

[EXECUTIVE ORDER NO. 87, September 22, 1967]

PRESCRIBING RULES AND REGULATIONS GOVERNING THE OCCUPANCY AND USE OF FARM LOTS AND THE ACQUISITION OF TITLES, OUTSIDE THE PURVIEW OF AND SUBSEQUENT TO THE PROMULGATION OF EXECUTIVE ORDER NO. 180, SERIES OF 1956, WITHIN THE MOUNT DATA NATIONAL PARK RESERVATION AND CENTRAL CORDILLERA FOREST RESERVE, BOTH IN THE MOUNTAIN PROVINCES, DIRECTING THE EVICTION OF THE ALIEN AND NON-NATIVE FARMERS WITHIN THESE TWO RESERVATIONS AND PROSECUTION OF FILIPINO DUMMIES TOGETHER WITH THEIR ALIEN EXPLOITERS FOR VIOLATION OF THE PUBLIC LAND, ANTI-DUMMY AND INTERNAL REVENUE LAWS

For the purpose of legalizing the use and occupancy of farm lots by bona fide so-called native Igorot vegetable farmers presently occupying and cultivating areas within the Mount Data National Park and Central Cordillera Forest reservations in the Mountain Provinces, thereby extending the policy of the Administration of providing land for the landless, with particular reference to occupants who do not fall within the purview and who came in after the promulgation of Executive Order No. 180, series of 1956, and at the same time to promote soil, water and forest conservation in said areas, I, FERDINAND E. MARCOS, President of the Philippines, by virtue of the powers vested in me by law, do hereby promulgate the following rules and regulations in pursuance thereof:

1. All native Igorot Filipino vegetable farmers presently occupying and cultivating farm lots within the two reservations above mentioned, who had been bypassed or overlooked by the Forestry land classification survey in 1953-54, as well as those who entered these two reserves after Executive Order No. 180, was promulgated but before June 30, 1966, shall be allowed under either existing forestry permit or tax declaration to continue the occupancy and use thereof for a period of ten (10) years, and thereafter to acquire patent or title thereto in accordance with the Public Land Act upon fulfillment of the following conditions and subject to the following terms, to wit:

(a) The claimant must completely improve and terrace the parcel of land applied for by him within three (3) years from the date of this Order, without extension, otherwise said parcel of land, or whatever portion of it remains unimproved and unterraced at the end of this period shall automatically revert to the public domain, provided that vegetation deliberately tended or cared for shall be considered an improvement.

(b) If the top or crown of a hill or mountain is more or less flat and level, but its slopes are steep and rocky, the top shall be terraced, improved and cultivated to

prevent soil erosion, while the steep hillsides shall be planted to trees and/or paspallum grass and other vegetation cover.

(c) If the slopes of hills or mountains are of gentle grade while the mountain or hilltops are steep and pointed, the sides should be terraced, while the peaks should be planted to trees and/or paspallum grass and other vegetation cover.

(d) The lot under claim shall immediately be surveyed upon promulgation of this Order by a competent surveyor, the survey to be completed not later than three (3) months from January 1, 1968, at the expense of the claimant the area to be surveyed shall be that actually occupied and cultivated by him as found and confirmed jointly by a team composed of six (6) inspectors who shall be the same members of the screening committee as constituted in paragraph three (3) hereof and as confirmed further by, a photogrammetric survey of each lot claim by the Philippine Air Force and the Division of Surveys, Bureau of Lands, executed prior to the inspection by the screening committee. Any occupant found not qualified shall be notified accordingly and forthwith ejected from the premises, PROVIDED, that in aid of the ultimate objective of this Order, immediately after or simultaneous with the photogrammetric survey of the lots under claim, the Philippine Air Force and the Bureau of Lands shall execute the same aerial photogrammetric survey of the remaining undisturbed virgin mossy forests, within the entire Central Cordillera Forest Reserve for the permanent conservation thereof.

(e) This Executive Order shall cover extension or expansion of areas already inspected and delimited as well as those previously included and considered under Executive Order No. 180, which expansions or extensions were done or performed after May 10, 1956, but before June 30, 1966. An inextendible period of three (3) years from the date of this promulgation is given for complying with the conditions for the grant of patent or title as verified by the MPDA, compliance with which shall entitle the claimant to continued occupancy of the lot claimed, otherwise the forestry permit or tax declaration, as the case may be, shall be canceled and the lot withdrawn from the claimant who shall be evicted from the premises.

2. At any time after ten (10) years from the date of this Order, the claimant may file the corresponding application for the grant of title to him over the lot covered by his claim upon a form and in the manner to be determined by and prescribed by the Director of Lands, in accordance with the provisions of the Public Land Act. Meanwhile, at any time after the three (3) year period fixed for complying with the conditions requisite for the grant of patent or title, and anytime within the seven (7) consecutive years following, the Mountain Province Development Authority shall determine whether the continuing conditions for occupancy and eventual grant of patent or title to the lot under claim have been or are being complied with, whereupon, permit for continued occupancy and eventual grant of patent or title to the lot under claim may be issued by the MPDA, otherwise the possession shall be declared illegal and the claimant evicted from his claim, The declared illegal and the claimant evicted from his claim, The exclusion of the areas applied for from the said reservations shall be affected before given due course to said application, by Presidential proclamation, with the prior, simultaneous or subsequent concurrence of Congress.

3. The determination as to whether any applicant for title to any parcel of land within the Mount Dana National Park and Central Cordillera Forest reservations is