

[DAR ADMINISTRATIVE ORDER NO. 12, July 26, 1989]

REVISED RULES AND REGULATIONS ON THE COMPULSORY ACQUISITION OF AGRICULTURAL LANDS UNDER R.A. NO. 6657

I

Prefatory Statement

To hasten the implementation of the Comprehensive Agrarian Reform Program, compulsory acquisition shall be the priority mode of land acquisition.

II

Operating Procedures

A. The Municipal Agrarian Reform Officer with the assistance of the pertinent Barangay Agrarian Reform Committee (BARC) shall:

1. Update the masterlist of all agricultural lands covered under the CARP in his area of responsibility. The masterlist shall include such information as required under the attached CARP Masterlist Form which shall include the name of the landowner, landholding, area, TCT/OCT number, and tax declaration number.

2. Prepare a Compulsory Acquisition Case Folder (CACF) for each title (OCT/TCT) or landholding covered under Phase I and II of the CARP except those for which the landowners have already filed applications to avail of other modes of land acquisition. A cast folder shall contain the following duly accomplished forms:

- a. *CARP CA Form 1* — MARO Investigation Report
- b. *CARP CA Form 2* — Summary Investigation Report of Findings and Evaluation
- c. *CARP CA Form 3* — Applicant's Information Sheet
- d. *CARP CA Form 4* — Beneficiaries Undertaking
- e. *CARP CA Form 5* — Transmittal Report to the PARO

The MARO/BARC shall certify that all information contained in the above mentioned forms have been examined and verified by him and that the same are true and correct.

3. Send a Notice of Coverage and a letter of invitation to a conference/meeting to the landowner covered by the Compulsory Acquisition Case Folder. Invitations to the said conference/meeting shall also be sent to the prospective farmer-beneficiaries the BARC representative(s), the Land Bank of the Philippines (LBP) representative, and other interested parties to discuss the inputs to the valuation of the property. He shall discuss the MARO/BARC investigation report and solicit the views, objections, agreements or suggestions of the participants thereon. The landowner shall also be asked to indicate his retention area. The minutes of the meeting shall be signed by all participants in the conference and shall form an integral part of the CACF.

B. The PARO shall:

1. Ensure that the individual case folders are forwarded to him by his MAROs.

2. Immediately upon receipt of a case folder, compute the valuation of the land in accordance with AO No. 6, Series of 1988. The valuation worksheet and the related CACF valuation forms shall be duly certified correct by the PARO and all the personnel who participated in the accomplishment of these forms.

3. In all cases the PARO may validate the report of the MARO through ocular inspection and verification of the property. This ocular inspection and verification shall be mandatory when the computed value exceeds P500 ,000 per estate.

4. Upon determination of the valuation forward the case folder, together with the duly accomplished valuation forms and his recommendations, to the Central Office. The LBP representative and the MARO concerned shall be furnished a copy each of his report.

C. DAR Central Office, specifically through the Bureau of Land Acquisition and Distribution (BLAD). shall:

1. Within three (3) days from receipt of the case folder from the PARO, review, evaluate and determine the final land valuation of the property covered by the case folder. A summary review and evaluation report shall be prepared and duly certified by the BLAD Director and the personnel directly participating in the review and final valuation.

2. Prepare, for the signature of the Secretary or her duly authorized representative, a Notice of Acquisition (CARP CA