CONGRESS OF THE PHILIPPINES SIXTEENTH CONGRESS Third Regular Session

# HOUSE OF REPRESENTATIVES

#### H. No. 5853

# BY REPRESENTATIVES HARESCO, AGGABAO AND MATUGAS, PER COMMITTEE REPORT NO. 769

### AN ACT DECLARING AS AGRICULTURAL LAND PORTIONS OF FORESTLAND LOCATED IN THE MUNICIPALITY OF MALAY, PROVINCE OF AKLAN, AMENDING FOR THE PURPOSE PROCLAMATION NO. 1064

#### Be it enacted by the Senate and House of Representatives of the Philippines in Congress assembled:

SECTION 1. The parcels of land of the public domain located in
 Barangay Manoc-manoc in the Municipality of Malay, Province of Aklan are
 hereby declared as agricultural land for residential, commercial and other
 purposes and as forestland for protection purposes. Said parcels of land are
 more particularly described as follows:
 BLOCK A

7	(Agricultural Land – A&D)
8	Beginning at a point marked "1" being S 30°39' E, 3,221.05 m. from
9	AKN - 36 = BLLM No. 13 CAD 704-D, Malay Cadastre (PRS '92 Control
10	Point) (11-58-9.30079/121-55-7.86541), Barangay Balabag, Malay to corner

11 1, Barangay Balabag (Boracay Island), Malay, Province of Aklan.

1	thence	1 - 2	S 02°01' W	111.36 meters		
2	thence	2 - 3	S 02°08' W	154.69 meters		
3	thence	3 - 4	S 25°33' E	24.84 meters		
4	thence	4 - 5	S 52°20' W	49.29 meters		
5	thence	5 - 6	S 33°04' W	7.11 meters		
6	thence	6 - 7	N 79°10' W	11.83 meters		
7	thence	7 - 8	N 86°30' W	92.76 meters		
8	thence	8 - 9	S 61°13' W	36.60 meters		
9	thence	9 - 10	N 15°44' E	34.08 meters		
10	thence	10 - 11	N 28°29' W	78.18 meters		
11	thence	11 - 12	N 06°03' W	49.70 meters		
12	thence	12 - 13	N 19°39' W	81.52 meters		
13	thence	13 - 14	N 21°45' W	54.19 meters		
14	thence	14 - 15	N 06°23' W	54.98 meters		
15	thence	15 - 16	N 14°44' W	107.00 meters		
16	thence	<b>16 - 1</b> 7	N 15°00' W	20.42 meters		
17	thence	17 - 18	S 74°25' E	162.96 meters		
18	thence	18 - 19	S 62°10' E	90.81 meters		
19	thence	19 - 1	S 63°27' E	68.39 meters		
20	containing an area of eight and 872/1000 (8.872) hectares, more or less.					
21	BLOCK B					
22	Remaining Portion of Block – J, Forestland					
23	(Protection Purposes)					
24	Beginning at a point marked "1" being S 28°14' E, 3,476.64 m. from					
25	AKN - 36 = BLLM No. 13 CAD 704-D, Malay Cadastre (PRS '92 Control					
26	Point) (11-58-9.30079/121-55-7.86541), Barangay Balabag, Malay to corner					
27	1, Barangay Balabag (Boracay Island), Malay, Province of Aklan.					

.

•

ì	thence	1 - 2	S 25°33' E	32.19 meters
2 `	thence	2 - 3	S 50°38' W	76.41 meters
3	thence	3 - 4	N 89°24' W	24.83 meters
4	thence	4 - 5	N 14°12' W	17.15 meters
5	thence	5 - 6	N 88°06' W	65.67 meters
6	thence	6 - 7	S 61°13' W	39.87 meters
7	thence	7 - 8	S 45°02' W	37.32 meters
8	thence	8 - 9	\$ 13°51' W	17.63 meters
9	thence	9 - 10	N 81°38' W	4.65 meters
10	thence	10 - 11	N 20°48' W	12.65 meters
11	thence	11 - 12	N 04°12' E	8.34 meters
12	thence	12 - 13	N 53°59' W	40.86 meters
13	thence	13 - 14	N 02°44' W	12.64 meters
14	thence	14 - 15	N 46°16' E	9.72 meters
15	thence	15 - 16	S 89°26' E	24.78 meters
16	thence	16 - 17	N 15°44' E	40.66 meters
17	thence	17 - 18	N 28°29' W	71.95 meters
18	thence	18 - 19	N 06°03' W	52.08 meters
19	thence	19 - 20	N 19°41' W	78.59 meters
20	thence	20 - 21	N 21°45' W	56.48 meters
21	thence	21 - 22	N 06°23' W	56.84 meters
22	thence	22 - 23	N 14°44' W	104.81 meters
23	thence	23 - 24	N 29°16' E	33.68 meters
24	thence	24 - 25	S 74°25' E	7.54 meters
25	thence	25 - 26	S 15°00' E	20.42 meters
26	thence	26 - 27	S 14°44' E	107.00 meters

١

,

٠.

			•	
1	thence	27 - 28	S 06°23' E	54.98 meters
2	thence	28 - 29	S 21°45' E	54.19 meters
3	thence	<b>29 - 30</b> -	S 19°39' E	81.52 meters
4	thence	30 - 31	S 06°03' E	49.70 meters
5	thence	31 - 32	S 28°29' E	78.18 meters
6	thence	32 - 33	S 15°44' W	34.08 meters
7	thence	33 - 34	N 61°13' E	39.60 meters
8	thence	34 - 35	S 86°30' E	92.76 meters
9	thence	35 - 36	S 79°10' E	11.83 meters
10	thence	36 - 37	N 33°04' E	7.11 meters
11	thence	37 - 1	N 52°20' E	49.29 meters

12 containing an area of two and 362/1000 (2.362) hectares, more or less.

13 SEC. 2. Upon effectivity of this Act, the Department of Environment 14 and Natural Resources (DENR) shall alienate the parcels of land 15 identified in Block A Section 1 hereof through the issuance of a free patent or original certificate of title: Provided, That the individual applicant can 16 17 establish proof of ownership, acquisition or any other means through their 18 predecessors-in-interest who for at least thirty (30) years prior to the effectivity 19 of this Act has continuously occupied, acquired and/or cultivated either by one's self or through one's predecessors-in-interest or who shall have paid the 20 real estate tax thereon. Such qualified person shall be entitled under this Act to 21 22 have a free patent or original certificate of title, as may be applicable, issued to 23 him for such tract of land not to exceed twelve (12) hectares per applicant.

SEC. 3. The DENR shall issue the necessary rules and regulations forthe effective implementation of this Act.

4

1SEC. 4. If any portion of this Act is declared invalid or2unconstitutional, the remaining provisions shall remain in full force and effect.3SEC. 5. Proclamation No. 1064, S. 2006, entitled: "Classifying

ć

3

e

Boracay Island Situated in the Municipality of Malay, Province of Aklan Into
Forestland (Protection Purposes) and Into Agricultural Land (Alienable and
Disposable) Pursuant to Presidential Decree No. 705 (Revised Forestry
Reform Code of the Philippines)", is hereby amended.

8 All other laws, decrees, letters of instruction, executive orders, rules and
9 regulations and other issuances or parts thereof inconsistent with this Act are
10 hereby repealed or modified accordingly.

 SEC. 6. This Act shall take effect fifteen (15) days after its publication
 in the *Official Gazette* or in a newspaper of general circulation. Approved,

0