

[DENR-DAR JOINT ADMINISTRATIVE ORDER NO. 98-03, February 13, 1998]

GUIDELINES GOVERNING THE CUTTING, REMOVAL AND DISPOSITION OF TIMBER AND OTHER FOREST PRODUCTS WITHIN DAR SETTLEMENT SITES

Pursuant to the government's thrusts of ensuring the sustainable development of the country's environment and natural resources and consistent with the President's Social Reform Agenda and Presidential Decree No. 705, as amended, the following guidelines governing the cutting, removal and disposition of timber and other forest products within Department of Agrarian Reform (DAR) settlement areas are hereby promulgated for the information and guidance of all concerned.

SECTION 1. Basic Policy. — It shall be the basic policy of the State to institute the judicious utilization of the country's forest resources and to provide livelihood opportunities to agrarian reform beneficiaries including those situated within DAR settlement areas.

SECTION 2. Timber Cutting/Utilization Within DAR Settlement Areas. A Private Land Timber Permit (PLTP)/Special Private Land Timber Permit (SPLTP) may be issued to holders of Certificate of Land Ownership Award (CLOA) within DAR settlement areas in accordance with existing prescribed guidelines in the issuance of such permits. Provided, however, that the following application requirements are complied with:

1. Authenticated photocopy of the CLOA by the Register of Deeds/DAR Field Office concerned.
2. Indicative map showing the relative positions of the trees to be cut as prescribed under DENR Memorandum Circular (DMC) No. 19, Series of 1992; and
3. Comprehensive development plan of the area as prescribed under DMC No. 19, Series of 1992.

However, under no instance shall a PLTP/SPLTP be issued where the subject area is within classified forest lands or within National Integrated Protected Areas System (NIPAS) areas regardless of CLOA issuance. In such instances, the Community Environment and Natural Resources Office (CENRO) concerned shall study the possibility of issuing the appropriate tenurial instrument under the Community-Based Forest Management Program (CBFMP) and he shall communicate his findings to the applicant.

Legitimate holders of CLOA may file their application for a PLTP/SPLTP either at the CENRO or the Provincial Environment and Natural Resources Office (PENRO) concerned which has administrative jurisdiction over the area(s) being applied for.