

# [ Commonwealth Act No. 30, September 08, 1936 ]

## **AN ACT TO AMEND SECTIONS THIRTY-FOUR, THIRTY-SIX AND THIRTY-SEVEN OF ACT NUMBERED TWENTY-EIGHT HUNDRED AND SEVENTY-FOUR KNOWN AS "THE PUBLIC LAND ACT."**

*Be it enacted by the National Assembly of the Philippines:*

SECTION 1. Section thirty-four of Act Numbered Twenty-eight hundred and seventy-four, as amended by section seven of Act Numbered Thirty-five hundred and seventeen, is hereby further amended so as to read as follows:

"SEC. 34. Any citizen of lawful age of the Philippines or of the United States, and any corporation or association of which at least sixty per centum of the capital stock or of any interest in said capital stock belongs wholly to citizens of the Philippines or of the United States, and which is organized and constituted under the laws of the Philippines or of the United States or of any state thereof and authorized to transact business in the Philippines, may lease any tract or tracts of agricultural public land available for lease under the provisions of this Act, not exceeding a total of one thousand and twenty-four hectares. If the land leased is adapted to and be devoted for grazing purposes, an area not exceeding two thousand hectares may be granted. No member, stockholder, officer, representative, attorney, agent, employee or bondholder of any corporation or association holding or controlling under lease or otherwise agricultural land in excess of one hundred and forty-four hectares shall apply, directly or indirectly, for agricultural public land except under the homestead and free patent provisions of this Act. No lease shall be permitted to interfere with any prior claim by settlement or occupation, until the written consent of the occupant or settler is first had, or until such claim shall be legally extinguished, and no person, corporation, or association shall be permitted to lease lands hereunder which are not reasonably necessary to carry on his business in case of an individual, or the business for which it was lawfully created and which it may lawfully pursue in the Philippines, if an association or corporation."

SEC. 2. Section thirty-six of Act Numbered Twenty-eight hundred and seventy-four, as amended by section eight of Act Numbered Thirty-five hundred and seventeen, is hereby further amended so as to read as follows:

"SEC. 36. The annual rental of the land leased shall not be less than three per centum of the value of the land, according to the appraisal and reappraisal made in accordance with section one hundred and fourteen of this Act. But if the land leased is adapted to and be devoted for grazing purposes, the annual rental shall be not less than two per centum of the appraised and reappraised value thereof. Every contract of lease under the provisions of this chapter shall contain a clause to the effect that a reappraisal of the land leased shall be made every ten years from the date of the approval of the contract, if the term of the same shall be in excess of ten years. In case the lessee is not agreeable to the reappraisal and prefers to give up his contract of lease, he shall notify the Director of