

**[DAR ADMINISTRATIVE ORDER NO. 04, s. 1996,
August 20, 1996]**

**RULES AND REGULATIONS GOVERNING THE ISSUANCE OF CARP
BENEFICIARY CERTIFICATES (CBCS) TO INDIGENOUS CULTURAL
COMMUNITIES AND PEOPLES PURSUANT TO SECTION 9 OF
REPUBLIC ACT NO. 6657**

I. PREFATORY STATEMENT

Section 22 of Article II, Section 5 of Article XII, and Section 6 of Article XIII of the 1987 Constitution provide for the recognition and protection of the rights of the Indigenous Cultural Communities (ICCs) to their ancestral lands to ensure their economic, social and cultural well-being.

Section 9 of Republic Act (R.A.) No. 6657 further provides that ancestral lands of each Indigenous Cultural Community shall include, but not limited to, lands in the actual, continuous, and open possession and occupation of the community and its members, Provided that the Torrens System shall be respected.

To operationalize the above provisions and pursuant to the Memorandum of Agreement dated 10 December 1993 and the Supplemental Agreement dated March 1994, executed by and between the Department of Agrarian Reform (DAR) Secretary Ernesto D. Garilao and Department of Environment and Natural Resources (DENR) Secretary Angel C. Alcala, these rules and regulations are hereby prescribed.

II. POLICY STATEMENT

A. The rights of each indigenous cultural community to their ancestral lands shall be protected to ensure their economic, social and cultural well-being.

B. In the implementation of the Comprehensive Agrarian Reform Program (CARP), the DAR is mandated to improve the tenure of indigenous cultural communities in their ancestral lands, in accordance with Section 9 of R.A. 6657.

C. In recognition of their right to their ancestral lands, the DAR shall issue CARP Beneficiary Certificates (CBC) to member/s of the Indigenous Cultural Communities engaged in agricultural activities, in coordination with the issuance to them of Certificate of Ancestral Domain Claim (CADC) or Certificate of Ancestral Land Claim (CALC) by the DENR.

D. The CBC issued to the indigenous community claimant shall be placed under the custody of its recognized indigenous socio-political leadership or people's organization.