded in their favor; Provided, that said scheme of distribution shall be as equitable as possible without gross disparities among the awardees.

Conflicts shall be decided by the Committee after due hearing, appealable to the Department of Secretary under whose jurisdiction the issue involve falls. The Secretary's decision or order on appeal may be subject of a petition for review by the Office of the President within fifteen (15) days from promulgation of notice of the decision or order appealed from; Provided, that said petition for review shall be decided within thirty (30) days after receipt thereof, otherwise, the decision or order appealed from shall be deemed ratified and final.

Section 4. Once the scheme of distribution is approved by the Committee, the Department of Environment and Natural Resources shall give the technical description, survey maps, and similar documents to the DAR, which shall undertake the actual distribution of the land under the principles of agrarian

reform and the applicable provisions of the Comprehensive Reform Law and other related laws.

Section 5. The existing creeks in the area shall be plotted, surveyed and segregated from the other portions of the area by the DENR, and shall be given in usufruct to the Municipality of Bayambang. The Mayor and the Head of the organization of the farmer's beneficiaries shall meet to discuss and determine the reasonable compensation to be paid to the Municipality for the Management and development thereof by said beneficiaries. In case of disagreement, the Head of the DENR Regional Office shall decide.

Section 6. Act No. 4041 is hereby repealed, and all other laws, executive and administrative orders, rules and regulations inconsistent with this Act are hereby repealed or modified accordingly.

Approved.