

SUBJECT: Lifting of the Moratorium and Prescribing Additional Guidelines Governing the Issuance of Private Land Timber Permits.

1. In recognition of the rights of landowners to the trees found within their private lands, the issuance of Private Land Timber Permits (PLTPs) are henceforth resumed.
2. Pursuant of the program of government to protect, and conserve the remaining forest resources, and to preclude the use of PLTP's as shields for the cutting of timber inside forest lands, the issuance of PLTPS's shall be subject to the following guidelines:
 - 2.1 For the purpose of this Order, private lands refer to lands covered by either administrative or judicial titles such as, Free Patent, Homestead and Sales Patent, and Torrens Title obtained under the Land Registration Act (Act No. 496, as amended). A certified true copy of these documents are to be submitted with the application. Realty tax declarations, by themselves, shall not be acceptable as proof of ownership for purposes of PLTP application.
 - 2.2 The authority to issue PLTP's for a given harvestable volume shall be delineated accordingly:
 - 2.2.1 CENRO, up to 5 cubic meters per applicant per year
 - 2.2.2 PENRO, up to 15 cubic meters per applicant per year
 - 2.2.3 RED, up to 50 cubic meters per applicant per year
 - 2.2.4 ASEC for Operations, up to 250 cubic meters per applicant per year
 - 2.2.5 USEC for Operations, up to 1,000 cubic meters per applicant per year
 - 2.2.6 SECRETARY, above 1,000 cubic meters
 - 2.2.7 The issuing authority shall have discretionary powers such as cancellation of an abused PLTP issued by him or lower ranking officers.
 - 2.2.8 The Office of the CENRO shall perform all actual and physical inspections/reviews, field evaluation of pertinent data and preparatory documentations and submit, through channels, its findings and recommendations to the issuing authority

2.3 A PLTP applicant with a proposed harvestable volume of more than 200 cubic meters shall submit the following additional requirements:

2.3.1 Location and technical description of the land, for purposes of determining land classification and authenticity of claim of ownership.

2.3.2 A duly notarized sworn statement that the trees subject of 100% inventory conducted are in his private land.

2.3.3 Timber harvesting schedule, transport and marketing plan for purposes of determining the term and duration of the permit.

2.3.4 Initial Environmental Examination to determine environmental impact of the project.

These requirements are to be submitted to the local CENR Office where the proposed PLTP is located for facility of verification.

2.4 The PLTP shall be issued only to the landowners themselves. No middlemen/ timber traders even with special powers of attorney from landowners may be issued said permit.

2.5 An environmental fee of Thirty Pesos (P30.00) per cubic meter pursuant to DENR Administrative Order No. 39-1988, shall be charged for allowable cuts up to 15 cubic meters. Volumes over 15 cubic meters shall be charged an environmental fee of ONE HUNDRED THIRTY PESOS (P130.00) per cubic meter payable prior to the issuance of the appropriate CTO for the timber harvested from the PLTP area.

2.6 There shall be random checking/verification by the CENRO concerned of submitted inventory reports. Further, PLTP holders shall submit to the issuing authority a monthly or terminal report on the volume of timber cut. This report shall be actually verified by the issuing authority or the designated representative who shall submit to the Office of the Secretary, a certification attesting to the correctness of said report. Concerned DENR Officers and PLTP holders found submitting false reports would be dealt with accordingly.

3. These guidelines shall not cover the cutting, transport and disposition of Almasiga as well as Narra and other premium hardwood species listed under DAO No. 78-1987.

4. This Order shall take effect immediately and amends/revokes or modifies all other Administrative Orders, Memoranda or Circulars inconsistent herewith.

Signed on November 21, 1989

FULGENCIO S. FACTORAN, JR.
Secretary