



## WORKING GROUP ON SUSTAINABLE RURAL DEVELOPMENT

### MEETING OF THE PHILIPPINE DEVELOPMENT FORUM – WORKING GROUP ON SUSTAINABLE RURAL DEVELOPMENT (PDF WG on SRD)

21 January 2010 (2pm)

Office of the Undersecretary for Policy and Planning Conference Room  
3<sup>rd</sup> Floor, Department of Agriculture (Main Building)  
Diliman, Quezon City

#### 1.0 Call to Order/Opening Messages

The meeting was called to order by DA Undersecretary Segfredo Serrano at 2:20 in the afternoon.

In his opening remarks, he acknowledged the Working Group's accomplishment in the previous year and expressed appreciation on the active participation of the members of the Working Group. He mentioned that the 2010 Annual PDF Meeting may not be held this year but the WG and the sub-WGs already have Action Plans to deal with for the year.

For his part, Dr. Walter Salzer was curious on what may come out in 2010 considering that the issues prioritized are all exciting like land use and climate change, especially that we are putting them prominently into the political discussions. He commended the active participation of the WG members especially from the civil society in the previous year. He urged the other members for more regular attendance and active participation in implementing the action plans. Nevertheless, he is expecting a positive and fruitful year for the WG and sub-WGs.

Undersecretary Serrano welcome the new faces in the meeting and initiated a round of introduction. The complete list of attendees is presented in Annex 1.

#### 2.0 Adoption of Agenda

There having no additional topics proposed, the provisional agenda was adopted by the body (Annex 2).

### 3.0 Feedback on the Meeting held on November 5-6, 2009 in Tagaytay City

The meeting of the Working Group in Tagaytay was generally assessed as satisfactory. However, Dr. Salzer remarked on the absence of most convenors of the sub-WGs which could mean that the meeting was not given enough importance. He also commented that the 1 ½ days maybe too long and a venue within Metro Manila could have been more practical in view of the long travel time (about 2 hours) to Tagaytay.

For his part, Undersecretary Serrano observed that there were several meetings on-going within the venue with almost the same agencies involved. In future, he requested the secretariat and the representatives of government agencies and development partners to better coordinate in order to avoid overlapping meetings.

Undersecretary Serrano requested the secretariat to re-circulate the schedule of regular meetings of the WG to all members

## 4.0 Updates

### 4.1 Updates from the Task Team

During the Tagaytay meeting of the PDF WG, a Task Force was created to promote the priority issue on natural resource governance and the following activities were identified :

Priority Issue	Activities
Natural Resource Governance	<ol style="list-style-type: none"><li>1. Survey among candidates on their position on key rural development issues and publication of results</li><li>2. Advocacy for the passage of the National Land Use Act</li><li>3. Increase public awareness on issues on natural resource governance (media program)</li></ol>

The Task Force had its first meeting in December 2010. In recognition of the positive experiences of the civil society in pushing for critical issues through advocacy and campaigns ,it was agreed that the civil society shall likewise lead the PDF initiatives.

#### On **Activity 1: Survey among candidates on their position on key rural development issues and publication of results**

- The survey will be conducted by March where the list of Presidentiables could have been shortened and limited to those who have been accredited by Comelec.

- Questions will be drafted/ formulated by the Task Force and will be presented to the WG for comments/approval.
- A Forum with the Presidentiables will be organized where the issues and questions will be raised by selected representatives from the different sectors (e.g. farmers, fisherfolks, Indigenous Peoples, upland dwellers) .
- The concept and guidelines of the forum will be further defined by ANGOC and the different CSO members and will be presented to the Task Force for discussion in its next meeting.

**On *Activity 2: Advocacy for the passage of the National Land Use Act***

Atty. Aison Garcia/SALIGAN represented the CSOs. He informed the body that the CSOs have internally discussed the concept and on how to step up the campaign. The proposal will be presented in the next meeting of the Task Force. He also reported on the status of the different bills filed in Congress/Senate as well as discussed the similarities and differences of said bills.. He also prepared a matrix for the WG members' information. (please refer to Annex 3).

Atty. Garcia also shared the reflections of the civil society and emphasized the following concerns:

- How much will it cost to implement the NLUA?
- What agency/body will head the agency in charge – NEDA or HLURB?

Mr. Bresciani asked whether there were other reasons and other issues hindering the passage of the law over the last 16 years, Atty. Garcia explained that the some of the bills were inherited from former lawmakers and have to be re-filed at each Congress. It was at the 12<sup>th</sup> Congress where the land use bill reached 2<sup>nd</sup> reading, the highest status that the bill had achieved so far.

In response to the query of Dr. Salzer, Atty. Garcia mentioned the chances of passing the law before the election was remote. The different versions of the NLUA bill need to be consolidated and until now, the TWG headed by NEDA has not come up with a consolidated report. So far, the version of Representative Rissa Hontiveros is the most updated one.

Ms. Cunanan/DENR informed the body that with the passage of the Climate Change Act, the Implementing Rules and Regulations may already contain some strategies and elements which could be incorporated into the proposed National Land Use Act.

Undersecretary Serrano welcome the suggestion and hoped that the Climate Change Commission would also take note and consider the potential overlaps of the agencies in its discussion of the IRR tomorrow (22 January).

Ms. Firmeza/NEDA suggested to link the efforts with the NEDA-RDCS which is the secretariat to the National Land Use Committee.

In recognition of the urgency of passing the bill, Dr. Salzer emphasized that it is crucial that this issue be continuously be brought into the discussion before the election and even after. As this is a gateway issue, people from the rural communities should be able to raise related issues such as unregulated land use, land grabbing and forest degradation. He further encouraged the body to think about ways on how this issue could be best advocated. He also committed some support from GTZ in this undertaking. Mr. Bresciani/WB also mentioned possible support from LAMP2 especially for activities related to the management of public lands.

Mr. Acosta/INREM-ADB also mentioned that since their program involves Land Use Assessment and Zoning for Riverbasins and Watershed, there is potential support on local land use regulations for DA,DAR and DENR.

Undersecretary Serrano suggested further brainstorming on NLUA advocacy and *how to prepare for the next Congress*, to included discussions on the substance of the bill and tactical campaign or a program that should target the incoming Congress persons. He volunteered to host the discussions and to invite other government officials as resource persons. He also cited the important role of media as an important partner in this endeavor.

Atty. Garcia reiterated the readiness of the civil society for the campaign. He also shared the lessons from CARPER where it is important that the government agency concerned own the bill while the CSOs will do the pushing with the legislative. In addition, new champions will have to be identified.

Finally, Undersecretary Serrano took cognizance of the challenges ahead and added that other related legislations such as the Local Government Code may have to be looked into in relation to certain implementation issues, e.g. LGU can override decisions on conversions by national agencies.

### **On *Activity 3: Increase public awareness on issues on natural resource governance (media program)***

Father Francis offered his radio program as a venue to create public awareness on environmental issues, however, further discussions will have to be pursued regarding topics, speakers/resource persons, schedule, etc.

## **4.2 Updates from the Working Group/sub-Working Groups**

- **WG**

### ***Results-Based Management (RBM)/ Managing for Development Results (MfDR)***

Mr.de Perio/NEDA Project Monitoring Staff updated the body on the workshop held on January 12-14 wherein the participants from the oversight (NEDA, DBM, DOF) and the 3 RD agencies formulated the logical framework for the RD sector and aligned their Major Final Outputs (MFOs). At the

moment, the group in charge is the process of formulation and polishing of the indicators and strategies to facilitate monitoring of MTPDP results. The next stage will be on harmonizing the support of development partners in the topic.

Director Ferrer/DENR commented on the difficulty in selling the introduction of RBM/MfDR since the earlier attempts, hence, proposed that the concept be presented at the Cabinet Meeting to gain good acceptance by the agency officials.

According to Dr. Salzer, the most important part is to first agree with the oversight agencies and get a clear commitment from the Harmonization Committee. He also inquired about information on updates regarding MfDR and where to find them. NEDA will post the information and coordinate with the secretariat.

In response to Undersecretary Serrano's query regarding the next steps, Mr. De Perio clarified that the introduction of RBM/MfDR will be first piloted in the RD agencies (agriculture, agrarian reform and natural resources) and then later implemented in the other sectors. DBM is also contemplating on adopting the results-oriented system for the next planning process starting by February. However, Undersecretary Serrano pointed out that the timing may be delayed already, especially that the CSOs would also be interested to look into the budgeting process as expressed during the Tagaytay meeting.

### ***Climate Change***

Dr. Salzer reported on the activities of the Interagency Committee on Climate Change which is being supported by GTZ under its project Adaptation to Climate Change and Biodiversity (ACCBio). The report on adaptation strategies for 8 areas is being finalized by the TWG for submission to the Climate Change Commission. There are also possibilities to include support to mitigation measures. The REDD project (of GTZ) is piloting methods to monitor the quantity and quality of forest as basis for applying REDD schemes. ADB is also going in a similar direction and coordination will be undertaken. Considering that there are a lot of other initiatives, it was suggested for NEDA to come up with a list of Climate Change initiatives including those in the pipeline and circulated to members of the WG.

Undersecretary Serrano also mentioned about the complaints he has been receiving from staff attending different meetings on similar topics and confirmed that the first step is to harmonize activities by exchanging information. He further recommended that all these initiatives must align with the National Framework and Action.

Mr. Penot/EC also informed the body that EU is starting a Climate Change program similar to the GTZ and expressed willingness to align with the other GOP initiatives. While the list will be appreciated, he also suggested to be precise with the typologies.

Other Climate Change related initiatives mentioned were: WB on Climate Change Issues in Agriculture (for appraisal in February), ADB Technical Assistance for demonstrating REDD initiatives.

At the DA Undersecretary Serrano cited the on-going discussions on Climate Change in order to increase awareness and appreciation of staff, including clarification and use of terms. Copy of the training material will be provided next meeting and will also be posted at the DA website

Regarding the request for feedback from Copenhagen, Undersecretary Serrano promised to provide copy of the report to the members of the WG as soon as the official report becomes available.

- ***Sub-WG on Agribusiness***

Mr. Cuevas/DA-PADCC updated the body on the progress of the 13 (out of 17) proposals worth PhP560 million positively considered for financing by private investors during the National Convergence Initiative Agribusiness Forum held in November. Today, negotiations are on-going between the proponents and the potential investors. He acknowledged the support provided by GTZ in developing the Agribusiness Investment proposals. He also thanked GTZ and AECID for co-sponsoring the Forum.

The Sub-WG also finalized their 2010 Action Plan which included the following:

1. Legislative Agenda ( Passage of the NLUA, Agri-Extension Law and the Agri-Agra Law)
2. Support to Activities that will massively promote agribusiness
3. Joint activities with World Bank, e.g. stakeholders conference
4. Assessment/Studies of SAFDZs
5. Formulation of the National Biomass Management Plan and Pilot testing

- ***Sub-WG on Upland Development***

Ms. Cunanan/DENR confirmed the key priority issues identified during the Tagaytay meeting.

Undersecretary Serrano suggested a dialogue or forum with the WG to discuss issues on sustainable forest management and looked forward to more interaction with the WG.

In response to Dr. Salzer's query on who (development partners) is mainly supporting upland development, Ms. Cunanan informed the body that 2 proposals are now awaiting ICC approval- INREM which is supported by ADB and IFAD and Pro-FORM which is supported by JICA. Dr. Salzer proposed a meeting among GTZ, JICA, IFAD and ADB to exchange information and strengthen coordination on upland development measures.

Regarding the concern raised by Dr. Salzer on the possibility of signing the CBFM Strategy that has been finalized 2 years ago, no clear response was given by Ms. Cunanan. Mr. Acosta/INREM-ADB offered to support the finalization of the document and the subsequent signing by DENR management.

- ***Sub-WG on Land Policies***

In lieu of a report on updates, PARO Pacis/DAR presented the 2009 Accomplishment on the Comprehensive Agrarian Reform Program. Undersecretary Serrano suggested to include a discussion on policy issues and legislative agenda in the sub-WG Action Plan. He reiterated the interest of the civil society to participate in pushing for the legislative agenda related to land policies as well as to get involved in the CARPER targeting and budgeting processes.

Mr. Bresciani/WB expressed his disappointment that meetings of the sub-WG have not materialized, but certainly the World Bank would be interested to discuss issues such as the NLUA and exit strategy for DAR after the extension period.

#### **4.0 Other Matters**

Undersecretary Serrano announced that another meeting may be called by the first week of February to review the Action Plans and the general directions of the Working Group in 2010.

Dir. Natural/DA announced the forthcoming inception workshop on Vulnerability Assessment Tools for DA, DAR and DENR on February 3-5, 2010.

#### **6.0 Adjournment**

Having no further issues to discuss, the meeting was adjourned at 5:30 in the afternoon. The next regular meeting will be held on March 18, 2010 and will be hosted by the World Bank.

**Prepared by:  
Erlinda F. Dolatre  
GTZ**

*ATTACHMENT 1*

***PROVISIONAL AGENDA***

2:00pm	Call To Order	Undersecretary Segfredo Serrano/Dr. Walter Salzer
10 minutes	Adoption of Agenda	
20 minutes	Feedback on the Meeting held on November 5-6, 2009 in Tagaytay City	
20 minutes	Updates from the Task Team (December 10, 2009 Meeting)	
	Updates from the WG/sub-WG	
10 minutes 10 minutes 10 minutes 10 minutes	<ul style="list-style-type: none"> <li>• WG MfDR c/o K. Firmeza, NEDA Climate Change Initiatives</li> <li>• Sub-WG on Agribusiness</li> <li>• Sub-WG on Upland Development</li> <li>• Sub-WG on Land Policies</li> </ul>	<p>Usec. Serrano/ Dr. Salzer</p> <p>Mr. G. Serrano/Mr. M. Agbon Usec. Gerochi/Mr. A. Tayyab</p> <p>Usec. Madueno/Mr. F. Bresciani</p>
	Discussions	
	Other Matters	
	Adjournment	



**MATRIX ON PROPOSED BILLS ON *NATIONAL LAND USE***  
**14<sup>TH</sup> CONGRESS**

PROPOSED PROVISION	COMENTS	S.B. NO. 843 RODOLFO BIAZON	S.B. NO. 82 GREGORIO HONASAN	S.B. NO. 76 LOREN LEGARDA
<b>Declaration of Principles and Policies</b>		<p style="text-align: center;"><b>Section 2.</b></p> <p>It shall be the policy of the State to provide for a rational and just allocation, utilization, management and development of the country's land resources to ensure their optimum use consistent with the principles of sustainable development.</p> <p>Toward this end, the State shall adopt a land use allocation pattern that promotes and ensures:</p> <ul style="list-style-type: none"> <li>a) Protection of prime agricultural lands for food production activities and give highest priority to the completion of the Comprehensive Agrarian Reform Program (CARP);</li> <li>b) Food security in basic food commodities with emphasis on food self-sufficiency in rice and corn production through efficient and sustainable use of land resources consistent with the principles of sound agricultural development, natural resources development, and agrarian reform;</li> <li>c) Sustainable development and management of water resources towards water security;</li> <li>d) Rational population distribution and settlements development;</li> <li>e) Equitable and sustainable economic growth, and a balanced and dispersed industrial and tourism development guided by principles of agrarian reform, urban land reform and rural development;</li> <li>f) Sustainable management of natural resources;</li> </ul>	<p style="text-align: center;"><b>Section 2.</b></p> <p>It is the policy of the State to provide for a rational, holistic and just allocation, utilization, management and development of the country's land resources to ensure their optimum use consistent with the principles of sustainable development.</p> <p>Toward this end, the State shall adopt a land use allocation pattern that promotes and ensures:</p> <ul style="list-style-type: none"> <li>a) Protection of prime agricultural lands for food production activities and give highest priority to the completion of the Comprehensive Agrarian Reform Program (CARP);</li> <li>b) Food security in basic food commodities with emphasis on food self-sufficiency in rice and corn production through efficient and sustainable use of land resources consistent with the principles of sound agricultural development, natural resources development, and agrarian reform;</li> <li>c) Sustainable development and management of water resources towards water security;</li> <li>d) Rational population distribution and settlements development;</li> <li>e) Equitable and sustainable economic growth, and a balanced and dispersed industrial and tourism development</li> </ul>	<p style="text-align: center;"><b>Section 2.</b></p> <p>It is the policy of the State to provide for a rational and just allocation, utilization, management and development of the country's land resources to ensure their optimum use consistent with the principles of sustainable development.</p> <p>Toward this end, the State institutionalize land use and physical planning as a mechanism for identifying, determining, and evaluating alternative land use allocation patterns that promote and ensure:</p> <ul style="list-style-type: none"> <li>a) Sustainable management of natural resources;</li> <li>b) Maintenance and preservation of environmental integrity and stability;</li> <li>c) Food security in basic food commodities with emphasis on food self-sufficiency in rice and corn production through efficient and sustainable use of land resources consistent with the principles of sound agricultural development, natural resources development, and agrarian</li> </ul>

		<p>g) Maintenance and preservation of environmental integrity and stability;</p> <p>h) Harmony between the rights and varied interests of every Filipino within the framework of people empowerment, decentralization, social justice and equity;</p> <p>i) Respect to and protection of the sustainable traditional resource rights of the Indigenous Cultural Communities/Indigenous People (ICCs/IP) to their ancestral domain to ensure their economic, social and cultural well-being as well as recognition of the applicability of customary laws and sustainable traditional resource use and management, knowledge, and practices in ancestral domains;</p> <p>j) Protection of the rights of basic sectors to ensure equitable access to the country's land and other resources through state regulation of land valuation to prevent uncontrolled land speculation resulting in tremendous increase in land pricing; and</p> <p>k) An integrated approach to the utilization, allocation, development and management of water as a limited resource that will complement and support sustainable land utilization.</p> <p>It is also the policy of the State to institutionalize land and water use and physical planning as a mechanism for identifying, determining and evaluating alternative land use patterns consistent with existing laws, decrees, executive orders, rules and regulations. A national land and water use allocation system and a land and water resources information and management system shall be developed to support this Act.</p>	<p>guided by principles of agrarian reform, urban land reform and rural development;</p> <p>f) Energy security or energy self-sufficiency through sustainable and priority development of indigenous energy resources;</p> <p>g) Harmony between the rights and varied interests of every Filipino within the framework of people empowerment, decentralization, social justice and equity;</p> <p>h) Respect to and protection of the sustainable traditional resource rights of the Indigenous Cultural Communities/Indigenous People (ICCs/IP) to their ancestral domain to ensure their economic, social and cultural well-being as well as recognition of the applicability of customary laws and sustainable traditional resource use and management, knowledge, and practices in ancestral domains;</p> <p>i) Protection of the rights of basic sectors to ensure equitable access to the country's land and other resources through state regulation of land valuation to prevent uncontrolled land speculation resulting in tremendous increase in land pricing; and</p> <p>j) An integrated approach to the utilization, allocation, development and management of water as a limited resource that will complement and support sustainable land utilization.</p> <p>It is also the policy of the State to institutionalize land and water use and physical planning as a mechanism for identifying, determining and evaluating alternative land use patterns. This shall be supported by a national land use allocation system and a land resource</p>	<p>reform;</p> <p>d) Protection of prime agricultural lands for food production activities and give highest priority to the completion of the Comprehensive Agrarian Reform Program (CARP);</p> <p>e) Sustainable development and management of water resources towards water security;</p> <p>f) Rational population distribution and settlements development;</p> <p>g) Spatial integration that links consumption and production areas to achieve physical and economic integration through appropriate infrastructure systems;</p> <p>h) Equitable and sustainable economic growth and a balanced and dispersed industrial and tourism development guided by principles of agrarian reform, urban land reform and rural development;</p> <p>i) Private-public partnership where government provides the appropriate policy, legal and institutional framework to guide the private sector's management of resources;</p> <p>j) Harmony between the rights and varied interests of every</p>
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			<p>information and management system.</p> <p>Guided by the principle that the use of land bears a social function and that all economic agents shall contribute to the common good, landowners shall be held responsible for developing and conserving their lands thereby making their lands productive and supportive of environmental stability.</p> <p>Multiple land usage is also encouraged to optimize utilization of our country's varied, but limited resources.</p>	<p>Filipino within the framework of people empowerment, decentralization, social justice and equity;</p> <p>k) Respect to and protection of the sustainable traditional resource rights of the Indigenous Cultural Communities/Indigenous People (ICCs/IP) to their ancestral domain to ensure their economic, social and cultural well-being as well as recognition of the applicability of customary laws and sustainable traditional resource use and management, knowledge, and practices in ancestral domains;</p> <p>l) Protection of the rights of basic sectors to ensure equitable access to the country's land and other resources through state regulation of land valuation to prevent uncontrolled land speculation resulting in tremendous increase in land pricing;</p> <p>m) Protection, conservation and preservation of the Filipino historical and cultural heritage and resources for deeper understanding of our history and culture as a people;</p> <p>n) Attainment of energy security or energy self-sufficiency through sustainable and priority development of</p>
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				<p>indigenous energy resources;</p> <p>o) An integrated approach to the utilization, allocation, development and management of water as a limited resource that will complement and support sustainable land utilization; and</p> <p>p) Market orientation where the interplay of market forces within the framework of ecological and intergenerational factors is encouraged and adopted as the basic parameter in achieving efficiency in land use and allocation.</p> <p>It is also the policy of the State to ensure that local government units (LGUs) share with the national government the responsibility of managing and maintaining ecological balance within their territorial jurisdiction as stated in the Constitution and the 1991 Local Government Code (RA 7160).</p> <p>Guided by the principle that the use of land bears a social function and that all economic agents shall contribute to the common good, landowners shall be held responsible for developing and conserving their lands thereby making their lands productive and supportive of environmental stability.</p>
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<b>Scope</b>	Inland Water is included in Biazon's Bill	<b>Section 3.</b>	<b>Section 3.</b> This Act shall apply to all lands whether public,	<b>Section 3.</b> This Act shall apply to all lands



	<p>same</p> <p>same</p> <p>Stan will check the definition of coastal area in RA 8550, ___kilometer from shoreline</p>	<p>141, as amended, otherwise known as the Public Land Act.</p> <p>e) <b>“Ancestral domains”</b> refer to all areas generally belonging to the ICCs/IP as defined in Republic Act No. 8371 or the “Indigenous People’s Rights Act of 1998”</p> <p>f) <b>“Coastal zone”</b> refers to a band of dry and adjacent ocean space (water and submerged land) in which terrestrial processes and uses directly affect oceanic processes and uses, and vice versa; its geographic extent may include areas within a landmark limit of one (1) kilometer from the shoreline to include mangrove swamp, brackish water ponds, swamps, beaches, foreshore lands and other areas within a seaward limit of 200 meters isobath to include coral reefs, algal flats, sea grass beds and other soft-bottom areas.</p> <p>g) <b>“Customary laws”</b> refer to a body of written and/or unwritten rules, usage, customs, and practices traditionally and continually recognized, accepted, and observed by respective ICCs/IP.</p> <p>h) <b>“Development plan”</b> refers to a document that defines the activities or measures that government intends to implement in order to achieve a defined set of goals. A plan may include an analysis of problems and resources, definition of goals and objectives, policy guidelines, project and target achievements, and an implementation mechanism that defines the roles and contribution expected from agencies and the private sector. This also refers to the socio-economic, the physical framework plan or sectoral plan of the national government or its instrumentality or a particular local government unit.</p> <p>i) <b>“Ecologically fragile agricultural lands”</b></p>	<p>d) <b>“Ancestral Domains”</b> refer to all areas generally belonging to the indigenous cultural communities/indigenous peoples (ICCs/IPs) as defined in Republic Act No. 8371, otherwise known as “The Indigenous Peoples Rights Act of 1997” or “IPRA”;</p> <p>e) <b>“Comprehensive Land Use Plan (CLUP)”</b> refers to a document embodying a set of policies accompanied by maps and similar illustrations which represent the community-desired pattern of population distribution and a proposal for the future allocation of land to the various land-using activities, in accordance with the social and economic objectives of the people. It identifies the location, character and extent of the areas’ land resources to be used for different purposes and includes the process and the criteria employed in the determination of the land use. It incorporates the protected areas including the protected agricultural lands provided for in Sec. 33 hereof;</p> <p>f) <b>“Comprehensive Land Use Planning”</b> refers to the act of defining the allocation, utilization, development and management of all lands within a given territory or jurisdiction according to the inherent characteristics of the land itself and supportive of sustainable, economic, demographic, socio-cultural and environmental objectives as an aid to decision-making and legislation;</p> <p>g) <b>“Coastal Area/Zone”</b> is a band of dry land and adjacent sea or ocean space (water and submerged land) in which terrestrial processes and uses directly affect marine or oceanic processes and uses, and vice versa. Its landward limit</p>	<p>Reform (DLR);</p> <p>c) <b>”Alienable and disposable (A&amp;D) lands“</b> shall refer to lands of the public domain which have been delineated, classified, and certified to by law or pursuant to the Land Classification Program of the Department of Environment and Natural Resources (DENR) as agricultural lands open to disposition under the provisions of Commonwealth Act No.141, otherwise known as the “Public Land Act,” as amended;</p> <p>d) <b>”Ancestral domains“</b> shall refer to all areas generally belonging to ICCs/IPs as defined in Republic Act No. 8371, otherwise known as the “Indigenous Peoples Rights Act (IPRA) of 1998;”</p> <p>e) <b>”Comprehensive land use plan (CLUP)”</b> shall refer to a document embodying a set of policies, accompanied by maps and similar illustrations, that serves as principal basis for determining the future land use of lands and natural resources within the territorial jurisdiction of the city or municipality. It represents the community-desired pattern of population distribution and proposes future allocation of land resources to various land-using activities. It identifies the allocation, character, and extent of the</p>
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	<p>Be aware if Environmentally critical area is also included in Protected Area. Mining areas must be checked.</p> <p>same</p> <p>same</p>	<p>refers to lands within critical watershed, brackish and freshwater wetlands, pasture lands and croplands that require rehabilitation and whose continued unsustainable use would adversely affect the productivity of lowland agricultural areas and the stability of the upland system.</p> <p>j) <b>“Environmentally critical areas”</b> refer to areas declared by law as (i) areas for natural parks, watershed reserves, wildlife preserves, and sanctuaries; (ii) areas set aside as aesthetic potential tourist spots; (iii) areas that constitute the habitat for any endangered or threatened species of indigenous Philippine wildlife [flora and fauna]; (iv) areas of unique historic, archeological, or scientific interests; (v) areas that are traditionally occupied by the ICCs/IP; (vi) areas with critical slopes; (vii) areas frequently visited and/or hard hit by natural calamities [geologic hazards, floods, typhoons and volcanic activities]; (viii) recharge areas of aquifers; (ix) mangrove areas; (x) coastal reefs; (xi) mossy and virgin forests; (xii) rivers and riverbanks; (xiii) swamp forests and marshlands; and (xiv) foreshore lands.</p> <p>k) <b>“Exhausted mineral lands”</b> refer to specific sites whose minerals deposits are not long in sufficient quantity or quality to justify additional expenditure for their extraction and utilization.</p> <p>l) <b>“Food self-sufficiency”</b> refers to the policy objective of meeting the food requirements through intensive local food production in a sustainable manner, based on the country’s existing and potential resource endowments and related production advantages.</p> <p>m) <b>“Food security”</b> refers to the policy objective of meeting the food availability, accessibility and affordability requirements of</p>	<p>shall be two (2) kilometers from the shoreline at highest high tide, to include mangrove swamps, brackish water ponds, nipa swamps and estuarine rivers, and its seaward limit shall be up to the 200-meter isobaths, to include sandy beaches, coral reefs, algal flats, seagrass beds and other soft-bottom areas;</p> <p>h) <b>“Customary Laws”</b> refer to a body of written and/ or unwritten rules, usages, customs and practices traditionally and continually recognized, accepted, and observed by respective ICCs/IPs consistent with the IPRA;</p> <p>i) <b>“Development Plan”</b> refers to a document which defines the activities or measures that the national government or local government units (LGUs) intend to implement in order to achieve a defined set of development goals. It integrates the socio-economic and sectoral plans of the national government or its instrumentality or a particular LGU with spatial plans such as land use or physical framework plans. It may include an analysis of problems and resources, definition of goals and objectives, policy guidelines, project and target achievements, and an implementation mechanism which defines the roles and contributions expected from the government and the private sector;</p> <p>j) <b>“Disaster-prone Areas”</b> refer to areas frequently visited and/or prone to experience weather/climatic, hydrologic, geologic and other natural calamities;</p> <p>k) <b>“Ecologically-fragile Lands”</b> refer to lands within the critical watershed, brackish and freshwater wetlands, pasture lands and croplands which require rehabilitation and whose continued</p>	<p>areas of land resources to be used for different purposes and includes the processes and the criteria employed in the determination of the land use. It has a long-term perspective, encompassing a minimum of three (3) terms of local elective officials.</p> <p>f) <b>”Coastal Zone”</b> shall refer to a band of dry land and the adjacent ocean space (water and submerged land) in which terrestrial processes and uses directly affect oceanic processes and uses, and vice versa. Its geographic extent may include areas within a landmark limit of one (1) kilometer from the shoreline at high tide to include mangrove swamps, brackish water ponds, nip swamps, estuarine rivers, sandy beaches and other areas within a seaward limit of 200 meters isobath to include coral reefs, algal flats, sea grass beds, and other soft-bottom areas. For purposes of initiating and implementing sustainable coastal resources protection and management, it shall include foreshore lands;</p> <p>g) <b>”Critical watershed”</b> shall refer to a watershed supporting existing and proposed hydro-electric power and irrigation works needing immediate rehabilitation as it is being</p>
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	<p>Legarda has different definition of Forest lands. The definition might be lifted from Forestry Code.</p> <p>Same definition of RA 8550 for Biazon and Legarda. Honasan's 2 km. It is different from Shoreline. Shoreline is a km from water of high tide.</p> <p>same</p> <p>Honasan and legarda have different definition. They separated disaster prone areas.</p>	<p>present and future generation of Filipinos in a sustainable manner, through local production, or importation, only when there is a shortage established based on micro-level situation, or both, based on the country's existing and potential resources endowments and related production advantages, and consistent with the overall national development objectives and policies.</p> <p>n) <b>"Forest lands"</b> refers to those lands of the public domain that have been subjected to land evaluation and classification and have been legally designated as such for production forest and protection/amenity forest.</p> <p>o) <b>"Foreshore Land"</b> refers to a string of land margining a body of water, part of a seashore between the low-water line usually at the seaward margin of a low tide terrace and the upper limit of wave wash at high tide usually marked by a beach scarp or berm.</p> <p>p) <b>"Framework for Physical Planning"</b> refers to an indicative plan promoting the most appropriate and rational use of land and other physical resources. It provides policy guidelines for all decisions relating to land use and environmental management, to prevent and mitigate the adverse effects of inappropriate resource utilization of the country's food security and food self-sufficiency on rice and corn, the people's welfare and their environment. It embodies both policies and strategies necessary to carry out goals and objectives.</p> <p>q) <b>"Geo-hazard and disaster prone areas"</b> refers to areas frequently visited and/or prone to experience natural calamities – for example, typhoons, flooding, storm surges, or liquefaction – specifically weather/climatic, hydrologic or geologic.</p>	<p>unsustainable use would adversely affect the productivity of lowland agricultural areas and the stability of the upland system and the viability of other areas;</p> <p>l) <b>"Energy Resources"</b> refer to surface or subsurface substances, which serve as energy sources. These are traditionally mineral fuel deposits such as coal, petroleum, natural gas or resources from geothermal or hydro reservoirs, or non conventional sources such as ocean waves, solar, wind, biomass, and other similar resources which serve the same purpose;</p> <p>m) <b>"Energy resource lands"</b> refer to lands where naturally occurring or indigenous energy resources exist in sufficient quantity or quality as to be economically viable for exploration, development, production, utilization, and distribution process;</p> <p>n) <b>"Environmentally Critical Areas"</b> refer to areas declared by law or presidential issuance as: (a) protected areas pursuant to Republic Act No. 7586 or the NIPAS Act of 1992"; (b) areas for watershed reserves; (c) areas set aside for aesthetic potential tourist spots; (d) areas which constitute the habitat for any endangered or threatened species of indigenous Philippine wildlife (flora and fauna); (e) areas of unique historic, archeological and scientific interests; (f) areas that are traditionally occupied by the ICCs/IPs; (g) areas with critical slopes; (h) areas frequently visited and/or hard hit by natural calamities (geologic hazards, floods, typhoons, and volcanic activities); (i) areas classified as prime agricultural lands; (j) recharge areas of aquifers; (k) water bodies; (l) mangrove areas; (m)</p>	<p>subjected to fast denudation causing accelerated erosion and destructive floods;</p> <p>h) <b>"Cultural heritage"</b> shall refer to the totality of cultural properties preserved and developed through time and passed on for posterity;</p> <p>i) <b>"Development plan"</b> shall refer to a document that defines the activities or measures that the national government or local government units (LGU's) intend to implement in order to achieve a defined set of development goals. It integrates the socio-economic and sectoral plans of the national government or its instrumentality or a particular LGU with spatial plans such as land use or physical framework plans. It may include an analysis of problems and resources, definition of goals and objectives, policy guidelines, project and target achievements, and an implementation mechanism which defines the roles and contributions expected from the government and the private sector;</p> <p>j) <b>"Ecologically-fragile lands"</b> shall refer to lands within the critical watershed, brackish and freshwater wetlands, pasture lands, and croplands which require</p>
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	<p>Only biazon</p>	<p>r) <b>“Idle lands”</b> refer to (i) agricultural lands more than 5 hectares in area, whether contiguous or not, one-half (1/2) of the area in excess of the said five (5) hectares of which remain uncultivated or unimproved by the owner of the property or person having legal interest therein for a period exceeding one (1) year. Agricultural lands planted to permanent or perennial crops with at least fifty (50) trees to a hectare shall not be considered idle lands. Lands actually used for grazing purposes shall likewise not be considered as idle lands. (ii) Lands other than agricultural, located in urban and urbanizable areas on which no improvements, as herein defined, have been made by the owner, as certified by the city, municipality or provincial assessor.</p> <p>s) <b>“Improvements”</b> refers to all types of buildings and residential units, walls, fences, structures, or construction of all kinds of fixed character or are adhered to the soil but shall not include trees, plants, growing fruits, and other fixtures that are mere super impositions on the land, and the value of improvements shall not be less than fifty percent (50%) of the assessed value of the property.</p> <p>t) <b>“Indigenous Cultural Communities/Indigenous People (ICCs/IP)”</b> refer to groups of people or homogenous societies identified in Republic Act No. 8371 or the “Indigenous People’s Rights Act of 1998”.</p> <p>u) <b>“Inland waters”</b> refers to waters that are not coastal and marine waters not subject to acquisitive prescription and consistent with the provisions of Presidential Decree No. 1067, otherwise known as the “1976 Water Code of the Philippines”.</p> <p>v) <b>“Land”</b> refers to resources, both natural and</p>	<p>coral reefs; (n) mossy and virgin forests; (o) rivers and river banks; (p) swamp forest and marshlands; (q) foreshore lands; and (r) small islands five thousand (5,000) hectares and below in size. For purposes of this Act, this term shall also refer to other terrestrial, aquatic and marine areas that need special protection and conservation measures because they are ecologically fragile or they are needed for food security and food self-sufficiency as determined by concerned agencies and local government units in consultation with the concerned sectors;</p> <p>o) <b>“Exhausted Energy Resource lands”</b> refer to specific energy resource sites whose energy reserves of the desired type(s) are no longer in sufficient quantity or quality to justify additional expenditure for their extraction and utilization;</p> <p>p) <b>“Exhausted Mineral Lands”</b> refer to specific sites whose mineral deposits are no longer in sufficient quantity or quality to justify additional expenditure for their extraction and utilization;</p> <p>q) <b>“Food Self-sufficiency”</b> refers to the policy objective of meeting the food requirements through intensive local food production in a sustainable manner based on the country’s existing and potential resource endowments and related production advantages;</p> <p>r) <b>“Food Security”</b> refers to the policy objective, plan and strategy of meeting the food requirements of the present and future generations of Filipinos in quantity, ensuring the availability, accessibility and affordability of food to all, either through local production or importation, or both, based on the country’s existing and</p>	<p>rehabilitation and whose continued unsustainable use would adversely affect the productivity of lowland agricultural areas and the stability of the upland system;</p> <p>k) <b>“Ecotourism”</b> shall refer to sustainable tourism or travel to a given natural area with exotic or threatened ecosystems or a heritage area to observe wildlife or to help preserve nature, in the process providing for community participation; protection and management of natural resources, culture and indigenous knowledge systems and practices; environmental education and ethics; as well as economic benefits fostered and pursued for the enrichment of host communities and the satisfaction of visitors;</p> <p>l) <b>“Energy resource lands”</b> shall refer to lands where naturally occurring or indigenous energy resources exist;</p> <p>m) <b>“Energy resources”</b> shall refer to surface or subsurface substances that serve as energy sources. These are traditionally mineral fuel deposits such as coal, petroleum, natural gas or renewable resources from geothermal, hydro reservoirs, or non-conventional sources such as ocean waves, solar,</p>
	<p>Same</p>			
	<p>same</p>			

	<p>Include Air</p>	<p>man-made, found on the surface below and above the ground including inland waters and the air thereon.</p> <p>w) <b>“Land use”</b> refers to the manner of utilization of land, including its allocation, development and management.</p> <p>x) <b>“Land use plan”</b> refers to a document embodying a set of policies accompanied by maps and other similar illustrations which represent the community-desired pattern of population distribution and a proposal for the future allocation of land to the various land using activities. It identifies the allocation, character, and extent of the areas of land resources to be used for different purposes and includes the process and the criteria employed in the determination of the land use.</p> <p>y) <b>“Land use planning”</b> refers to the act of defining the allocation, utilization, development and management of all land within a given authority or jurisdiction according to the inherent qualities of the land itself and supportive of sustainable economic, demographic, socio-cultural and environmental objectives as an aid to decision-making and legislation.</p> <p>z) <b>“Land Classification”</b> refers to the classification of lands of public domain into agricultural, forest or timber, mineral lands, or natural parks as provided by the 1987 Constitution.</p> <p>aa) <b>"Land sub-classification"</b> refers to the act of determining and assigning the uses of classified public lands such as forest or timber lands, natural parks and mineral lands in accordance with existing laws.</p>	<p>potential resource endowment and related production advantages, and consistent with the overall national development objectives and policies;</p> <p>s) <b>“Forestlands”</b> refer to those lands of the public domain which have been subjected to land evaluation and classification and have been legally designated as such for production forest and protection/amenity forest. They include the public forest, the permanent forest or forest reserves, and forest reservations;</p> <p>t) <b>“Foreshore Land”</b> refers to a string of land that margins a body of water or the shore between the lowest low waterline of a low tide terrace and the upper limit of wave wash at highest high tide, usually marked by a beach scarp or berm;</p> <p>u) <b>“Geo-hazard Areas”</b> refer to areas where natural or man-induced geological processes that have the potential to cause destruction and pose threat or risk to man’s life and property take place;</p> <p>v) <b>“Indigenous Cultural Communities/Indigenous Peoples (ICCs/IPs)”</b> refer to a group of people or homogenous societies defined under republic Act No. 8371, otherwise known as “The Indigenous Peoples Rights Act of 1997” or “IPRA”;</p> <p>w) <b>“Indigenous Energy Resources”</b> refer to energy resources, which originate or occur naturally in the Philippines;</p> <p>x) <b>“Inland Waters”</b> refer to waters which are not coastal and marine waters not subject to acquisitive prescription consistent with the provisions of presidential Decree No. 1067, otherwise</p>	<p>wind, biomass, and other similar resources which serve the same purpose;</p> <p>n) <b>"Environmentally critical areas"</b> shall refer to areas declared by law as: (a) areas for natural parks, watershed reserves, wildlife preserves, and sanctuaries; (b) areas set aside as aesthetic potential tourist spots; (c) areas which constitute the habitat of any endangered or threatened species or indigenous Philippine wildlife flora and fauna; (d) areas of unique historic, archaeological, or scientific interests; (e) areas which are traditionally occupied by ICCs/IPs; (f) areas with critical slopes; (g) areas frequently visited and/or hard hit by natural calamities (geologic hazards, floods, typhoons and volcanic activities); (h) prime agricultural lands; (i) recharge areas of aquifers; (j) water bodies; (k) mangrove areas; (l) coral reefs; (m) mossy and virgin forests; (n) rivers and river banks; and (o) swamp forest and marshlands; and (p) foreshore lands. This term shall also include other terrestrial, aquatic and marine areas that need special protection and conservation measures because they are ecologically fragile or they are needed for food security and food self sufficiency as determined by concerned</p>
	<p>Based from Constitution</p>	<p>bb) <b>"Land use classification"</b> refers to the act</p>		

	<p>Refers to Agricultural lands Biazon—approval from DAR Honasan—approval from LUPA LEgarda- DLR</p>	<p>of delineating or allocating lands according to protection land use, production land use, settlements development, and infrastructure development as defined and provided for in this Act.</p> <p>cc) <b>"Mineral lands"</b> refers to lands where mineral resources exist in sufficient quantity or quality to justify the investment necessary for the extraction and/or development.</p> <p>dd) <b>"Non-agricultural land use conversion"</b> refers to the act of changing the current use of a piece of non-agricultural land into some other uses.</p> <p>ee) <b>"Non-Government Organization (NGO)"</b> refers to a private, non-profit organization that is committed to the task of political and socio-economic, physical, cultural, and environmental development and established primarily to provide service to the marginalized sectors in society.</p> <p>ff) <b>"People's Organization (PO)"</b> refers to a private, non-profit, voluntary and community-based organization established primarily to provide service to its members and the community in general.</p> <p>gg) <b>"Physical framework plans"</b> refers to an indicative plan promoting the most appropriate and rational use of land and other physical resources. It provides policy guidelines for all decisions relating to land use and environmental management, to prevent or mitigate the adverse effects of inappropriate resource utilization on the people's welfare and their environment. It embodies both policies and strategies necessary to carry out goals and objectives.</p> <p>hh) <b>"Premature or illegal conversion"</b> means the undertaking of any activity where the</p>	<p>known as "The Water Code of the Philippines";</p> <p>y) <b>"Land"</b> refers to resources, both natural and man-made, found on the surface, below and above the ground including inland waters and the air therein;</p> <p>z) <b>"Land Sub-classification"</b> refers to the act of determining and assigning the uses of classified public lands such as forest or timber lands, national parks and mineral lands in accordance with existing laws;</p> <p>aa) <b>"Land Use"</b> refers to the manner of utilizing the land, including its allocation, development and management;</p> <p>bb) <b>"Land Use Classification"</b> refers to the act of delineating or allocating lands according to protection land use, production land use, settlements development, infrastructure development, and other land uses as defined and provided for in this Act;</p> <p>cc) <b>"Land Use Policy Administration (LUPA)"</b> refers to an administrative, regulatory and quasi-judicial body provided for under this Act which shall be the final authority in all matters relating to land use planning;</p> <p>dd) <b>"Mandatory public hearings/consultations"</b> refers to the mechanism for ensuring the involvement of the affected stakeholders in land use planning from local to national level. It involves giving notice of hearing/consultation to affected stakeholders by publication or posting in conspicuous cases, conduct of reasonable number of hearings, solicitation of positions and public presentation and</p>	<p>agencies and LGU's in consultation with the concerned sectors;</p> <p>o) <b>"Exhausted mineral resources"</b> shall refer to a situation where the mineral resources in specific sites<sup>2i-e</sup> no longer in sufficient quantity or quality to justify additional expenditure for extraction or utilization;</p> <p>p) <b>"Food security"</b> shall refer to the policy objective of meeting the food availability, accessibility, and affordability requirements of the present and future generations of Filipinos in a sustainable manner, through local production or importation, only when there is shortage established based on a micro level situation, or both, based on the country's existing and potential resource endowments and related production advantages, and consistent with the overall national development objectives and policies;</p> <p>q) <b>"Food self-sufficiency"</b> shall refer to the policy objective of meeting the food requirements through intensive local food production in a sustainable manner based on the country's existing and potential resource endowments and related production advantages;</p>
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<p>Legarda's definition is longer. It includes irrigated, irrigable, highly suitable for agri, etc.</p> <p>Legarda and Honasa have Energy production.</p> <p>Honasan includes agricultural lands. It is favorable if there is no referral to NIPAS (like usage for research)</p> <p>same</p> <p>Same</p> <p>Same</p> <p>Honasan-- informal settlers Legarda—reference to udha.</p>	<p>results will modify or alter the physical characteristics of agricultural lands to render them suitable for non-agricultural purposes without an approved order of conversion from the DLR Secretary.</p> <p>ii) <b>"Prime agricultural lands"</b> refer to lands that can be used for various or specific agricultural activities and can provide optimum and sustainable yield with a minimum of inputs and development costs.</p> <p>jj) <b>"Production land use"</b> refers to the direct and indirect utilization of land to generate outputs resulting from the following activities: agricultural, fish farming or aquaculture, timber or agro-forestry, grazing and pasture, mining, industrial, and tourism.</p> <p>kk) <b>"Protected areas"</b> refers to identified portions of land set aside by reason of their unique physical and biological significance, managed to enhance biological diversity, and protected against human exploitation.</p> <p>ll) <b>"Protection land use"</b> refers to the utilization of land primarily for the rehabilitation, conservation, and protection purposes and the promotion of the country's ecological and life-support systems.</p> <p>mm) <b>"Public lands or lands of the public domain"</b> refer to lands that have not been subject to private property rights or subject to sale or other modes of acquisition or concession, under the general laws, and are devoted to public use.</p> <p>nn) <b>"Reclassification of agricultural lands"</b> refers to the act or process of allocating the declared inalienable land or disposable lands of the public domain to specific uses such as for agricultural, residential, industrial, or commercial.</p>	<p>validation of the planning results before its finalization;</p> <p>ee) <b>"Mineral Lands"</b> refer to lands where mineral resources are found;</p> <p>ff) <b>"National Parks"</b> refer to land of the public domain classified as such in the 1987 Philippine Constitution which include all areas under the National Integrated Protected Areas System pursuant to Republic Act no. 7586 or the "NIPAS Act of 1992;</p> <p>gg) <b>"Non-agricultural Land Use Conversion"</b> refers to the act of changing the current use of a piece of non-agricultural land into some other uses;</p> <p>hh) <b>"Non-Government Organization (NGO)"</b> refers to a private, non-profit voluntary organization that is committed to the task of political, socio-economic, physical, cultural and environmental development and established primarily to provide service to marginalized sectors in these areas;</p> <p>ii) <b>"People's Organization (PO)"</b> refers to a private, non-profit, voluntary and community-based organization established primarily to provide service to its members and the community in general;</p> <p>jj) <b>"Physical Framework Plans"</b> refer to indicative plans based on comprehensive land use plans (CLUPs) and national policies whether national, regional, or provincial which provide policy guidelines for all decisions relating to land use and environmental management to prevent or mitigate the adverse effects of</p>	<p>r) <b>"Forestlands"</b> shall refer to lands of the public domain which have been classified or declared as such and all unclassified lands of the public domain;</p> <p>s) <b>"Foreshore land"</b> shall refer to a string of land margining a body of water, the part of a seashore between the low-water line usually at the seaward margin of a low tide terrace and the upper limit of wave wash at high tide usually marked by a beach scarp or berm;</p> <p>t) <b>"Geo-hazards"</b> shall refer to natural and man-induced geological processes that have potential to cause destruction and pose a threat or risk to man's life and property;</p> <p>u) <b>"Disaster-prone areas or geo-hazard areas"</b> shall refer to areas frequently visited and/or vulnerable or prone to experience weather/climatic, hydrologic, geologic, and other natural calamities;</p> <p>v) <b>"Indigenous Cultural Communities/Indigenous Peoples (ICC.s/IPs)"</b> shall refer to groups of people or homogenous societies identified under the IPRA;</p> <p>w) <b>"Inland waters"</b> shall refer to waters, which are not</p>
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	<p>Same</p> <p>Same</p>	<p>oo) <b>"Resettlement sites"</b> refers to areas identified by the appropriate national agency or by the local government unit, with respect to areas within its jurisdiction, which shall be used for the relocation of the underprivileged and homeless.</p> <p>pp) <b>"Settlement"</b> refers to the habitat or built-up environment where human beings prefer to live in.</p> <p>qq) <b>"Settlements development"</b> refers to any improvement on existing settlements, or any proposed development of certain areas for settlement purposes. It also involves the spatial distribution of population, identification of the roles and functions of key urban centers and determination of relationships among settlement areas, and the provision of basic services and facilities of identified major settlement areas or growth centers.</p> <p>rr) <b>"Shoreline"</b> refers to a strip of land covering at least one (1) kilometer from the point where sea water reaches during the highest high tide.</p> <p>ss) <b>"Socialized housing"</b> refers to housing programs and projects undertaken by the government or the private sector for the underprivileged and homeless citizens which shall include sites and services development, long-term financing, liberalized terms on interest payments, and such other benefits in accordance with Republic Act No.7279 otherwise known as the "Urban Development and Housing Act (UDHA) of 1992."</p> <p>tt) <b>"Socialized Housing Zones"</b> refers to lands identified and designated by local government units as sites for socialized</p>	<p>inappropriate resource utilization on food security, the people's welfare and their environment. It embodies both policies and strategies necessary to carry out development goals and objectives;</p> <p>kk) <b>"Premature or Illegal Conversion of Agricultural Land"</b> refers to the undertaking of any activity whose results will modify or alter physical characteristics of agricultural lands to render them suitable for non-agricultural purposes without an approved order of conversion from the LUPA;</p> <p>ll) <b>"Prime Agricultural lands"</b> refer to lands that can be used for various or specific agricultural activities and can provide optimum and sustainable yield with a minimum of inputs and development costs;</p> <p>mm) <b>"Production Land Use"</b> refers to the direct and indirect utilization of land to generate outputs resulting from the following activities: agricultural, fish farming, or aquaculture, timber or agro-forestry, grazing and pasture, mining, industrial, tourism, and indigenous energy resource development;</p> <p>nn) <b>"Protected Area"</b> refers to identified portions of land and water set aside by reason of their unique physical and biological significance, managed to enhanced biological diversity and protected against destructive human exploitation pursuant to Republic Act No. 7586 or the "NIPAS Act of 1992". For purposes of this Act, it shall include agricultural lands identified and delineated under Sec. 33 hereof;</p> <p>oo) <b>"Protection Land Use"</b> refers to the</p>	<p>coastal and marine waters not subject to acquisitive prescription consistent with the provisions of Presidential Decree No. 1067, otherwise known as the "Water Code of the Philippines";</p> <p>x) <b>"Integrated watershed management"</b> shall refer to a planning strategy or program for watershed areas that complement environmentally-sound soil and water management practices with mechanisms for ensuring greater responsibility, involvement, or participation of individuals, groups, communities and other stakeholders benefiting from these areas and water-related infrastructure;</p> <p>y) <b>"Land"</b> shall refer to resources, both man-made and natural, found on the surface, below, and above the ground including inland waters and the air therein;</p> <p>z) <b>"Land sub-classification"</b> shall refer to the act of determining and assigning specific uses of classified lands of the public domain, such as forest or timber lands, alienable or disposable agricultural lands, national parks, and mineral lands in accordance with existing laws and this Act;</p> <p>aa) <b>"Land use"</b> shall refer to the</p>
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	<p>Same. Many in rural areas can qualify.</p> <p>Can include agricultural land</p> <p>Only Biazon has water related provisions.</p> <p>Same</p>	<p>housing pursuant to Article IV of Republic Act No.7279 and its implementing guidelines; these lands to be identified and designated shall include areas that are presently occupied by the urban poor, as well as those identified as resettlement areas as defined herein.</p> <p>uu) <b>"Sustainable development"</b> refers to the development objective of meeting the needs of the present generation without compromising the ability of future generations to meet their own needs consistent with the principles of social equity, efficiency, and environmental integrity;</p> <p>vv) <b>"Urban areas"</b> refer to all cities regardless of their population density and to municipalities with population density of at least five hundred (500) persons per square kilometer;</p> <p>ww) <b>"Urbanizable areas"</b> refers to the sites and land that, considering present characteristics and prevailing conditions, display marked and great potential of becoming urban areas within a period of five (5) years;</p> <p>xx) <b>"Water security"</b> is defined as sufficient access throughout the year to the minimum daily requirement of clean water to maintain a healthy life;</p> <p>yy) <b>"Water use"</b> is defined as the appropriation of water for domestic, municipal, irrigation, power generation, inland fisheries, poultry and livestock, industrial and commercial, environmental, and recreational use;</p> <p>zz) <b>"Watershed"</b> refers to attachment areas or drainage basin from which the waters of a stream or stream system are drawn.</p> <p>aaa) <b>"Zoning"</b> refers to the regulatory tool for delineating the specific uses of lands in accordance with the approved land use plan</p>	<p>utilization of land primarily for the rehabilitation, conservation and protection purposes and the promotion of the country's ecological and life-support systems;</p> <p>pp) <b>"Public Domain"</b> refers to lands belonging to the State which may either be agricultural, forest or timber, mineral or national park as provided for in the Constitution;</p> <p>qq) <b>"Public Lands"</b> refer to lands which have not been subject to private property rights or subject to sale or other modes of acquisition of concession, under the general laws, and are devoted to public use;</p> <p>rr) <b>"Resettlement Areas"</b> refer to areas identified by the appropriate national agency or by the local government unit with respect to areas within its jurisdiction, which shall be used for the relocation of the underprivileged, homeless citizens and informal settlers;</p> <p>ss) <b>"Settlement"</b> refers to the habitat, community or built-up environment where people prefer to live in;</p> <p>tt) <b>"Settlements Development"</b> refers to any improvement on existing settlements, or any proposed development of certain areas for settlement purposes. It also involves the spatial distribution of population, identification of the roles and functions of key urban centers and determination of relationships among settlement areas, and the provision of basic services and facilities of identified major settlement areas or growth centers;</p> <p>uu) <b>"Shoreline"</b> is the line where shore and</p>	<p>manner of utilization of land, including its allocation, development, and management;</p> <p>bb) <b>"Land use classification"</b> shall refer to the act of delineating or allocating lands according to protection land use, production land use, settlements development, and infrastructure development as defined and provided for in this Act;</p> <p>cc) <b>"Land Use Policy Council"</b> shall refer to the administrative, policy-making, regulatory, and quasi-judicial body created under Section 14 this Act;</p> <p>dd) <b>"Mandatory public hearings/consultations"</b> shall refer to the mechanism to ensure the involvement of affected sectors in land use planning from the local to the national level. It involves giving notice of hearing/consultation to affected sectors through publication, or posting in conspicuous places, conduct of a reasonable number of hearings, and solicitation of positions and the public presentation and validation of the planning results before the final adoption of the plans;</p> <p>ee) <b>"Mineral exploration"</b> shall refer to the systematic</p>
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		<p>within the territorial jurisdiction of a city/municipality and specifying the conditions for their regulation, subject to the limitations imposed by law and competent authority.</p> <p>bbb) <b>"Zoning ordinance"</b> refers to local legislation passed by the Sangguniang Pambayan or Panglunsod approving the development control/zoning plan, in accordance with an approved or adopted land use plan for the city or municipality, and providing for the regulations and other conditions on the uses of land including the limitation on the infrastructure that may be placed thereon within the territorial jurisdiction of a city or municipality.</p>	<p>water meet. "Shore" is the narrow strip of land in immediate contact with any body of water, including the area between high and low water lines;</p> <p>vv) <b>"Socialized Housing"</b> refers to housing programs and projects undertaken by the Government or the private sector for the underprivileged, homeless citizens, and informal settlers which shall include sites and services development. Long-term financing, liberalized terms on interest payments, and such other benefits in accordance with the provisions of republic Act No. 7279, otherwise known as the "Urban Development and Housing Act of 1992 (UDHA):</p> <p>ww) <b>"Socialized Housing Zones"</b> refer to lands identified and designated by the local government units as sites for socialized housing pursuant to Article IV of Republic Act No. 7279 and its implementing guidelines;</p> <p>xx) <b>"Sub-classification or reclassification of agricultural lands"</b> refers to the process undertaken by the local government units of allocating in their respective territorial jurisdictions the declared agricultural lands to specific uses such as residential, industrial or commercial purposes. It shall serve as one of the bases for application for land conversion by the owners thereof and shall constitute the power of the local government units to reclassify lands under Sec. 20 of republic Act No. 7160, otherwise known as the "Local Government Code of 1991" consistent with the provisions of this Act;</p> <p>yy) <b>"Sustainable development"</b> refers to the development objective of meeting the</p>	<p>searching or prospecting for mineral resources including energy resources;</p> <p>ff) <b>"Mineral lands"</b> shall refer to lands where mineral resources are found;</p> <p>gg) <b>"Multiple use of land resources"</b> shall refer to the utilization or management strategy for forest lands, which allows any activity thereat, involving one or more of its resources, depending on the result of prior evaluation on its numerous beneficial uses, that will produce the optimum benefits to the development and progress of the country and the public welfare without impairment, with the least injury to its other resources;</p> <p>hh) <b>"Network of Protected Areas for Agriculture and Agro-industrial Development (NPAAAD)"</b> shall refer to agricultural areas identified by the Department of Agriculture through the Bureau of Soils and Water Management (BSWM) in coordination with the National Mapping and Resource Information Authority (NAMRIA) in order to ensure the efficient utilization of land for agriculture and agro-industrial development and promote sustainable growth. The</p>
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			<p>needs of the present without compromising the ability of future generations to meet their own needs consistent with the principles of social equity, efficiency and environmental integrity;</p> <p>zz) <b>“Tourism Development Areas”</b> refer to specific sites for tourism development located in areas identified as priorities in the national and regional tourism master plans as well as those designated through legislative and executive issuances as tourist spots and tourist zones which can be developed into tourism estates or integrated resort, leisure and recreation complexes, and other tourism related facilities;</p> <p>aaa) <b>“Tourism Estates”</b> refer to large tracts of land with well-defined boundaries in any area identified in the Philippine Tourism Master Plan, Regional Tourism Master Plans, by proclamation of the President and/or by acts of Congress including local and integrated tourism and resort complex including but not limited to accommodation facilities, food and beverages outlets, convention and meeting areas, sports, recreational and leisure centers and commercial outlets among others. The estate shall be under one unified and continuous management;</p> <p>bbb) <b>“Tourist Zone”</b> refers to a geographic area with well-defined boundaries proclaimed as such by the President and/or by acts of Congress and is established for the enhancement and/or the conservation of natural attributes and man-made resources as well as the preservation of cultural and historical heritage for the appreciation and enjoyment of the local population</p>	<p>NPAAAD covers all irrigated areas; all irrigable lands already covered by irrigation projects with firm funding commitments; all alluvial plains; land highly suitable for agriculture whether irrigated or not; agro-industrial croplands or lands planted to industrial crops that support the validity of existing agricultural infrastructure and agro-based enterprises; highlands or areas located at an elevation of Five hundred (500) meters or above and have the potential for growing semi-temperate and high value crops; all agricultural lands that are ecologically fragile the conversion of which will result in serious environmental degradation; and all mangrove areas and fish sanctuaries;</p> <p>ii) <b>"Physical framework plans"</b> shall refer to the national, regional or provincial indicative plans embodying both policies and strategies that are prepared by the national, regional and provincial land use policy councils, respectively, to guide the desired direction and growth and to promote and advance appropriate resource utilization as a way of sustaining food security, promoting people's welfare, protection of environment;</p>
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			<p>and the visitors;</p> <p>ccc) <b>“Tourist Spot”</b> refers to a particular area, site or spot, whether man- made or natural, known for its unique tourist or visitor drawing attributes and activities. It may be classified according to its social, cultural, natural, historical, scientific, religious and recreational significance;</p> <p>ddd) <b>”Urban Areas”</b> refer to all cities regardless of their population density and to municipalities with a population density of at least five hundred (500) persons per square kilometer;</p> <p>eee) <b>“Urbanizable areas”</b> refer to sites and lands which, considering present characteristics and prevailing conditions, display marked and great potential of becoming urban areas within the period of five (5) years;</p> <p>fff) <b>“Water Security”</b> is sufficient access throughout the year to the minimum daily requirement of clean Water to maintain a healthy life;</p> <p>ggg) <b>“Water Use”</b> is the appropriation of water for domestic, municipal, irrigation, power generation, inland fisheries, poultry and livestock, industrial, industrial and commercial, environmental, and recreational use;</p> <p>hhh) <b>“Watershed”</b> refers to a catchment area or drainage basin from which the waters of a stream or stream system are drawn;</p> <p>iii) <b>“Zoning”</b> refers to the regulatory tool for delineating the specific uses of lands in accordance with the approved comprehensive land use plan within the</p>	<p>jj) <b>“Premature or illegal conversion”</b> shall refer to any activity that modifies or alters the physical characteristics of agricultural lands to render them suitable for non-agricultural purposes without an approved order of conversion from the DLR Secretary;</p> <p>kk) <b>“Prime agricultural land”</b> shall refer to all irrigated areas, all irrigable lands already covered by irrigation projects with firm funding commitments; all alluvial plain land highly suitable for agriculture whether irrigated or not; ago-industrial croplands or lands presently planted to industrial crops that support the viability of existing agricultural infrastructure and agro-based enterprises, highlands, or areas located at elevation of 500 meters or above and have the potential for growing semi-temperature and high value crops; all agricultural lands that are ecologically fragile, the conversion of which will result in serious environmental degradation; and mangrove areas and fish sanctuaries;</p> <p>ll) <b>“Production land use”</b> shall refer to the direct and indirect utilization of land to generate outputs resulting from the following activities: agricultural, fish farming or</p>
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			<p>territorial jurisdiction of a city or municipality and specifying the conditions for their regulation, subject to the limitations imposed by law and competent authority; and</p> <p>jjj) <b>"Zoning Ordinance"</b> refers to a local legislation approving the development/land use plan and providing for the regulations and other conditions on the uses of land including the limitation on the infrastructure that may be placed within the territorial jurisdiction of a city or municipality. It incorporates the protected areas under Sec. 14(a) and the protected agricultural lands under Sec. 33 hereof.</p>	<p>aquaculture, timber or agro-forestry, grazing and pasture, mining, indigenous energy resource development, industry, and tourism;</p> <p>mm) <b>"Protected areas"</b> shall refer to portions of land set aside by reason of their unique physical and biological significance, managed to enhance biological diversity, and protected against destructive human exploitation. For purposes of this Act, it shall include agricultural lands identified and delineated under Section 29 hereof;</p> <p>nn) <b>"Protection land use"</b> shall refer to the use of land primarily for rehabilitation, conservation, and protection purposes and the promotion of the country's ecological and life-support systems;</p> <p>oo) <b>"Public domain"</b> shall refer to lands that belong to the State which may be any of the following: agricultural, forest or timber, mineral, or national park as provided for in the Constitution;</p> <p>pp) <b>"Public lands"</b> shall refer to lands which have not been subject to private property rights or subject to sale or other modes of acquisition or concession under the general laws, and are devoted to public use;</p>
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				<p>qq) <b>"Reclassification of agricultural lands"</b> shall refer to the act of specifying how agricultural lands shall be utilized for non-agricultural uses such as residential, industrial, or commercial purposes through the local planning and zoning processes pursuant to Republic Act No. 7160 or the Local Government Code of 1991 and subject to the requirements and procedure for conversion. It is equivalent to lam sub-classification for classified lands of the public domain and also includes the reversion of non-agricultural lands to agricultural use;</p> <p>rr) <b>"Resettlement sites"</b> shall refer to areas identified by the appropriate national agency or by the local government unit, with respect to areas within its jurisdiction, which shall be used for the relocation of the underprivileged and homeless, as defined under Republic Act No. 7279 or the Urban Development and Housing Act (UDHA);</p> <p>ss) <b>"Settlements"</b> shall refer to communities or built-up environment areas where people prefer to live in;</p> <p>tt) <b>"Settlements development"</b> shall refer to</p>
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				<p>any improvement on existing settlements or any proposed development of certain areas for settlement purposes. It also involves the spatial distribution of population, identification of the roles and functions of key urban centers, determination of relationships among settlement areas, and the provision of basic services and facilities of identified major settlement areas or growth centers;</p> <p>uu) <b>"Shoreline"</b> shall refer to a strip of land covering at least one (1) kilometer from the point where sea water reaches during the highest high tide;</p> <p>vv) <b>"Socialized housing"</b> shall refer to housing programs and projects undertaken by the government or the private sector for the underprivileged and homeless citizens which shall include sites and services development, long-term financing, liberalized terms on interest payments, and such other benefits in accordance with the UDHA;</p> <p>ww) <b>"Socialized housing zones"</b> shall refer to lands identified and designated by LGUs as sites for socialized housing pursuant to Article IV of the UDHA and its implementing guidelines;</p> <p>xx) <b>"Sustainable development"</b></p>
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				<p>shall refer to the development objective of meeting the needs of the present generation without compromising the ability of future generations to meet their own needs consistent with the principles of social equity, efficiency, and environmental integrity;</p> <p>yy) <b>"Tourism development areas"</b> shall refer to specific sites for tourism development located in areas identified as priorities in the national and regional, area specific tourism master plans and other sector plans such as eco-tourism and agri-tourism sites, including those designated through legislative and executive issuances i.e., tourist spots, tourist zones and tourism ecozones which can be developed into tourism estates or integrated resort, leisure, and recreation complexes, and other tourism related facilities;</p> <p>zz) <b>"Tourism estates"</b> shall refer to large tracts of land with well-defined boundaries in any area identified in the Philippine tourism master plan and regional tourism master plan, by proclamation of the President and/or by an Act of Congress including local legislation. Such land shall be suitable for the development of an integrated tourism and resort complex</p>
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				<p>including but not limited to accommodation facilities, food and beverage outlets, convention and meeting areas, sports, recreational and leisure centers and commercial outlets among others. It shall be provided with roads, water supply facilities, power and utilities like potable water, drainage sewerage disposal, solid waste disposal system and other necessary infrastructure. The estate shall be under one unified and continuous management;</p> <p>aaa) <b>“Tourism ecozone”</b> shall refer to tourism development areas which have been granted Special Economic Zone status, through PEZA registration and issuance of the required Presidential Proclamation, with its metes and bounds delineated by said Proclamation, pursuant to RA 7916, as amended;</p> <p>bbb) <b>”Tourist spot”</b> shall refer to a particular area/site/spot, man-made or natural, known for its unique tourist/visitor-drawing attributes and activities. It may be classified according to its social, cultural, natural, historical, scientific, religious, and recreational significance;</p> <p>ccc) <b>”Tourist zone”</b> shall refer to a geographic area with well-defined boundaries</p>
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				<p>proclaimed as such by the President of the Philippines and/or by Acts of Congress. No development projects for any purpose shall be initiated and introduced within the zone prior to the formulation of a tourism master development plan which shall be undertaken in coordination with the Department of Tourism and the Philippine Tourism Authority. A tourist zone is established for the enhancement and/or the conservation of cultural and historical heritage and for the appreciation and enjoyment of the local population and its visitors;</p> <p>ddd) <b>"Urban areas"</b> shall refer to all cities regardless of their population density and to municipalities with population density of at least five hundred (500) persons per square kilometer;</p> <p>eee) <b>"Urbanizable areas"</b> shall refer to sites and lands which, considering present characteristics and prevailing conditions, display marked and great potential of becoming urban areas within a period of five (5) years;</p> <p>fff) <b>"Urban forestry or green space"</b> shall refer to the establishment or setting-up of areas for mini-forest or small nature parks, lining roads and</p>
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				<p>highways with trees, shrubs, or ornamental plants, and ground landscaping of schools, hospitals, and other government agencies in order to improve the environment in urban areas;</p> <p>ggg) <b>“Water security”</b> shall refer to the sufficient access throughout the year to the minimum daily requirement of clean water to maintain a healthy life;</p> <p>hhh) <b>“Water use”</b> shall refer to the appropriation of water for domestic, municipal, irrigation, power generation, inland fisheries, poultry and livestock, industrial and commercial, environmental, and recreational use;</p> <p>iii) <b>“Watershed”</b> shall refer to a topographically delineated area of land from which rainwater can drain as surface run-off vis-a-vis a specific stream or river system to a common outlet point which may be a dam, irrigation system or urban water supply take-off point, or where the stream discharges into a river, lake, or the sea;</p> <p>jjj) <b>“Zoning”</b> shall refer to the regulatory tool for delineating the specific uses of lands in accordance with the approved CLUP within the territorial jurisdiction of a city/municipality and</p>
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				<p>specifying the conditions for their regulation, subject to the limitations imposed by law and competent authority; and,</p> <p>kkk) <b>"ZO or zoning ordinance"</b> shall refer to local law passed by the Sangguniang Pambayan or Panglunsod approving the development control/zoning plan in accordance with an approved or adopted CLUP for the city/municipality, and providing for the regulations and other conditions on the uses of land including the limitation on the infrastructure that may be placed thereon within the territorial jurisdiction of a city or municipality. It incorporates the protected areas under Section 12(b) and the protected agricultural lands under Section 29 hereof.</p>
<b>Physical Framework and Land Use Plans</b>				
<b>National Framework for Physical Planning</b>	None for biazon		<p><b>Section 9.</b> Based on the completed CLUPs, the PFPF, and the RFPF, the LUPA may revise the standards and guidelines in Section 5 hereof, except with respect to the delineated and protected areas which may be subject to review every five (5) years, and formulate the National Physical Framework Plan (NFPF). The NFPF shall define the objectives, policies and strategies on the indicative uses of land and other physical resources of the country to guide</p>	<p><b>Section 5.</b> The Land Use Policy Council (LUPC) created in Section 14 herein, in consultation with the concerned sectors through the mandatory conduct of public hearings, shall formulate, periodically update and ensure the implementation of the National Framework for Physical Planning (NFPP) that shall serve as the</p>

			and support the implementation of the national development plan. Upon its completion, all subsequent planning processes pertaining to the use of land resources shall conform to the mandatory provisions of the NFPF, particularly with respect to the protected areas.	general long-term framework for the spatial development directions of the entire country and provide the analytical parameters for the planned allocation, use and management of the country's land and other physical resources. The NFPP shall be the basis for adopting land use and physical planning-related guidelines and standards, including zoning and other land use control standards that will guide the formulation of city/municipal zoning ordinances.
<b>National Land Use Planning Process</b>	<p>From LGU → up for Honasan.  Legarda: combination of top-bottom and bottom-up.  Legarda's include Barangay Land Use Plan.</p> <p>The problem now is table planning of CLUP.  Many Overlapping boundaries of Barangay hence Barangay Land use plan is good.</p>	<p><b>Section 5.</b></p> <p>Within six (6) months from the effectivity of this Act, the Administration shall, in consultation with the concerned stakeholders through mandatory conduct of public hearings, formulate national land use planning and zoning guidelines and standards that shall guide all Local Government Units (LGUs) in formulating their comprehensive land use and zoning plans. Standards and guidelines on land use shall be set at the national level for major island groupings based on available data provided by national base mapping program set forth in Section 26 hereof. Natural closure areas such as watersheds and ecosystems must also be taken into consideration in land use planning.</p>	<p><b>Section 5.</b></p> <p>Within six (6) months from the effectivity of this Act, the Administration shall, in consultation with the concerned stakeholders through mandatory conduct of public hearings, formulate national land use planning and zoning guidelines and standards which shall guide the Local Government Units (LGUs) in formulating their Comprehensive Land Use Plans (CLUPs) and enacting their zoning ordinances (ZOs). Standards and guidelines on land use shall be set at the national level for major island groupings based on available data provided by the existing mapping program. The guidelines and standards shall, among others, include: (a) the implementing rules and regulations of this Act; (b) the delineated protected areas including the agricultural lands that are given protection under Section 33 of this Act which areas shall be incorporated in the following plans and shall not be subject to reduction except by laws or issuances from the concerned national agencies; and (c) the spatial implications of relevant national policies, national development plan, and existing sectoral plans which are consistent with the provisions of this Act.</p>	<p><b>Section 6.</b></p> <p>The land use and physical planning process shall be formulated following a combined bottom-up and top-down approach. The NFPP, which guides the planning and management of the country's land and other physical resources at the national and sub-national levels, shall indicate broad spatial directions and policy guidelines on settlement development, production land use, protection land use and infrastructure development. The Regional Physical Framework Plans (RPFs) and, consequently, the Provincial Physical Framework Plans (PPFs) and Comprehensive Land Use Plans (CLUPs), which cover the physical development of their respective territories, shall be consistent with the NFPP; provided that the integration and harmonization of physical framework plans at all levels shall be iterative to ensure that the</p>

				<p>concerns of both top and bottom levels of government are considered in the NFPP, RPPFs, PPFs and CLUPs. The physical and land use plans prepared at all levels shall have internal consistency specifically on the linkages of the major land use categories to ensure their complementation in the utilization, development and management of resources.</p>
<p><b>City and Municipal Land Use Plans</b></p>		<p><b>Section 6.</b> Consistent national prescribed standards and guidelines pursuant to the preceding section, the cities and municipalities shall, in consultation with the concerned sectors through mandatory conduct of public hearings, prepare their respective land use plans to determine the specific uses of their land and other physical resources, including the delineation of actual boundaries on the ground within the territorial jurisdiction of the city or municipality and the translation and integration of sectoral plans in their respective land use plans.</p> <p><b>Section 10.</b> Basis of City/Municipality Land Use Plans. - The CLUPs of cities and municipalities shall be formulated in consonance with the results of mandatory consultations of the various sectors in the community and subject to the nationally prescribed standards and guidelines pursuant to Sections 5 hereof.</p> <p><b>Section 11.</b> Coverage of Zoning. - Zoning shall cover all alienable and disposable lands, government-owned lands, and private lands in the territorial jurisdiction of the city or municipality except those declared protected areas under “protection land use” and “production land use,” as defined under Section 14 herein.</p>	<p><b>Section 6.</b> Consistent with the preceding section and in consultation with the concerned stakeholders through mandatory conduct of public hearings, the cities and the municipalities through their local development councils shall prepare their respective CLUPs to determine the specific uses of their land and other physical resources, including the delineation of actual boundaries on the ground on the territorial jurisdiction of the city or municipality and the translation and integration of sectoral plans in their respective plans. Protected areas pursuant to Section 14 and other existing laws and issuances as well as the agricultural lands identified and delineated under Section 33, and the identified socialized housing sites under Sections 58 and 59 hereof shall be incorporated in the CLUPs but the respective LGUs shall not diminish the areas included therein.</p> <p><b>Section 10.</b> Basis of City/Municipality Land Use Plans. - The CLUPs of cities and municipalities shall be formulated in consonance with the results of mandatory consultations of the various stakeholders in the community and subject to the nationally prescribed standards and guidelines pursuant to Sections 5 and 9 hereof.</p>	<p><b>Section 7.</b> The City/Municipal Planning and Development Office, in consultation with concerned sectors through mandatory conduct of public hearings, shall prepare the CLUP to determine the specific uses of land and other physical resources therein including areas co-managed with the national government and, as appropriate, the ancestral domain areas. Guided by the PFPF, the CLUP shall embody the desired land use patterns and mixes of the city or municipal territory and provide appropriate policies for each of the four land use planning categories that shall guide and serve as framework for more detailed development and sectoral planning: Provided, That, jointly with the DENR and the Department of Agriculture (DA), barangays located within public forestlands shall prepare a comprehensive barangay land use plan (BLUP), which shall guide the local residents on the uses, management, development, and accountability</p>

		<p align="center"><b>Section 12.</b></p> <p>Period to Conduct Land Use Planning and Zoning. - Within one (1) year from the promulgation of the standards and guidelines as set forth by the Administration pursuant to Section 5 herein, all cities and municipalities shall prepare their respective land use and zoning plans. The actual zoning of all communities based on the standards and guidelines promulgated pursuant to Section 5 of this Act is required prior to the formulation of the NPPF.</p>	<p align="center"><b>Section 11.</b></p> <p>Coverage and Basis of Zoning. - Zoning shall cover all alienable and disposable lands, government-owned lands, and private lands in the territorial jurisdiction of the city or municipality incorporating those declared as protected areas including those areas given protection under Section 33 hereof. The zoning plan and ordinance of LGUs shall be based on their respective approved CLUPs.</p> <p align="center"><b>Section 12.</b></p> <p>Period to Conduct Land Use Planning and Zoning. - Within six (6) months from the issuance of the guidelines and standards as provided for in Section 5 of this act, all cities and municipalities shall prepare and enact their respective CLUPs and ZOs. The actual zoning of communities based on the standards and guidelines shall be conducted before the approval of the NPPF. Thereafter, the CLUPs and ZOs based on the NPPF as provided for in Section 9 hereof may be subject to review or revision every seven (7) years or as mandated by the LUPA.</p>	<p>over areas determined in the plan as multiple-use zones for settlements development, low impact agriculture, and agroforestry purposes, including those areas that need community management and protection as production forestlands or protection forests: Provided, however, That the preparation of management plans for protected areas shall be in accordance with the provisions of R.A. No. 7586 or the NIPAS Act or other laws establishing or declaring a specific area as a permanent component of the NIPAS. The BLUPs for areas within public forestlands shall be integrated in the CLUP, subject to consultation with the concerned City/Municipal Land Use Planning Office. The CLUP shall be translated into a zoning ordinance by the concerned sanggunian to regulate the uses of land, including the limitations on height, density and bulk of buildings and other infrastructure that may be placed thereon.</p>
<p align="center"><b>Provincial Physical Framework Plans</b></p>	<p>Legarda has Provincial Land Use Plan. Legarda has no Ancestral Domain plan.</p>	<p align="center"><b>Section 7.</b></p> <p>The provinces and the regional land use committees shall, in consultation with the concerned sectors through mandatory conduct of public hearings, prepare their respective provincial and regional physical framework plans that shall define the indicative uses and other physical resources therein and the delineation of actual boundaries on the ground within the territorial jurisdiction of the province based on the nationally prescribed standards and guidelines as well as the city and municipal plans. Provincial Physical Framework Plans (PPFP) shall consolidate,</p>	<p align="center"><b>Section 7.</b></p> <p>In consultation with the concerned stakeholders through mandatory conduct of public hearings, the Provincial Development Council (PDC) and the Regional Land Use Committee (RLUC) as provided for in Section 25 hereof shall prepare their respective provincial and regional physical framework plans (PPFPs and RPPFPs) which shall consolidate, integrate, harmonize, and reconcile the land use plans of respective provinces and independent and highly urbanized cities located in the concerned regions, as the case</p>	<p align="center"><b>Section 8.</b></p> <p>In consultation with concerned sectors, the Provincial Planning and Development Office shall prepare the PPFP to determine the physical development of the entire provincial territory, consolidating and harmonizing the land use plans of component cities and municipalities, and defining the uses of land and other resources within the province consistent with the policies in the RPPFP. It shall</p>

		<p>integrate, harmonize, and reconcile the land use plans of the component cities and municipalities of respective provinces and independent and highly urbanized cities located in the concerned regions. Such plans shall be in consultation with the concerned sectors through mandatory conduct of public hearings.</p>	<p>may be, based on the preceding standards and guidelines as well as the city and municipal CLUPs.</p>	<p>submit the PPFPP to the Provincial Land Use Policy Council, created under Section 20 of this Act, for review and endorsement to the Sangguniang Panlalawigan, which shall adopt the same pursuant to Section 468 (2) (vii) of the LGC.</p>
<p><b>Regional Physical Framework Plans</b></p>		<p>(Included in Section 7, see above)</p>	<p>(Included in Section 7, see above)</p>	<p><b>Section 9.</b> In consultation with concerned sectors, the Regional Land Use Policy Council (RLUPC) shall define the desired spatial arrangement of land-using activities in the entire region, consolidating and harmonizing the provincial physical framework plans of provinces and independent cities within the territorial jurisdiction of the region. The RPFPP, which depicts an end-state scenario toward which efforts and activities are directed, shall consist of spatially-based and area-focused policies, consistent with those in the NFPP, to guide detailed physical, socio-economic, sectoral and investment planning.</p>
<p><b>Land Use Plan for Ancestral Domains</b></p>		<p><b>Section 8.</b> Land use plans for the delineated and recognized ancestral domains shall be formulated by the ICCs/IPs themselves in accordance with their particular needs and traditional resource and management systems with the assistance of the National Commission on Indigenous Peoples (NCIP) and the LGUs concerned. Such plans shall be recognized and integrated in the local, provincial, regional and national physical framework plans. Physical framework plans made prior to delineation of ancestral domains included</p>	<p><b>Section 8.</b> Land use plans for the delineated and recognized ancestral domains shall be formulated by the indigenous cultural communities/indigenous peoples (ICCs/IPs) themselves in accordance with their particular needs and traditional resource and management systems with the assistance of the National Commission on Indigenous Peoples (NCIP) and the LGUs concerned. Such plans shall be recognized and integrated in the CLUPs as well as in the provincial, regional and national</p>	

		in such plans or ordinances shall be without prejudice to the right of the ICCs/IPs concerned to adopt different land use categories in accordance with their particular needs and traditional resource and management systems.	physical framework plans. CLUPs or physical framework plans made prior to delineation of ancestral domains included in such plans or ordinances shall be without prejudice to the right of the ICCs/IPs concerned to adopt different land use categories in accordance with their particular needs and traditional resource and management systems.	
<b>Framework for Land Use Planning</b>				
<b>Priorities in Land Use Allocation and Planning</b>	<p>None for Biazon and Honasan.</p> <p>Good provision of Legarda. Because it excludes even with prior rights.</p>			<p><b>Section 10.</b></p> <p>In projecting spatial allocation for different land uses, the LGUs shall first exclude areas under protection land use of Section 13(A) hereof, national parks, energy resource lands, and prime agricultural lands to ensure ecological integrity, energy supply, and promote food security. Areas with prior rights and those with site-specific resources for basis services, such as but not limited to, water and indigenous energy resources, shall also be excluded. Spatial allocation and planning shall then proceed in accordance with Sections 12 and 13 hereof with priorities given to integrated watershed management areas, socialized housing sites, fisherfolk settlement in coastal areas, and waste disposal sites.</p>
<b>Adoption of Multiple Uses of Land Resources</b>	<p>Good provision of Legarda that regulates multiple use.</p>			<p><b>Section 11.</b></p> <p>The primary and alternative uses of a specific land resource shall be determined and evaluated prior to any decision for the assignment of its use. Areas feasible for</p>

				<p>sustainable land resource use may be considered multiple-use zones wherein settlements, tourism, agriculture, agro-forestry and extraction activities and other income-generating or livelihood activities may be allowed: Provided, That multiple uses of land resources shall be in accordance with priorities in land use allocation and planning and that no reclassification shall be allowed.</p>
<p><b>Basic Land Use Planning Considerations</b></p>	<p><b>Legarda's include technological changes and women and urban poor.</b></p>	<p><b>Section 13.</b> In determining the various land uses as provided for in Section 22 ,the physical characteristics of the land including the following shall be considered:</p> <ol style="list-style-type: none"> <li>a. Geology, geomorphology, geologic hazards (e.g. seismic, volcanic, sink holes, and landslides, among others), soil composition, terrain and slope;</li> <li>b. Demography (population size, density, urban and rural areas, etc.);</li> <li>c. Economic and related development activities;</li> <li>d. Existing and potential use;</li> <li>e. Environmental and other natural resource constraints; and</li> <li>f. Existing government policies on land allocation, utilization, management and disposition.</li> </ol>	<p><b>Section 13.</b> In determining the various land uses as provided for in Section 14 hereof, the physical characteristics of the land including the following shall be considered:</p> <ol style="list-style-type: none"> <li>a. Geology, geomorphology, geologic hazards (e.g. seismic, volcanic, mass movements, landslide, etc.), soil and slope;</li> <li>b. Demography (population size, growth and distribution);</li> <li>c. Food security, socio-economic and related development activities; mass movements, landslide, etc.), soil and slope;</li> <li>d. Energy security and self-sufficiency;</li> <li>e. Existing and potential land use;</li> <li>f. Environmental, natural resources, and other constraints;</li> <li>g. Existing government policies on land allocation, utilization, management and disposition.</li> </ol>	<p><b>Section 12.</b> In determining the various land uses, the people and their productive activities and the need for functional open spaces and preservation areas as well as the various interrelationships of the physical characteristics of the land and other elements therein shall be considered, among others, the following:</p> <ol style="list-style-type: none"> <li>a) Availability of natural resources including indigenous energy resources for energy security and self-sufficiency;</li> <li>b) Geology, geomorphology, geologic hazard, climate, soil and slope;</li> <li>c) Economic, environmental, social and related development activities;</li> <li>d) Existing government policies on land and natural resources allocation, utilization, management and disposition;</li> <li>e) Technological changes/ advancement;</li> <li>f) Existing customary rights for</li> </ol>

				<p>the protection of indigenous peoples and vulnerable groups including women and urban poor;</p> <p>g) Inventory of prior and existing rights, to harmonize determination of land use.</p>
<b>Categories of Land Uses for Planning Purposes</b>				
<b>Protection Land Use</b>	<p><b>Wider coverage in Legarda’s even outside NIPAS.</b></p>	<p><b>Section 14(a).</b>  <b>Protection Land Use</b> - the adoption of which intends to protect; preserve and enhance critical ecosystems from any human encroachment; regenerate and rehabilitate degraded land and other physical resources; ensure safeguard against environmental hazards including those resulting from unregulated activities; and enhance and sustain the benefits derived from maintaining the integrity of the nation’s land resources. Areas to be covered under this category are those under the NIPAS as provided for by R.A. No. 7586 and those outside the NIPAS that require rehabilitation and protection as identified by the Department of Environment and Natural Resources (DENR), in coordination with concerned LGUs, and in consultation with concerned sectors in the community;</p>	<p><b>Section 14(a).</b>  <b>Protection Land Use</b> - the adoption of which tends to protect, preserve and enhance critical ecosystems from any human encroachment, regenerate and rehabilitate degraded land and other physical resources, ensure safeguard against environmental hazards including those resulting from unregulated activities, and enhance and sustain the benefits derived from maintaining the integrity of the nation’s land resources. Areas to be covered under this category are those under the National Integrated Protected Areas Systems (NIPAS) as provided for by R.A. No. 7586 and those outside the NIPAS which require rehabilitation and protection as identified by the Department of Environment and Natural Resources (DENR), in coordination with concerned LGUs and National Government Agencies (NGAs), and in consultation with concerned stakeholders;</p>	<p><b>Section 13(a).</b>  <b>Protection Land Use</b> shall refer to the use of land primarily for rehabilitation, conservation, and protection purposes and the promotion of the country’s ecological and life-support systems. Planning for protection land use intends to achieve environmental stability and ecological integrity, ensure a balance between resource use and the preservation of some areas with environmental, aesthetic, educational, cultural and historical significance, and protect people and man-made structures from the ill- effects of natural hazards. Areas under this category are those under the coverage of Republic Act No. 7586 or the National Integrated Protected Areas System (NIPAS) law and other coastal and marine protected areas; those areas outside NIPAS but nonetheless require protection because of their outstanding physical and aesthetic features, anthropological significance, and biological diversity; and those areas prone to natural hazards. Areas outside the</p>

				<p>coverage of the NIPAS law include, but are not limited to the following:</p> <ul style="list-style-type: none"> <li>a.1. Reserved second growth forests above 1,000 meters in elevation and those 50% in slope gradient;</li> <li>a.2. Mangrove and fish sanctuaries, pursuant to Republic Act No. 8435 and Republic Act No. 8550;</li> <li>a.3. Buffer zones or strips/easements, pursuant to P.D. No. 705 and P.D. No. 1067;</li> <li>a.4. Salvage zones along foreshore areas, freshwater swamps and marshes, plazas and heritage/historic sites, pursuant to P.D. No. 2146;</li> <li>a.5. Watersheds or sources of domestic supply;</li> <li>a.6. Utility easement like transmission lines of power companies, oil and gas facilities, cell sites, and domestic water lines; or</li> <li>a.7. Amenity areas or those with high aesthetic values, pursuant to P.D. No. 2146.</li> <li>a.8. Natural and man-made areas/sites of cultural, historical and anthropological significance, which are declared as such by internationally recognized organizations and concerned national agencies.</li> </ul>
<b>Production Land Use</b>	<b>Wider and clearer description of Legarda.</b>	<b>Section 14(b).</b> <b>Production Land Use</b> - the adoption of which aims to determine the most efficient, sustainable, and equitable manner of utilizing, developing and	<b>Section 14(b).</b> <b>Production Land Use</b> - the adoption of which aims to determine the most efficient, sustainable, and equitable manner of utilizing,	<b>Section 13(b).</b> <b>Production Land Use</b> shall refer to the direct and indirect utilization

		<p>managing land for productive purposes. Areas included under this category are agricultural lands, coastal zones excluded by the DENR that are in environmentally critical conditions, production forest, mineral lands, industrial and/or commercial development areas, and tourism development areas;</p>	<p>developing and managing land for productive purposes. Areas included under this category are agricultural lands even though identified and delineated as protected-under Section 33 hereof, coastal zones including those declared by DENR and other similar government agencies that are in environmentally critical conditions, production forest, mineral lands, energy resource lands, industrial development areas, and tourism development areas;</p>	<p>of land resources for crop, fishery, livestock and poultry production, agroforestry, mining, industry, energy development, and tourism. Planning for production land shall determine the most efficient, sustainable, and equitable manner of utilizing, developing and managing land for productive purposes. Areas included in this category are agricultural lands, fishing grounds, fishponds, and fish cages, coastal and marine zones, production forest which comprise lands 18% to 50% in slope gradient such as: residual dipterocarps, rangelands for grazing purposes, industrial tree plantation/IFMA, community based agro-forestry areas and other reforestation projects; mineral lands or mining areas and reservations, energy resource lands, industrial development areas, and tourism development areas where productive activities could be undertaken to meet the country's requirements for food security, economic growth and development.</p>
<p><b>Settlements Development</b></p>	<p><b>Biazon and Honasan has urban framework because of mention of UDHA. Legarda's version accommodates fisher settlements.</b></p>	<p><b>Section 14(c).</b>  <b>Settlements development</b> - the adoption of which seeks to promote an orderly, equitable, and sustainable development of human settlements responsive to the needs of its inhabitants and the environment. Classification shall be made based on the predominant economic and socio-cultural activities, as urban or rural, and based on the topography and slope of land as upland, hillside, lowland, or coastal. Major uses under this category shall include: residential, including relocation and</p>	<p><b>Section 14(c).</b>  <b>Settlements development</b> - the adoption of which seeks to promote an orderly, equitable, and sustainable development of human settlements responsive to the needs of its inhabitants and the environment. Classification shall be made based on the predominant economic and socio-cultural activities, as urban or rural, and based on the topography and slope of land as upland, hillside, lowland, or coastal. Major uses under this category shall</p>	<p><b>Section 13(c).</b>  <b>Settlements Development</b> shall refer to any improvement on existing settlements in urban and rural areas or any proposed development of certain areas for settlement purposes involving the spatial distribution of population, identification of the roles and functions of key urban centers, determination of relationships</p>

		<p>resettlement sites for socialized housing as provided for in R.A. No. 7279 and socialized housing zones; commercial, industrial; institutional, (e.g., sites of both local and national government offices, education, and health facilities); recreational - including parks, urban forests, open or green spaces; and roads and transportation networks and facilities;</p>	<p>include: residential, including relocation and resettlement sites for socialized housing as provided for in R.A. No. 7279 (or the 'Urban Development and Housing Act of 1992' or 'UDHA') and socialized housing zones; commercial, industrial; institutional, (e.g., sites of government offices, health and education), utilities; tourism, recreational, including parks, urban forests, open or green space; waste disposal; and roads, rail transportation networks, and facilities;</p>	<p>among settlement areas, and the provision of basic services and facilities to such settlement. The settlement development plan ensure for the present and future generation the following: i) effective integration of activities within and among settlements, allowing efficient movement of people and production of commodities through the provision of appropriate land, infrastructure, and facilities; and ii) access of the population to housing, education, health care, recreation, transportation and communication, sanitation, and basic utilities such as water, power, waste disposal, and other services.</p>
<p><b>Infrastructure Development</b></p>	<p>This is the provision on multiple land use for Biazon and Honasan.</p>	<p><b>Section 14(d).</b>  <b>Infrastructure development</b> - which shall cover areas identified by the LGUs, the National Economic Development Authority (NEDA), and other concerned agencies as sites for priority infrastructure projects that will include, among others: power plants/stations and major substations; irrigation and flood control; sewerage and drainage facilities; water supply system and treatment plants; airports/ seaports/ fishports; major road, bridge, and railway trunklines; farm-to-market roads; agricultural research and development farms and/or stations; waste disposal facilities; telecommunication stations and similar facilities; disaster mitigation facilities; and market sites.</p> <p>Provided, That the determination of functional uses of lands within ancestral domains need not necessarily follow the land use categories provided for in this Act. The concerned ICCs/IPs may formulate separate land use categories for delineated ancestral domains, in accordance with</p>	<p><b>Section 14(d).</b>  <b>Infrastructure development</b> - which shall cover areas identified by the LGUs, the National Economic Development Authority (NEDA), and other concerned agencies as sites for priority infrastructure projects which shall include, among others: power plants/stations and major substations; indigenous energy resource exploration and development; irrigation and flood control; sewerage and drainage facilities; water supply system and treatment plants; airports/ seaports/ fishports; major road, bridge, and railway trunklines; farm-to-market roads; agricultural research and development farms and/or stations; waste disposal facilities; disaster mitigation facilities; and market sites. Provided, That the determination of functional uses of lands within ancestral domains need not necessarily follow the land use categories provided for in this Act and separate land use categories for delineated ancestral domains may be formulated by the concerned ICCs/IPs</p>	<p><b>Section 13(d).</b>  <b>Infrastructure Development</b> seeks to provide basic services and foster economic and other forms of integration necessary for producing or obtaining the material requirements of Filipinos, in an efficient, responsive, safe and ecologically friendly built environment. It covers these sub-sectors: transportation, communications, indigenous energy exploration and development, water resources, and social infrastructure. Provided, That the determination of functional uses of lands within ancestral domains shall consider traditional resource and management systems that do not endanger the lives and property of the local community and neighboring areas or increase I the</p>

		their particular needs and traditional resource and management systems through the assistance of the NCIP.	themselves in accordance with their particular needs and traditional resource and management systems.	vulnerability of the natural environment to the effects of natural and man-induced geological processes.
<b>Multiple Land Uses</b>			<b>Section 15.</b> Subject to the provisions of this Act, the LUPA shall encourage multiple land uses as long as they are complementary and not incompatible with each other.	
<b>Categories of Water Uses for Planning Purposes</b>	Cross refer to Water use Code	<b>Section 15.</b> For purposes of this Act, the categories of water uses for planning purposes shall be in accordance with existing laws. Notwithstanding such laws, the categories to be adopted must complement and support the foregoing categories for land use planning. Within six (6) months from the effectivity of this Act, after the conduct of public consultations, the National Water Resources Board (NWRB) and the Administration shall jointly adopt and issue implementing guidelines, rules and regulations that will promote the integration of sound water resource utilization, allocation, management, and development with the requirements of sustainable land use planning.	<b>Section 16.</b> For purposes of this Act, the categories of water uses for planning purposes shall be in accordance with existing laws. Notwithstanding such laws, the categories to be adopted must complement and support the foregoing categories for land use planning. Within six (6) months from the effectivity of this Act, after the conduct of public consultations, the National Water Resources Board (NWRB) and the LUPA shall jointly adopt and issue implementing guidelines, rules and regulations that will promote the integration of sound water resource utilization, allocation, management, and development with the requirements of sustainable land use planning.	
<b>Implementing Structure and Mechanism</b>				
<b>Land Use Policy Council or Administration</b>		<b>Section 16.</b> Reconstitution of the National Land Use Committee into the Land Use Policy Administration (LUPA). – The National Land Use	<b>Section 17.</b> Creation of the Land Use Policy Administration (LUPA). – the Land Use Policy Administration (LUPA) is hereby created which	<b>Section 14.</b> Creation of the Land Use Policy Council (LUPC).- The LUPC is hereby created. It shall exercise the

	<p>HLURB will not be dissolved but will be clipped on land use planning.</p> <p>Legarda's only resolve conflict of agencies not sectors.</p> <p>For Biazon and Honasan—exec sec. will head For Legarda—NEDA, has gender balanced representation.</p>	<p>Committee under the NEDA is hereby reconstituted as into the Land Use Policy Administration (LUPA) or Administration as referred to in this Act. The powers and functions vested by law to the Housing and Land Use Regulatory Board (HLURB) pertaining to land use are hereby transferred to the LUPA. The LUPA shall be the highest policy-making body on land use and shall perform the task of integration of efforts, monitoring of developments relating to land use, evolution of policies, and regulation and direction.</p> <p style="text-align: center;"><b>Section 17.</b></p> <p>Executive Board. - The Administration shall have an Executive Board, hereinafter referred to as the Board, whose main function is to direct the implementation of the provisions of this Act, and shall be composed of nineteen (19) members, to wit:</p> <ul style="list-style-type: none"> <li>(a) The Executive Secretary as Chairperson;</li> <li>(b) The Director-General of the National Economic and Development Authority (NEDA) as Vice-Chairperson;</li> <li>(c) The Secretaries of Environment and Natural Resources; Agriculture; Agrarian Reform; Trade and Industry; Public Works and Highways; Transportation and Communications; Energy; Science and Technology; Tourism; Interior and Local Government; and Justice;</li> <li>(d) The Chairperson of the Housing and Urban Development Coordinating Council (HUDCC);</li> <li>(e) Four (4) representatives from the different basic sectors with direct involvement in sustainable land use such as urban poor, peasants, fisherfolk, and indigenous peoples who shall be appointed by the President based on the nomination and recommendation of the sectors they respectively represent- as members;</li> <li>(f) The Administrator of the LUPA. As ex-officio member, who shall likewise act as</li> </ul>	<p>shall be the highest policy-making body on land use and shall perform the task of integration of efforts, monitoring of developments relating to land use, evolution of policies, and regulation and direction of land use planning processes. The powers and functions vested by law to the Housing and Land Use Regulatory Board (HLURB) and to the National Land Use Committee (NLUC) under the National Economic Development Authority (NEDA) pertaining to land use are hereby transferred to the LUPA.</p> <p style="text-align: center;"><b>Section 18.</b></p> <p>Executive Board. - The LUPA shall have an Executive Board, hereinafter referred to as the Board, whose main function is to direct the implementation of the provisions of this Act, and shall be composed of nineteen (19) members:</p> <ul style="list-style-type: none"> <li>(a) The Executive Secretary as Chairperson;</li> <li>(b) The Secretary of the Department of Environment and Natural Resources (DENR) and the Director-General of the National Economic and Development Authority (NEDA) as Vice-Chairpersons;</li> <li>(c) The Secretaries of Agriculture; Agrarian Reform; Trade and Industry; Public Works and Highways; Transportation and Communications; Energy; Science and Technology; Tourism; Interior and Local Government; and Justice as members;</li> <li>(d) The Chairperson of the Housing and Urban Development Coordinating Council (HUDCC) as member;</li> <li>(e) Four (4) representatives from the different basic sectors with direct involvement in sustainable land use such as urban poor, peasants, fisherfolk, and indigenous peoples who shall be appointed by the President based on the nomination and recommendation of the sectors they respectively represent- as</li> </ul>	<p>powers and responsibilities of the National Land Use Committee (NLUC) and the powers and functions vested by law to the Housing and Land Use Regulatory Board (HLURB) pertaining to land use planning. The LUPC shall act as the highest policy making body on land use and resolve land use policy conflicts between or among agencies, branches, or levels of the government. It shall integrate efforts, monitor developments relating to land use and the evolution of policies, and regulate and direct land use planning processes.</p> <p style="text-align: center;"><b>Section 15.</b></p> <p>Composition of the LUPC.- The LUPC shall be composed of sixteen (16) members.</p> <ul style="list-style-type: none"> <li>a) The Secretary of Socio-Economic Planning as Chairperson;</li> <li>b) The Secretaries of Environment and Natural Resources and Agriculture as Vice-Chairpersons;</li> <li>c) The Secretaries of Land Reform, Trade and Industry, Public Works and Highways, Transportation and Communications, Tourism, Interior and Local Government, Justice, Transportation and Communication and Energy;</li> <li>d) The Chairperson of the Housing and Urban Development Coordinating Council; and</li> <li>e) A representative each from four (4) basic sectors directly</li> </ul>
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	<p>All have quasi-judicial functions. They hear and decide cases involving conflicting land use plans but only between agencies.</p> <p>No representative from NCIP.</p> <p>Legarda's has LUPC technical Board.</p> <p>Who will decide the issues? (no specific body)</p> <p>Legarda's NEDA lead role</p>	<p>Secretary to the Board.</p> <p>A consultative body composed of seven (7) members from the private sector, particularly the business groups, NGOs and POs, and the academic community shall likewise be convened every twice a year.</p> <p><b>Section 18.</b> Powers and Functions. - The Administration shall have the following powers and functions:</p> <ul style="list-style-type: none"> <li>(a) Formulate policies on, and promulgate, in consultation with all concerned sectors, national and regional standards and guidelines on land use and physical planning, and issue corresponding rules and regulations to enforce compliance thereof;</li> <li>(b) Formulate a National Physical Framework Plan and its regional counterparts based on land use plans at the local levels that shall serve as guide in translating the national development plan into physical and spatial terms;</li> <li>(c) Establish a National Land Use Information System which shall integrate and process information on land use and allocation generated by the various national government agencies, define information requirements at various levels, and standardize information inputs/outputs including scales and symbols in the case of territorial and sectoral maps;</li> <li>(d) Undertake the gathering of data, the conduct of studies pertaining to land use planning, including studies on the management of identified land uses, and such other studies not undertaken by other government agencies;</li> <li>(e) Review the physical framework and/or use plans adopted by provinces and highly urbanized and independent cities, to ensure consistency with the National Land Use Planning and Zoning Guidelines and Standards as provided in Section 16 hereof;</li> </ul>	<p>members;</p> <ul style="list-style-type: none"> <li>(f) The Administrator of the LUPA. As ex-officio member, who shall likewise act as Secretary to the Board.</li> </ul> <p>A consultative body composed of representatives from the leagues of Municipalities, Cities, and Provinces and from non-government sector such as the business sector, NGOs and POs, and the academic community shall likewise be convened every two (2) months.</p> <p><b>Section 19.</b> Powers and Functions. - The LUPA shall have the following powers and functions:</p> <ul style="list-style-type: none"> <li>(a) Formulate policies on, and promulgate, in consultation with all concerned stakeholders, national standards and guidelines on land use and zoning under Sections 5 and 9 hereof, and issue corresponding rules and regulations to enforce compliance thereof;</li> <li>(b) Formulate NPPF and RPPFs based on land use plans at the local levels that shall serve as guide in translating the national development plan and pertinent sectoral plans consistent with the provisions of this Act into physical and spatial terms;</li> <li>(c) Establish a National Land Use Allocation System which shall provide detailed guidelines on land use policy areas or categories for land use planning under Section 14 hereof;</li> <li>(d) Establish a National Land Resource Information Management System, which shall integrate and process information on land use and allocation generated by the various national government agencies, define information requirements at various levels, and standardize information inputs/outputs including scales and symbols in the case of</li> </ul>	<p>involved in land use, namely: urban poor, peasants, fisherfolk, and indigenous peoples who shall be appointed by the President of the Philippines based on the nomination and recommendation of the respective sectoral councils of the National Anti-Poverty Commission (NAPC). Two sectoral representatives shall be women.</p> <p>A consultative body shall likewise be convened at least once a year or as often as may be necessary. It shall be composed of representatives from the Leagues of Municipalities, Cities, and Provinces, other government agencies not represented in the LUPC, and from non-government sectors such as the private sector, NGOs and POs, and the academic community.</p> <p><b>Section 16.</b> Powers and Functions. The LUPC shall have the following powers and functions:</p> <ul style="list-style-type: none"> <li>a) Advise the President of the Philippines and the NEDA Board on all matters concerning land use and physical planning;</li> <li>b) Integrate and harmonize all laws and policies relevant to land use to come up with a rational, cohesive, and comprehensive national land use framework;</li> <li>c) Formulate policies and endorse land use and physical</li> </ul>
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		<p>relative thereto, it may approve any such plans as a whole or in parts, and require such revision or modification thereof as may be necessary;</p> <p>(f) Issue the planning guidelines and initiate the preparation of the physical framework and land use plans at the regional and local levels, respectively. A mechanism for the translation of sectoral plans into spatial and physical dimensions for integration into the various local land use plans shall likewise be formulated.</p> <p>(g) Oversee and monitor concerned government agencies and entities of the government in the enforcement and implementation of policies and regulations related to land use and resources management and development.</p> <p>(h) Coordinate with, and assist other government agencies and LGUs and instrumentalities in planning, developing, and implementing their land use classification programs, and to furnish, to the extent possible, technical assistance and guidance;</p> <p>(i) Hear and resolve conflicts in land use planning, classification and allocation that may arise between agencies of the national government, between local and national, national and regional, and/or regional and local planning or development agencies, including local government units subject to Section 24 and 25, hereof.</p> <p>(j) Call on and deputize any department, bureau, office, agency or instrumentality of the government, including the police forces, and/or private entities and organization for cooperation, support, and assistance in the performance of its functions;</p> <p>(k) Adopt its own organizational plan and staffing pattern, create central and regional offices for an effective and efficient way of providing service to the people; and</p> <p>(l) Perform such other acts and functions and exercise such other powers as may be necessarily implied, inherent, incident, or</p>	<p>territorial and sectoral maps;</p> <p>(e) Undertake the gathering of data, the conduct of studies pertaining to land use planning, including studies on the management of identified land uses, and such other studies not undertaken by other government agencies;</p> <p>(f) Coordinate with, and assist other government agencies and LGUs in planning, developing, and implementing their land use classification programs, and to furnish, to the extent possible, technical assistance and guidance;</p> <p>(g) Monitor and coordinate concerned agencies and entities of the government in the enforcement and implementation of policies and regulations relating to land use ad resource management and development;</p> <p>(h) Hear and resolve conflicts in land use planning, classification and allocation that may arise: (1) at the first instance – between NGAs, between an NGA and an LGU, between an NGA and any regional or local planning bodies, and other cases not falling under its appellate capacity; (2) in its appellate capacity – with respect to conflicts arising from the disapproval/modification of CLUPs of component cities and municipalities by provinces and from the disapproval/modification of PPFs of provinces by the RLUCs or of the CLUPs of independent component and highly-urbanized cities also by the RLUCs;</p> <p>(i) Call on and deputize any department, bureau, office, agency or instrumentality of the government, including the police forces, and/or private entities and organization for cooperation, support, and assistance in the performance of its functions;</p> <p>(j) Adopt its own organizational plan and staffing pattern, create central and</p>	<p>planning-related policies that may be formulated by the RLUPC and concerned agencies as well as promulgate zoning and other land use control standards and guidelines which shall guide the formulation of land use plans and zoning ordinances by local governments;</p> <p>d) Prepare, periodically review and if necessary, update the NFPP and RPPF to provide the general framework for the spatial development directions for the entire country and sub-national levels;</p> <p>e) Establish a National Land Resource Information and Management System that shall integrate and process information on land use and allocation generated by the various national government agencies; define information requirements at various levels; and standardize information inputs and outputs including scales and symbols used in territorial and sectoral maps;</p> <p>f) Undertake the gathering of data, the conduct of studies pertaining to land use planning including studies on the management of identified land uses and such other studies not undertaken by other government agencies;</p> <p>g) Recommend to the President of the Philippines the adoption, passage, or amendment of laws to ensure</p>
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		<p>related to the foregoing.</p> <p><b>Section 19.</b> Offices, Units and Staff Support. - The Administration shall be assisted by a secretariat under the general supervision of the Administrator.</p> <p><b>Section 20.</b> Powers and Functions of the Administrator. - The Administrator shall have the following powers and functions:</p> <p>(a) Act as the executive head of the Administration and perform the powers and functions incidental to said position;</p> <p>(b) Be responsible for the implementation and overall execution of the policies, rules and regulations, and decisions adopted by the Board; and as such, he/she shall issue the corresponding implementing administrative issuances, and promulgate opinions and interpretative circulars and rulings to ensure the expeditious and effective implementation thereof;</p> <p>(c) Perform such other powers and functions as may be inherent incidental or related to the foregoing.</p> <p><b>Section 21.</b> Qualifications of the Administrator. – No person shall be appointed Administrator of the LUPA unless he or she is a citizen and resident of the Philippines, of good moral character, and of proven competence in any of the following fields: (a) environment and/or physical planning; (b) land resources management; or (c) development planning and management for a period of ten (10) years. The Administrator shall be appointed by the President and shall have the rank of a Cabinet Secretary.</p> <p>The Administrator shall be at least 35 years of age on the date of their appointment, of good moral character, and recognized executive ability and competence in previous public or private</p>	<p>regional offices, and assist the LGUs in the formation of local land use committees; and</p> <p>(k) Perform such other acts and functions and exercise such other powers as may be necessarily implied, inherent, incidental, or related to the foregoing.</p> <p><b>Section 20.</b> Offices, Units and Staff Support. - The LUPA shall be assisted by a secretariat under the general supervision of the Administrator. The Administrator may organize at the central and regional levels such offices as may be necessary subject to civil service rules and regulations. Subject to existing laws, rules and regulations and until such time that LUPA shall have been fully organized and operational, agencies performing functions related to land use shall continue to discharge the same, under the operational supervision and control of LUPA and consistent with the national guidelines and standards set forth in Section 5 hereof.</p> <p><b>Section 21.</b> Powers and Functions of the Administrator. - The Administrator shall have the following powers and functions:</p> <p>(a) Act as the executive head of the LUPA and perform the powers and functions incidental to said position;</p> <p>(b) Be responsible for the implementation and overall execution of the policies, rules and regulations, and decisions adopted by the Board; and as such, he/she shall issue the corresponding implementing administrative issuances, and promulgate opinions and interpretative circulars and rulings to ensure the expeditious and effective implementation thereof;</p> <p>(c) Perform such other powers and functions as may be inherent, incidental or related to the foregoing. The decisions of the Administrator may be appealed to the</p>	<p>that sectoral programs, plans, projects, and activities, including local government initiatives affecting land use are consistent with national development objectives;</p> <p>h) Coordinate with and assist other government agencies and LGUs in planning, developing, and implementing their land use classification programs, and provide, to the extent possible, technical assistance and guidance;</p> <p>i) Monitor and coordinate the activities of concerned agencies and entities of the government, as well as LGUs, in the enforcement and implementation of policies and regulations relating to land use and resource management and development;</p> <p>j) Call on any department, bureau, office, agency, or instrumentality of the government, and or private entities and organization for cooperation, support, and assistance in the performance of its functions;</p> <p>k) Assist the LGUs in the formation of local land use policy councils at the local levels;</p> <p>l) Design and implement, in coordination with the DILG, a long-term capability-building program for LGUs to enable them to undertake a participatory and effective land use planning;</p>
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		<p>employment.</p> <p><b>Section 22.</b> Qualifications, Rank and Duties of the Deputy Administrator. – The Administrator shall be assisted by a Deputy Administrator who shall be appointed by the president upon the recommendation of the Board. The Deputy Administrator shall have the same qualifications as the Administrator and shall have the rank of an Undersecretary. The Deputy Administrator shall be the operational administrative manager of the LUPA and shall assist the Administrator in whatever capacity and perform other functions and duties that may be assigned to him or her by the Administrator.</p> <p><b>Section 23.</b> Central and Regional Offices. – The Administrator may organize at the central and regional levels such offices as may be necessary subject to Civil Service rules and regulations.</p>	<p>LUPA Board.</p> <p><b>Section 22.</b> Qualifications of the Administrator. - The Administrator must have a background or significant training preferably in the field of environment and/or physical planning, land resources management, or development planning and management for a period of at least five (5) years. He/she shall be appointed by the President and shall have the rank of a Cabinet Secretary.</p> <p><b>Section 23.</b> Qualifications, Rank and Duties of the Deputy Administrator. – The Administrator shall be assisted by a Deputy Administrator who shall be appointed by the president upon the recommendation of the Board. The Deputy Administrator shall have the same qualifications as the Administrator and shall have the rank of an Undersecretary. The Deputy Administrator shall be the operational administrative manager of the LUPA and shall assist the Administrator in his/her routine housekeeping functions.</p>	<p>m) To prescribe, in consultation with the DILG and other concerned agencies, as applicable, the land valuation of the specific land use categories listed in Section 13 hereof, to ensure the equitable access of the land to all sectors, taking into consideration that to keep basic services affordable to the public, land valuation where these services are located shall be kept to the minimum;</p> <p>n) Decide and resolve policy conflicts on land use between or among agencies, branches, or levels of the government and unresolved land use policy conflicts at the regional level;</p> <p>o) Adopt rules of procedures for the orderly and expeditious conduct of meetings and other business of the Council; and</p> <p>p) Perform such other acts and functions and exercise such other powers as may be necessarily implied, inherent, incident, or related to the foregoing.</p> <p><b>Section 17.</b> LUPC Technical Board (LUPC-TB). A Technical Board shall be created to provide technical support to the LUPC. It shall be composed of:</p> <p>a. NEDA Deputy Director-General for Regional Development as Chairperson;</p> <p>b. Representatives of the</p>
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				<p>member agencies/institutions of the LUPC, who shall have a rank not lower than Director level; and</p> <p>c. The representatives of the four (4) basic sectors as enumerated in Section 15 (e) of this Act.</p> <p><b>Section 18.</b> Offices, Units and Staff Support. The NEDA Regional Development Office shall continue to provide core secretariat services to LUPC, its Technical Board and RLUPC. Other government agencies may also be called upon for staff support.</p>
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<p><b>Land Use Development Councils as Local Land Use Policy Councils and Land Use Committees</b></p>	<p>Who will decide the problems on existing sectoral conflicts?  What happens to coslap?</p>	<p><b>Section 30.</b> Local Land Use Committee. - The LGUs without existing LDCs as mandated by R.A. No. 7160 shall create their respective LDCs within one (1) year from the effectivity of this Act. Henceforth, existing and newly formed LDCs shall create within one (1) year from the effectivity of this Act or from their creation as the case may be, a local land use committee to assist them in performing such functions as defined in this Act: Provided, That membership therein must, among others, include representatives from concerned NGOs and POs, such as but not limited to peasants, fisherfolk,</p>	<p><b>Section 24.</b> Local Development Councils and land use Committees. – The formulation of the CLUPs and PFPs shall be the primary responsibility of the Local Development Councils (LDCs). The LGUs without existing LDCs as mandated by R.A. No. 7160 shall create their respective LDCs within one (1) year from the effectivity of this Act. Local land use committees pertain to the provincial, city, or municipal land use committees (PLUCs, CLUCs, MLUCs) formed by the LDCs. Existing and newly formed LDCs shall create within one (1) year from the effectivity of this Act or from their creation as</p>	<p><b>Section 19.</b> City/Municipal Development Councils. The City/Municipal Development Councils (C/MDCs), created under Section 106 of the LGC, shall act as the City/Municipal Land Use Policy Council that will tackle land use concerns whenever necessary. In addition to the functions enumerated in Section 109 of the LGC, the C/MDC shall:</p>

		<p>urban poor, and indigenous cultural communities/indigenous peoples. Other concerned sectors shall also be invited during committee deliberations and public hearings.</p>	<p>the case may be, a local land use committee to assist them in performing such functions as defined in this Act: Provided, That membership therein must, among others, include representatives from concerned NGOs and POs, such as but not limited to peasants, fisherfolk, urban poor, and indigenous cultural communities/indigenous peoples. Other concerned sectors shall also be invited during committee deliberations and public hearings. The LUCs/MLUCs shall likewise solicit the land use positions, views, perspectives and issues raised and articulated by the concerned communities through their respective barangay representatives who shall also participate during the public hearings. Until such time that the LUPA shall have created its counterpart committees at the regional level, the regional land Use Committees (RLUCs) under the regional Development Councils (RDCs) shall act as the counterpart of the LUPA and shall perform such functions as defined under this act.</p>	<ul style="list-style-type: none"> <li>a. Advise the Sangguniang Bayan or Sangguniang Panlungsod on all matters pertaining to land use and physical planning;</li> <li>b. Review and endorse to the Sangguniang Bayan or Sangguniang Panlungsod for adoption, the CLUP prepared and periodically updated by the City/Municipal Planning and Development Office and other land use and physical planning-related policies; and</li> <li>c. Decide and resolve conflicts regarding the violation of zoning ordinances including opposition to applications for locational clearances, permits or certificates.</li> </ul> <p>For purposes of this Act, the City/Municipal Planning and Development Coordinator (C/MPDC) shall (a) act on all applications for locational clearances for all projects except those of vital and national economic or environmental significance, and (b) monitor on-going/existing projects within their respective jurisdictions and issue notices of violation to owners, developers, or managers of projects that are violative of zoning ordinances.</p> <p>The C/MDC may call upon any local official concerned such as C/MPDC, City/Municipal Agriculturist, City/Municipal Environment and Natural Resources Officer, City/Municipal Engineer, City/Municipal Assessor,</p>
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				<p>or any official of national agencies during discussions on land use and physical planning concerns.</p> <p>Local government units without operational C/MDCs as mandated by the 1991 LGC shall activate their respective Councils within six (6) months from the effectivity of this Act.</p> <p><b>Section 20.</b> Provincial Land Use Policy Council (PLUPC). The Provincial Development Council (PDC), created under Section 106 of the LGC, shall act as the Provincial Land Use Policy Council that will tackle land use concerns whenever necessary.</p> <p>In addition to the functions enumerated in Section 109 of the LGC, the PLUPC shall:</p> <ol style="list-style-type: none"> <li>a. Advise the Scxgguniang Panlalawigan on all matters pertaining to land use and physical planning;</li> <li>b. Review and endorse to the Sangguniang Panlalawigan for adoption, the PPFPP prepared and periodically updated by the Provincial Planning and Development Office and other land use and physical planning-related policies;</li> <li>c. Assist the Sangguniang Panlalawigan in reviewing the CLUPs of component cities/municipalities to ensure consistency with the PPFPP and compliance with the limits prescribed under the</li> </ol>
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				<p>1991 LGC for reclassifying agricultural lands; and</p> <p>d. Decide and resolve policy conflicts on land use planning, classification, and allocation that may arise between or among cities/municipalities and any unresolved land use conflicts at the city/municipal level.</p> <p>The PLUPC may call upon any local official concerned such as Provincial Planning and Development Coordinator, Provincial Agriculturist, Provincial Environment and Natural Resources Officer, Provincial Engineer, Provincial Assessor, or any official of national agencies and other relevant agencies during discussions on land use and physical planning concerns.</p> <p><b>Section 21.</b> Regional Land Use Policy Council (RLUPC). At the regional level, the RLUPC will be institutionalized, replicating the LUPC structure and composition. The RLUPC shall have the following functions:</p> <p>a. Adopt regional policies on land use and physical planning;</p> <p>b. Prepare and periodically update the RPPF, taking into consideration national policies and lower level plans;</p> <p>c. Review, prior to adoption by respective Sanggunians, the PPFs and CLUPs of highly urbanized and independent component cities to ensure</p>
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				<ul style="list-style-type: none"> <li>d. consistency with the RFPF and national policies set forth by LUPC and compliance With limits prescribed under the 1991 LGC for reclassifying agricultural lands;</li> <li>e. Decide and resolve policy conflicts on land use planning, classification, and allocation that may arise between or among regional line agencies, provinces and cities/ municipalities;</li> <li>f. Monitor changes in land use and other physical resources in the region;</li> <li>g. Coordinate and monitor the land use activities of regional line agencies and LGUs;</li> <li>h. Evaluate consistency of major programs and projects with the RFPF and their impact on land use and the environment;</li> <li>i. Undertake the gathering of regional data for the Land Resource Information and Management System, and;</li> <li>j. Perform other related functions as may be directed by the LUPC:</li> </ul>
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<b>Adoption, Approval, and Review of Land Use Plans</b>		<p style="text-align: center;"><b>Section 25.</b> Component Cities and Municipalities. - Component cities and municipalities have the power and authority to adopt and approve their respective land use plans through their respective Sanggunians but subject to the power of review of their respective provinces.</p> <p style="text-align: center;"><b>Section 26.</b> Provinces and Independent and Highly Urbanized Cities. – Provinces and independent and highly urbanized cities shall have the power and authority to adopt and approve their respective land use plans through their respective Sanggunians and the enactment of zoning ordinances but subject to the power of review of the Administration through its RLUCs. Until such time that the Administration shall have created its counterpart committees at the regional level, the RLUCs under the RDCs shall act as the counterpart of the Administration and shall perform such functions as defined under this Act.</p>	<p style="text-align: center;"><b>Section 25.</b> Component Cities and Municipalities. - Component cities and municipalities have the power and authority to adopt and approve their respective CLUPs through their respective Sanggunians but subject to the power of review of their respective provinces only with respect to the consistency of the CLUPs and ZOs with Sections 5 and 9 hereof.</p> <p style="text-align: center;"><b>Section 26.</b> Provinces and Independent and Highly Urbanized Cities. – Provinces and independent and highly urbanized cities shall have the power and authority to adopt and approve their respective CLUPs and ZOs through their respective Sanggunians but subject to the power of review of the LUPA through its RLUCs or as provided for in Section 25 hereof and only with respect to the consistency of the CLUPs and ZOs with Sections 5 and 9 hereof.</p>	<p style="text-align: center;"><b>Section 22.</b> Component Cities and Municipalities.- Component cities and municipalities shall have the power and authority to adopt and approve their respective CLUPs and ZOs through their respective sanggunians subject to the power of review of their respective provinces only with respect to the consistency of the CLUPs and ZOs with Section 6 hereof on the preparation of the PFP.</p> <p style="text-align: center;"><b>Section 23.</b> Provinces and Independent and Highly Urbanized Cities.- Provinces and independent and highly urbanized cities shall have the power and authority to adopt and approve their respective CLUPs, ZOs or PFP, as the case may be, through their respective sanggunian but subject to the review of the RLUPC as provided in Section 21 hereof.</p>
<b>Responsibilities of National</b>		<b>Section 27.</b>	<b>Section 27.</b>	<b>Section 24.</b>

<p><b>Government Agencies and LGUs</b></p>		<p>National Base Mapping Program. - A National Mapping Program shall be implemented, coordinated, and monitored through the creation of an inter-agency technical committee composed of the LUPA , as the lead agency, the National Mapping and Resource Information Authority (NAMRIA), the Bureau of Soils and Water Management (BSWM), the Forest Management Bureau (FMB), the Land Management Bureau (LMB), the Protected Areas and Wildlife Bureau (PAWB), the Philippine Institute of Volcanology and Seismology (PHIVOLCS), the Department of Agrarian Reform (DAR), the National Water Resources Board (NWRB), and other concerned government agencies/bureaus.</p> <p>For purposes of uniformity and standardization, the LGUs, properly assisted by the appropriate agencies of the national government, shall likewise prepare their respective territorial maps using scales, symbols, and other indicators to be prescribed in accordance with this Act.</p> <p style="text-align: center;"><b>Section 28.</b></p> <p>National Geo-hazard Mapping. - A nationwide Geo-hazard Mapping Program shall be implemented jointly through the LUPA by the PHIVOLCS, the Philippine Atmospheric, Geophysical and Astronomical Services Administration (PAGASA), and the Mines and Geosciences Bureau (MGB), in coordination with the National Disaster Coordinating Councils, and other concerned government agencies. The program shall include the generation of indicative geo-hazard zoning maps that will outline areas in the Philippines prone to liquefaction, land slides, flooding, lahar, ground rupturing, tsunami, river erosion, coastal erosion, sinkhole collapse, earthquake, lava flow, pyroclastic flow, base surge, and other natural hazards.</p> <p>For purposes of uniformity and standardization and in order to develop a safe built environment, the LGUs shall incorporate and integrate the</p>	<p>National Base Mapping Program. - A National Mapping Program shall be implemented, coordinated, and monitored through the creation of an inter-agency technical committee composed of the LUPA , as the lead agency, the National Mapping and Resource Information Authority (NAMRIA), the Bureau of Soils and Water Management (BSWM), the Mines and Geosciences Bureau (MGB), the Forest Management Bureau (FMB), the Land Management Bureau (LMB), the Protected Areas and Wildlife Bureau (PAWB), the Philippine Institute of Volcanology and Seismology (PHIVOLCS), the Department of Agrarian Reform (DAR), the National Water Resources Board (NWRB), the Department of Energy (DOE), and other concerned government agencies/bureaus.</p> <p>For purposes of uniformity and standardization, the LGUs, to be assisted by the appropriate agencies of the national government, shall likewise prepare their respective territorial maps using scales, symbols, and other indicators to be prescribed in accordance with this Act.</p> <p style="text-align: center;"><b>Section 28.</b></p> <p>National Geo-hazard Mapping. - A nationwide Geo-hazard Mapping Program shall be implemented jointly through the LUPA by the PHIVOLCS, the Bureau of Soils, the Philippine Atmospheric, Geophysical and Astronomical Services Administration (PAGASA), and the Mines and Geosciences Bureau (MGB), in coordination with the National Disaster Coordinating Councils, and other concerned government agencies. The program shall include the generation of indicative geo-hazard zoning maps that will outline areas in the Philippines prone to liquefaction, land slides, flooding, lahar, ground rupturing, tsunami, river erosion, coastal erosion, sinkhole collapse, earthquake, lava flow, pyroclastic flow, base</p>	<p>National Base Mapping Program.- A national mapping program shall be implemented, coordinated, and monitored through the creation of an Inter-agency Technical Committee (ITC) composed of the National Mapping and Resource Information Authority (NAMRIA), as the lead agency, the Bureau of Soils and Water Mangement (BSWM), the Forest Management Bureau (FMB), the Land Management Bureau (LMB), the Protected Areas and Wildlife Bureau (PAWB), the Mines and Geosciences Bureau (MGB), the Philippine Institute of Volcanology And Seismology (PHIVOLCS), DLR, the National Water Resources Board (NSWRB), DOE, NEDA and other concerned government agencies/bureaus. The ITC shall be constituted, and the mapping program initiated, within thirty (30) days from the effectivity of this Act.</p> <p>For purposes of uniformity and standardization, the LGUs, to be assisted by the appropriate agencies of the national government, shall likewise prepare their respective territorial maps using scales, symbols, and other indicators to be prescribed in accordance with this Act: The completed maps shall be integrated in the NFPP pursuant to Section 9 hereof.</p> <p style="text-align: center;"><b>Section 25.</b></p> <p>National Geo-hazard Mapping Program.- Within thirty (30) days from the effectivity of this Act, a</p>
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		<p>generated geo-hazard zoning maps in the preparation of their respective PFP, Development Master Plans and CLUPs. The geo-hazard maps shall serve as guide for all the LGUs in the preparation of their own hazards-constrained development plans.</p> <p><b>Section 29.</b> Scope and Nature of Responsibilities of other National Government Agencies (NGAs). - All concerned national government agencies or bodies shall periodically report to the Administration on the various activities and accomplishments relative to land use. Likewise, they shall provide for their respective sectoral/development plans and render technical and administrative support if called upon by the LUPA relative to the implementation of the provisions of this Act.</p> <p><b>Section 30.</b> Monitoring the Implementation of the Physical Framework and Land Use Plans - The LDCs shall submit an annual report on the implementation of their land use plans and zoning ordinances to the LUPA through the Sangguniang Panlalawigan, or in the case of highly urbanized and independent cities, through their respective Sanggunians.</p>	<p>surge, and other natural hazards.</p> <p>For purposes of uniformity and standardization and in order to develop a safe built environment, the LGUs shall incorporate and integrate the generated geo-hazard zoning maps in the preparation of their respective CLUPs and ZOs. The geo-hazard maps shall serve as guide for all the LGUs in the preparation of their own hazards-constrained development plans.</p> <p><b>Section 29.</b> Scope and Nature of Responsibilities of other National Government Agencies (NGAs). - All concerned NGAs shall periodically report to the LUPA on the various activities and accomplishments relative to land use. Likewise, they shall provide for their respective sectoral/development plans and render technical and administrative support if called upon by the LUPA relative to the implementation of the provisions of this Act.</p> <p><b>Section 30.</b> Submission of Annual Report on the Implementation of CLUPs and ZOs. - The LDCs shall submit an annual report on the implementation of their land use plans and zoning ordinances to the LUPA through the Sangguniang Panlalawigan, or in the case of highly urbanized and independent cities, through their respective Sangguniang Panlungsod.</p>	<p>nationwide geo-hazard mapping program shall be initiated jointly thru the LUPC by the PHIVOLCS, the Philippine Atmospheric Geophysical and Astronomical Services Administration (PAGASA), the NAMRIA, the Mines and Geosciences Bureau (MGB), BSWM, and DOE, in coordination' with the National Disaster Coordinating Council (NDCC), the Regional Disaster Coordinating Councils, and other concerned government agencies.</p> <p>The program shall include the generation of indicative geo-hazard zoning maps that will outline areas in the Philippines which are prone to liquefaction, land slides, flooding, lahar, ground rupturing, tsunami, river erosion, coastal erosion, sinkhole collapse, earthquake, lava flow, pyroclastic flow, base surge, and other natural hazards.</p> <p>For purposes of uniformity and standardization and in order to develop a safe-built environment, the LGUs shall subsequently incorporate and integrate the generated geo-hazard zoning maps in their respective CLUPs. Said geo-hazard maps shall serve as guide for all the LGUs in the preparation of their own hazards-constrained development plans. The NFPP, pursuant to Section 5 hereof, shall incorporate these geo-hazard maps.</p> <p>All infrastructure activities including real estate and subdivision projects and the</p>
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				<p>development of tourist spots requiring an Environmental Compliance Certificate (ECC) shall be required to submit an Engineering Geological and Geo-hazard Assessment Report (EGGAR).</p> <p><b>Section 26.</b> Scope and Nature of Responsibilities of Other National Government Agencies. - All concerned national government agencies/ bodies shall periodically report to the LUPC on the various activities and accomplishments relative to land use. Likewise, they shall provide their respective sectoral/development plans and render technical and administrative support if called upon by the LUPC relative to the implementation of the provisions of this Act.</p> <p><b>Section 27.</b> Submission of Annual Report on the Implementation of CLUPs.- The C/MDCs shall submit an annual report on the implementation of their land use plans to the PLUPC, which shall integrate the same for submission to the RLUPC, which shall in turn integrate the provincial reports for submission to the LUPC.</p>
<b>Special Areas of Concern</b>				
<b>Agricultural Lands</b>		<p><b>Section 31.</b> Priority Areas for Agricultural Development. - Priority areas for agricultural development must be</p>	<p><b>Section 31.</b> Priority Areas for Agricultural Development. - Priority areas for agricultural development must</p>	<p><b>Section 28.</b> Priority Areas for Agricultural Development.- Priority areas for</p>

		<p>based on the Strategic Agricultural and Fisheries Development Zones (SAFDZs) as defined in R.A. No. 8435, otherwise known as the Agricultural and Fisheries Modernization Act of 1997 (AFMA).</p> <p style="text-align: center;"><b>Section 32.</b></p> <p>Conversion of Agricultural Lands. - Agricultural lands are deemed converted to non-agricultural uses upon approval of the application for conversion by the DAR, pending the completion of the mapping, the identification of specific areas under the NPAAAD and the SAFDZs under R.A. No. 8435, the revision thereof pursuant to the foregoing, and the incorporation thereof in the NPPF, there shall be a moratorium in all applications for conversion of agricultural lands into non-agricultural uses commencing from the effectivity of this Act.</p> <p>Prime agricultural lands and specific types of lands to the extent necessary for attaining food self-sufficiency in rice and corn and food security in other basic commodities, as determined by the DA with mandatory consultation with the LGUs, the private sector, the NGOs, and POs shall be protected from conversion. Such protection shall include, but not limited to, areas under the Network of Protected Areas for Agricultural and Agro-Industrial Development (NPAAAD): Provided, That all irrigated and irrigable lands, all lands with existing or potential for high value crop, all agricultural lands that are ecologically fragile and whose conversion will result into serious environmental problems shall be given full protection from conversion. Such protected agricultural lands and areas shall be subject to review every five (5) years by the DA, after the conduct of mandatory public hearings.</p> <p>Consistent with the State policy on giving priority to the completion of the Comprehensive Agrarian Reform Program (CARP), all the remaining lands subject to CARP, including those lands covered under the notice of compulsory</p>	<p>be based on the Strategic Agricultural and Fisheries Development Zones (SAFDZs) as defined in R.A. No. 8435, otherwise known as the Agricultural and Fisheries Modernization Act of 1997 (AFMA).</p> <p style="text-align: center;"><b>Section 32.</b></p> <p>Conversion of Agricultural Lands. - Agricultural lands are deemed converted to non-agricultural uses upon approval of the application for conversion by the LUPA as recommended by the DAR and as certified by the DA. Prime agricultural lands and specific types of lands to the extent necessary for attaining food self-sufficiency in rice and corn and food security in other basic commodities, as determined by the DA, subject to mandatory consultation with the LGUs, the private sector, the NGOs, and POs shall be protected from conversion. Such protection shall include, but not limited to, areas under the Network of Protected Areas for Agricultural and Agro-Industrial Development (NPAAAD): Provided, That all irrigated and irrigable lands, all lands with existing or potential for high value crop, all agricultural lands that are ecologically fragile and whose conversion will result into serious environmental problems shall be given full protection from conversion. Such protected agricultural lands and areas shall be subject to review every five (5) years by the DA, after the conduct of mandatory public hearings/consultations: Provided, further, That consistent with the State policy on giving priority to the completion of the Comprehensive Agrarian Reform Program (CARP), all the remaining lands subject to CARP, including those lands covered under the notice of compulsory acquisition/voluntary offer to sell, production or profit-sharing, or commercial farm deferral of the CARP, shall also be fully protected from conversion pending the distribution and installation of the farmer beneficiaries; but thereafter, Section 65</p>	<p>agricultural development are the CARP, CARPable areas, and the NPAAAD.</p> <p style="text-align: center;"><b>Section 29.</b></p> <p>Conversion of Agricultural Lands.- Agricultural lands are deemed converted to non-agricultural uses upon approval by the DLR of the application for conversion. Prime agricultural lands and specific types of lands to the extent necessary for attaining food self-sufficiency in rice and corn and food security in other basic commodities, as determined by the DA, subject to mandatory consultation: with the LGUs, the private sector, the NGOs, and POs, shall be protected from conversion, which shall include but not limited to areas under the NPAAAD: Provided, That all irrigated and irrigable lands, all lands developed or possessing the potential for development of high value crops, and all agricultural lands that are ecologically fragile and whose conversion will result in serious environmental problems shall be given full protection from conversion, the areas under which are subject to review every seven (7) years by the DA, with the mandatory public consultations: Provided, further, That consistent with the State policy on giving priority to the completion of the Comprehensive Agrarian Reform Program (CARP), all lands subject to CARP including those lands covered under the notice of compulsory acquisition/voluntary offer to sell, production or profit-</p>
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<p><b>Other Land Use Conversion</b></p>		<p><b>Section 34.</b> Conversion of Non-Agricultural Lands. - The approved land use plans and zoning ordinances of cities and municipalities shall be the basis for</p>	<p><b>Section 34.</b> Conversion of Non-Agricultural Lands. - The approved CLUPs and ZOs of cities and</p>	

		authorizing the change of non-agricultural lands to other uses, such as from residential to commercial and/or industrial subject, however, to national guidelines and standards, and subsequently, the NPPF upon its approval. A public hearing is required before any land use plan or zoning ordinance is passed. The Sangguniang Panglungsod or Pambayan shall approve any application for change of land use of non-agricultural lands based on the recommendation of the local land use committees.	municipalities shall be the basis for authorizing the change of non-agricultural lands to other uses, such as from residential to commercial and/or industrial subject, however, to national guidelines and standards, and subsequently, the NPPF. A public hearing is required before any CLUP/ZO is passed. The Sangguniang Bayan shall approve any application for change of land use of non-agricultural lands based on the recommendation of the CLUC/MLUC.	
<b>Forestlands and Watershed Reservation or Natural Resources</b>		<p align="center"><b>Section 39.</b></p> <p>Coverage of Production Forest. - Production forests include: the residual dipterocarp forests; pine forests available for logging; rangelands for grazing; areas under industrial forest plantation management; areas for community forest program's integrated social forestry; and other forestlands for special uses, excluding the critical watersheds as identified by the DENR, in coordination with concerned LGUs and NGAs, and subject to mandatory public consultations with concerned sectors. Based on the slope classification, production forests are those within the eighteen (18) to fifty (50) percent slope regardless of forest cover.</p> <p align="center"><b>Section 40.</b></p> <p>Criteria for the Sub-classification of public lands for Timber Production, Agroforestry, Grazing and Pasture and Other Purposes. - The sub-classification of public lands shall be guided by the following:</p> <p>(a) Geology, geomorphology, soil and slope;</p> <p>(b) Classified public lands within the eighteen (18) to fifty (50) percent slope may be sub-classified for timber production, agroforestry, grazing or pasture land activities provided that the use of such areas shall not result in soil degradation or any adverse ecological condition;</p> <p>(c) Watershed may be subject to multiple uses</p>	<p align="center"><b>Section 35.</b></p> <p>Reversion of Alienable and Disposable Lands to Forestlands. – Upon the recommendation of the Secretary of the DENR, duly reviewed and endorsed by the LUPA, and after due consultations with the concerned LGUs and affected parties, Congress may authorize the reversion of alienable and disposable lands of the public domain or portion thereof to forestlands.</p> <p align="center"><b>Section 36.</b></p> <p>Determination of Forest Limit. - Within one (1) year after the release of the budget appropriated for the purpose of classifying, reclassifying and delineating all lands of the public domain, the DENR shall submit the final inventory of lands after which, Congress shall within a period of one hundred twenty (120) working days, determine by law the specific limit of forestlands and national parks, and endangered forests and watershed areas, marking clearly their boundaries on the ground.</p> <p>Thereafter, such forestlands and national parks shall be conserved and may not be diminished, except by law.</p> <p align="center"><b>Section 37.</b></p> <p>Coverage of Production Forest. - Production forests include: the residual dipterocarp forests;</p>	<p align="center"><b>Section 31.</b></p> <p>Reversion of Alienable and Disposable Lands to Forestlands.- Upon the recommendation of the Secretary of the DENR, duly reviewed and endorsed by the LUPC, and after due consultations with the concerned LGUs and affected parties, Congress may authorize the reversion of alienable and disposable lands of the public domain or portion thereof to forestlands.</p> <p align="center"><b>Section 32.</b></p> <p>Critical Watershed Areas.- The DENR, in coordination with the DA, LGUs, and other government agencies, including government-owned and-controlled corporations, and with mandatory public consultations, shall identify and delineate critical watershed areas that need to be protected, rehabilitated, enhanced, and/or withdrawn from uses that contribute to their further degradation.</p> <p align="center"><b>Section 33.</b></p> <p>Formulation and Implementation</p>

		<p>provided that the area is utilized, managed and developed for the primary purpose by which it has been established excluding critical watersheds as identified by the DENR, in coordination with concerned LGUs and NGAs, and subject to mandatory public hearings/consultations with concerned sectors;</p> <p>(d) All public lands above fifty percent (50%) slope shall be sub-classified into appropriate protection or production land uses provided that such land use shall not engender significant adverse environmental effects; and</p> <p>(e) The overall carrying capacity of classified public lands, including their existing and potential land uses shall serve as the basis for determining their sub-classification.</p> <p style="text-align: center;"><b>Section 46.</b></p> <p>Reversion of Alienable and Disposable Lands to Forestlands. – Upon the recommendation of the Secretary of the DENR, duly reviewed and endorsed by the Administration, and after due consultations with the concerned LGUs and affected parties, Congress may authorize the reversion of alienable and disposable lands of the public domain or portion thereof to forestlands.</p> <p style="text-align: center;"><b>Section 47.</b></p> <p>Determination of Forest Limit. - Within one (1) year after the release of the budget appropriated for the purpose of classifying, reclassifying and delineating all lands of the public domain, the DENR shall submit the final inventory of lands after which, Congress shall within a period of one hundred twenty (120) session days, determined by law the specific limit of forestlands and national parks. Thereafter, such forestlands and national parks shall be conserved and may not be diminished, except by law.</p> <p style="text-align: center;"><b>Section 48.</b></p> <p>Priority Watershed Areas. - The DENR, in coordination with the DA, the LGUs, and other</p>	<p>pine forests available for logging; rangelands for grazing; areas under industrial forest plantation management; areas for community forest program; integrated social forestry; and other forestlands for special uses, excluding the critical watersheds as identified by the DENR, in coordination with concerned LGUs and NGAs, and subject to mandatory public consultations with concerned sectors.</p> <p style="text-align: center;"><b>Section 38.</b></p> <p>Criteria for the Sub-classification of public lands for Timber Production, Agroforestry, Grazing and Pasture and Other Purposes. - The sub-classification of public lands shall be guided by the following:</p> <p>(a) Geology, geomorphology, soil and slope;</p> <p>(b) Classified public lands below fifty percent (50%) slope may be sub- classified for timber production, agroforestry, grazing or pasture land activities provided that the use of such areas shall not result in soil degradation or any adverse ecological condition;</p> <p>(c) Watershed may be subject to multiple uses provided that the area is utilized, managed and developed for the primary purpose by which it has been established excluding critical watersheds as identified by the DENR, in coordination with concerned LGUs and NGAs, and subject to mandatory public hearings/consultations with concerned sectors;</p> <p>(d) All public lands above fifty percent (50%) slope shall be sub-classified into appropriate protection or production land uses provided that such land use shall not engender significant adverse environmental effects; and</p> <p>(e) The overall carrying capacity of classified public lands, including their existing and potential land uses shall serve as the basis</p>	<p>of Integrated Watershed Management Plans.- With the assistance of the DENR and upon mandatory consultations with the concerned sectors, the LGUs through their local land use committees shall prepare their watershed management plans which shall be integrated with their respective CLUPs. The formulation and integration of the plan shall be guided, among others, by the principle that the management and development of inland water resources shall be at the watershed level.</p> <p>In cases where the watershed areas transcend the boundaries of a particular municipality, an inter-LGU committee composed of representatives from local land use committees of the LGUs where the watershed area is located shall be formed.. With the assistance of the DENR and upon mandatory consultations with the concerned sectors, the inter-LGU committee shall formulate the watershed management plan for the said watershed area.</p> <p>The DENR and the concerned LGUs shall jointly implement the watershed management plan subject to regular consultations with and involvement of the community and other stakeholders in the implementation of the plan.</p>
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			involvement of the community stakeholders in the implementation of the plan.	
<b>Coastal Zones and Fisheries Preservation</b>		<p style="text-align: center;"><b>Section 35.</b> Classification of Coastal Zones. - All public lands in the coastal zones shall be sub-classified as fishponds, mangrove, fisherfolk settlement and recreational/tourism areas.</p> <p style="text-align: center;"><b>Section 36.</b> Guidelines for the Allocation and Utilization of Lands Within the Coastal Zones. - The allocation and utilization of lands within the coastal zones shall be guided by the following:</p> <p>(a) Areas vegetated with mangrove species shall be preserved for mangrove production and will not be converted to other uses;</p> <p>(b) Areas that meet all accepted criteria on elevation, soil type, soil depth, topography supply for successful fishpond development and devoid of any mangrove stands, may be utilized for aquaculture purposes;</p> <p>(c) Areas sub-classified as mangrove and still suitable for use as such, or due to environmental conditions need to be preserved as mangrove, but of which the land is devoid of mangrove stands will not be converted to other uses. The DENR shall ensure that these lands shall be reforested within a given period of time;</p> <p>(d) Areas that are neither sub-classified as mangrove or fishpond may be devoted for recreational and/or tourism purposes, provided that such undertaking will not result in environmental degradation;</p> <p>(e) Areas which are considered as traditional fishing grounds used primarily for such purpose;</p> <p>(f) Areas which are allocated for small infrastructures needed by fisherfolk grounds shall be allowed;</p> <p>(g) Areas which form part of foreshore lands as</p>	<p style="text-align: center;"><b>Section 41.</b> Classification of Coastal Zones. - All public lands in the coastal zones shall be sub-classified as fishponds, mangrove, fisherfolk settlement and recreational/tourism areas with the end in view of attaining bio-diversity conservation.</p> <p style="text-align: center;"><b>Section 42.</b> Guidelines for the Allocation and Utilization of Lands Within the Coastal Zones. - The allocation and utilization of lands within the coastal zones shall be guided by the following:</p> <p>(a) Areas vegetated with mangrove species shall be preserved for mangrove production and will not be converted to other uses;</p> <p>(b) Areas that meet all accepted criteria on elevation, soil type, soil depth, topography supply for successful fishpond development and devoid of any mangrove stands, may be utilized for aquaculture purposes;</p> <p>(c) Areas sub-classified as mangrove and still suitable for use as such, or due to environmental conditions need to be preserved as mangrove, but of which the land is devoid of mangrove stands will not be converted to other uses. The DENR shall ensure that these lands shall be reforested within a given period of time;</p> <p>(d) Areas that are neither sub-classified as mangrove or fishpond may be devoted for recreational and/or tourism purposes, provided that such undertaking will not result in environmental degradation;</p> <p>(e) Areas which are considered as traditional fishing grounds used primarily for such purpose;</p> <p>(f) Areas which are allocated for small</p>	<p style="text-align: center;"><b>Section 34.</b> Criteria on the Allocation and Utilization of Lands within the Coastal Zones.- The allocation and utilization of lands within the coastal zones shall be guided by the following:</p> <p>a) Areas vegetated with mangrove species shall be preserved for mangrove production and shall not be converted to other uses;</p> <p>b) Areas that meet all accepted criteria on elevation, soil type, soil depth, topography, supply for successful fishpond development, and are not identified as mangrove protected areas, shall be utilized for aquaculture purposes;</p> <p>c) Areas sub-classified as mangrove and still suitable for use as such, or due to environmental conditions need to be preserved as mangrove, but is devoid of mangrove stands shall not be converted to other uses. The DENR shall ensure that these lands shall be reforested within a given period of time;</p> <p>d) Areas accessible to the sea and identified for fisherfolk settlement and housing shall be allocated to traditional fisherfolk who are inhabitants of the coastal communities and members of legitimate</p>

		<p>defined in this Act including those that are under lease agreements/arrangements should undergo zoning and evaluation to determine their boundaries and actual sizes and corresponding uses; and,</p> <p>(h) Areas which are classified for fisherfolk settlement and housing shall be allocated to:</p> <ol style="list-style-type: none"> <li>(1) Traditional fisheries or fisherfolk who are inhabitants of the coastal communities; and</li> <li>(2) Members of the legitimate fisherfolk organizations and/or holders of stewardship, lease contracts, or titles to ancestral domains or any form of property rights arrangements, who participate in coastal resource management initiatives.</li> </ol> <p style="text-align: center;"><b>Section 37.</b> Coastal Zone Land Sub-classification by LGUs. – Sub- classification of coastal zones to different uses, which shall exclude the protected areas as stated in this Act, may be made by the LGUs with prior consultation with local Fisheries and Aquatic Resource Management Councils (FARMCs).</p> <p style="text-align: center;"><b>Section 38.</b> Reversion of Fishponds to Mangrove. - Fishponds covered by existing fishpond lease agreement, but, are abandoned or not operating efficiently, and are found suitable for mangroves shall be allowed to be rejuvenated back as mangrove forest.</p> <p style="text-align: center;"><b>Section 60.</b> Disposition of Public Lands for Fishpond. - Upon the effectivity of this Act but subject to existing rights and the preceding section, no fishpond lease agreement (FLA) shall be issued for tidal swamps, mangroves and other swamps, marshes, ponds, foreshore lands, and coastal areas within public lands, including those presently declared available for fishpond development; Provided, however, that existing fishponds covered by FLAs shall be exempt from this provision.</p>	<p>infrastructures needed by fisherfolk grounds shall be allowed;</p> <p>(g) Areas which form part of foreshore lands as defined in this Act including those that are under lease agreements/arrangements should undergo zoning and evaluation to determine their boundaries and actual sizes and corresponding uses; and,</p> <p>(h) Areas which are classified for fisherfolk settlement and housing shall be allocated to:</p> <ol style="list-style-type: none"> <li>(1) Traditional fisheries or fisherfolk who are inhabitants of the coastal communities; and</li> <li>(2) Members of the legitimate fisherfolk organizations and/or holders of stewardship, lease contracts, or titles to ancestral domains or any form of property rights arrangements, who participate in coastal resource management initiatives.</li> </ol> <p style="text-align: center;"><b>Section 43.</b> Coastal Zone Land Sub-classification by LGUs. – Sub- classification of coastal zones to different uses, which shall exclude the protected areas as stated in this Act, by the LGUs shall be subject to prior consultation with local Fisheries and Aquatic Resource Management Councils (FARMCs) formed under R.A. No. 8550.</p> <p style="text-align: center;"><b>Section 44.</b> Disposition of Public Lands for Fishpond. - Upon the effectivity of this Act but subject to existing rights and the preceding section, no fishpond lease agreement (FLA) shall be issued for tidal swamps, mangroves and other swamps, marshes, ponds, foreshore lands, and coastal areas within public lands, including those presently declared available for fishpond development.</p> <p style="text-align: center;">The LUPA, in coordination with the</p>	<p>fisherfolk organizations and/or holders of stewardship lease contracts or titles to ancestral domains or any form of property right arrangements who participate in coastal resource management initiatives, subject to the usual census procedures of the HUDCC. .</p> <p>e) Areas that are neither sub-classified as mangrove, fisherfolk settlement nor fishpond may be devoted to recreational or tourism purposes.; Puouided, That such undertaking will not result in environmental degradation and displacement of small fishers;</p> <p>f) Areas which are considered as traditional fishing grounds shall be used primarily for such purpose;</p> <p>g) Areas which have been allocated for small infrastructure needed by fisherfolk shall be allowed; and</p> <p>h) Areas which form part of foreshore lands as defined in this Act including those that are under lease agreements or arrangements shall undergo zoning and evaluation to determine their boundaries and actual sizes and corresponding uses.</p> <p style="text-align: center;"><b>Section 35.</b> Coastal Land Zone Sub-classification.- All public lands in the coastal zones shall be subclassified into any of the</p>
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<b>Mineral Lands</b>		<p><b>Section 41.</b> Guidelines for the Utilization and Allocation of Land for Mining Purposes. - To ensure that the objectives of maintaining ecological balance and maximizing economic returns to mining operations are realized and consistent with R.A. No. 7402, the allocation and utilization of lands for mining purposes shall be guided by the following:</p>	<p><b>Section 46.</b> Guidelines for the Utilization and Allocation of Land for Mining Purposes. - To ensure that the objectives of maintaining ecological balance and maximizing economic returns to mining operations are realized and consistent with R.A. No. 7402, the allocation and utilization of lands for mining purposes shall be guided by the</p>	<p><b>Section 37.</b> Criteria for the Utilization and Allocation of Land for Mining Purposes.- Consistent with Section 5 of this Act and the provisions of Republic Act No. 7942 or the Mining Act of 1995, and to ensure that the objectives of maintaining</p>

		<p>(a) Mining operations shall be undertaken with due consideration to the utilization, development, and protection of land and other physical resources;</p> <p>(b) Small-scale mining shall be allowed provided that safeguards are instituted to prevent environmental degradation of the mining sites and adjacent areas; and,</p> <p>(c) Mineral reservations which had become non-operational for more than five (5) years shall be placed under appropriate surface management by the DENR.</p> <p style="text-align: center;"><b>Section 42.</b></p> <p>Reversion of Mineral Lands. - All exhausted mineral lands shall automatically revert to the category of forestlands, unless the DENR has otherwise classified such areas for other purposes; Provided, however, that in case of mineral lands with slope below eighteen (18) percent and outside the areas under protection land use, the DENR shall recommend to Congress their further classification as alienable and disposable land of the public domain.</p> <p style="text-align: center;"><b>Section 43.</b></p> <p>Criteria for the Classification of Mineral Lands as Alienable and Disposable Lands. - Exhausted mineral lands may be classified as alienable and disposable lands only upon the satisfaction of all of the following conditions:</p> <p>(a) The slope of the exhausted mineral lands shall not be above eighteen percent (18%);</p> <p>(b) The rehabilitation of exhausted mineral lands can be accelerated if such areas are released for other purposes;</p> <p>(c) The area can promote and sustain economic activities that would support development of settlements without incurring significant environmental problems. The area shall be then be subject to an environmental impact assessment (EIA), the findings of which shall</p>	<p style="text-align: center;">following:</p> <p>(d) Mining operations shall be undertaken with due consideration to the utilization, development, and protection of land and other physical resources;</p> <p>(e) Small-scale mining shall be allowed provided that safeguards are instituted to prevent environmental degradation of the mining sites and adjacent areas; and,</p> <p>(f) Mineral reservations which had become non-operational for more than five (5) years shall be placed under appropriate surface management by the DENR.</p> <p style="text-align: center;"><b>Section 47.</b></p> <p>Reversion of Mineral Lands. - All exhausted mineral lands shall automatically revert to the category of forestlands, unless the DENR has otherwise classified such areas for other purposes.</p> <p style="text-align: center;"><b>Section 48.</b></p> <p>Criteria for the Classification of Mineral Lands as Alienable and Disposable Lands. - Exhausted mineral lands may be classified as alienable and disposable lands only upon the satisfaction of all of the following conditions:</p> <p>(e) The slope of the exhausted mineral lands shall not be above eighteen percent (18%);</p> <p>(f) The rehabilitation of exhausted mineral lands can be accelerated if such areas are released for other purposes;</p> <p>(g) The area can promote and sustain economic activities that would support development of settlements without incurring significant environmental problems. The area shall be then be subject to an environmental impact assessment (EIA), the findings of which shall serve as basis for making any recommendation on its classification; and</p>	<p>ecological balance and maximizing economic returns to mining operations are realized, the allocation and utilization of lands for mining purposes shall be guided by the following:</p> <p>a) The principles of sustainable development and responsible mining;</p> <p>b) In case of small-scale mining, adequate and acceptable safeguards shall be instituted by the holders of mining rights or permits to prevent environmental degradation of the mining sites and adjacent areas;</p> <p>c) Mineral reservations which have become non-operational for more than ten (10) years as determined by the MGB shall be placed under appropriate surface management by the DENR; and</p> <p>d) Consistent with the Mining Act of 1995, areas closed to mining operations shall be periodically reviewed through mineral exploration to be undertaken by the DENR for the purpose of determining whether or not their continued closure is consistent with the national interest and, if warranted, recommend their reclassification as mineral lands.</p> <p style="text-align: center;"><b>Section 38.</b></p> <p>Reversion of Mineral Lands.- All mineral lands with exhausted</p>
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		<p>serve as basis for making any recommendation on its classification; and</p> <p>(d) The land is found to be environmentally-safe from natural hazards.</p>	<p>(h) The land is found to be environmentally-safe from natural hazards.</p>	<p>mineral resources, as determined by the MGB upon the recommendation of the DENR, shall revert to its original land classification, that is, as forest land or agricultural land. In the case of forestlands, the DENR may classify such areas for other purposes in consultation with concerned LGU's, the DOT, and other national government agencies.</p>
<p><b>Energy Resource Lands</b></p>			<p><b>Section 49.</b> Guidelines for the Utilization and Allocation of Lands for Energy Resource Exploration, Development, Production, Utilization and Distribution Purposes. - To ensure that the objectives of maintaining ecological balance and maximizing the harnessing of power potential from indigenous energy resources in the most economical and environmentally-acceptable means are realized, the allocation and utilization of lands for said purposes shall be guided by the following, consistent with the existing laws and DOE regulations on energy resources:</p> <p>(a) Indigenous energy resource exploration and development for the purpose of a National Energy Resource Inventory and Data Base as well as Energy Resource Block Map shall be allowed subject to the implementation of complementary watershed management plans;</p> <p>(b) Indigenous energy resource exploration, development, production, utilization and distribution shall be subject to the appropriate requirements and process of the Philippines EIS System. Each project shall secure an Environmental Compliance Certificate (ECC) prior to project implementation to ensure adequate and appropriate environmental</p>	<p><b>Section 39.</b> Guidelines for the Utilization and Allocation of Lands for Energy Resource Exploration, Development, Production, Utilization, and Distribution Purposes.- To ensure that the objectives of maintaining ecological balance and maximizing the power potential from indigenous energy resources in the most economical and environmentally-acceptable means are realized, the allocation and utilization of lands for said purposes shall be guided by the following, consistent with existing regulations and laws on energy resources:</p> <p>a) Indigenous energy resource exploration and development for the purpose of a National Energy Resource Inventory and Data Base as well as Energy Resource Block Map shall be allowed subject to the implementation of complementary watershed and other land management plans;</p> <p>b) Indigenous energy resource</p>

			<p>management measures and optimum methods for resource access and recovery utilized;</p> <p>(c) Energy reservations or portions thereof which have been established to be non-economically viable to operate or are no longer used for energy purposes shall be released to give way to other land uses subject to existing laws covering energy reservations.</p> <p style="text-align: center;"><b>Section 50.</b></p> <p>Reversion of Energy Resource Lands. - All exhausted indigenous energy resource lands not covered by proclamations shall automatically revert to the category of forestlands or agricultural lands, whichever is appropriate, unless the DENR and/or the DAR respectively classify such areas for other purposes.</p> <p style="text-align: center;"><b>Section 51.</b></p> <p>Energy Resource Exploration as a Temporary land Use. –Premature conversion of agricultural lands as defined in this Act shall exclude use of the land for energy resource exploration, which is a temporary use of the land, it being a necessary activity for the confirmation of the energy resource: Provided, however, That conversion of the land to a permanent land use shall proceed once the energy resource is confirmed for production and prior to commercial development: Provided, further, That the LUPA shall set a time limit on such exploration as a temporary land use, taking into account the different factors affecting exploration.</p>	<p>exploration, development, production, utilization, and distribution shall be subject to the appropriate requirements and processes of the Philippine Environmental Impact Statement (EIS) system. Each projects shall secure an Environmental Compliance Certificate (ECC) prior to project implementation to ensure adequate and appropriate environmental management measures and optimum methods for resource access and recovery are utilized; and</p> <p>c) Energy reservations or portions thereof which have become or have been established to be non-economically viable to operate or are no longer used for energy purposes shall be released to give way to other land uses, subject to existing laws covering energy reservations.</p> <p style="text-align: center;"><b>Section 40.</b></p> <p>Reversion of Energy Resource Lands.- All exhausted indigenous energy resource lands not covered by proclamations shall automatically revert to the category of forestlands or agricultural lands open to disposition, whichever is appropriate. Exhausted energy resource lands shall refer to specific energy resource sites whose energy reserves of the desired type/s are no longer in sufficient quantity or quality to justify additional expenditure for their extraction and</p>
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				utilization.
<b>Settlements Development</b>		<p><b>Section 50.</b> Town, City, and Settlements Development. - The development of town, city and settlements through the zoning ordinances of cities and municipalities shall be guided by urban zoning standards formulated by the LUPA.</p> <p><b>Section 51.</b> Settlements with Geo-hazard Areas. - Settlements within geo hazard areas may be allowed provided that mitigating and/or protective measures are adopted to address the potential danger or risk to lives and property within such settlements. In coordination with the concerned agencies of the government, the LUPA shall provide assistance to concerned LGUs and settlers in instituting safety and corrective measures to address the potential danger or risk.</p> <p><b>Section 52.</b> Protection of Ecological Harmony. - To ensure the ecological harmony of towns, cities, and settlements, certain projects that can alter the present use of a zoned area shall be issued a building permit, business permit, and/or development permit, as the case may be. The identification of these projects shall be done in coordination with the LGU concerned.</p> <p><b>Section 53.</b> Designation of Waste Disposal Site. - Each city or municipality shall identify, designate and allocate within their territorial jurisdiction to serve as waste disposal site within one (1) year from the effectivity of this Act. The LGUs. In coordination with the DENR and/or competent authority, shall identify solid waste disposal sites in order to fast track the conduct of environmental impact assessment (EIA) study to facilitate processing of the environmental compliance certificate (ECC). This site or area shall be identified in the city's/municipality's CLUP and</p>	<p><b>Section 52.</b> Town, City, and Settlements Development. - The development of town, city and settlements through the zoning ordinances (ZOs) of cities and municipalities shall be guided by urban zoning standards designed to maximize existing urban spaces and reasonably restrain urban expansion to be formulated by the LUPA and included in guidelines and standards to be issued under Sections 5 and 9 hereof.</p> <p><b>Section 53.</b> Settlements with Geo-hazard Areas. - Settlements within geo hazard areas may be allowed provided that mitigating and/or protective measures are adopted to address the potential danger or risk to lives and property within such settlements. In coordination with the concerned agencies of the government, the LUPA shall provide assistance to concerned LGUs and settlers in instituting safety and corrective measures to address the potential danger or risk.</p> <p><b>Section 54.</b> Protection of Ecological Harmony. - To ensure the ecological harmony of towns, cities, and settlements, certain projects which will alter the present use of a zoned area shall be issued a building permit, business permit, and/or development permit, as the case may be. The identification of these projects shall be done in coordination with the concerned LGUs.</p> <p><b>Section 55.</b> Designation of Waste Disposal Site. - Each city or municipality shall identify, designate and allocate within their territorial jurisdiction to serve as waste disposal site within one (1) year from the effectivity of this Act. The LGUs. In coordination with the DENR and/or</p>	<p><b>Section 41.</b> Town, City, and Settlements Development.- The development of town, city, and settlements through the zoning ordinances of cities and municipalities shall be guided by urban zoning standards designed to maximize existing urban spaces.</p> <p><b>Section 42.</b> Settlements within Geo-hazard Areas.- Settlements within geo-hazard areas may be allowed provided that mitigating and/or protective measures are adopted to address the potential danger or risk to lives and property within such settlements. In coordination with the concerned agencies of the government, the LUPC shall provide assistance to concerned LGUs and settlers in instituting safety and corrective measures to address the potential danger or risk.</p> <p><b>Section 43.</b> Designation of Waste Disposal Site.- Each city or municipality shall identify, designate and allocate an area within their territorial jurisdiction to serve as waste disposal site within one (1) year from the effectivity of this Act. The LGUs, in coordination with the DENR or any other competent authority, shall identify solid waste disposal sites in order to fast-track the conduct of environmental impact assessment study and to facilitate processing of the</p>

		<p>ZO. For this purpose, cities and municipalities shall establish their solid waste management program. Likewise, as provided for under Section 33 of R.A. No. 7160, cities and municipalities may, through appropriate ordinances, bind themselves towards the establishment of a common solid waste management program.</p> <p>Within ninety (90) days from the effectivity of this Act, the DENR, in coordination with the concerned agencies, shall promulgate the necessary guidelines and standards for the formulation and establishment of solid waste management program by cities and municipalities, and shall submit the same to the LUPA for review and approval.</p> <p style="text-align: center;"><b>Section 54.</b></p> <p>Designation of Socialized Housing Sites in Urban and Urbanizing Areas. - Each city or municipality in urban and urbanizing areas shall identify, designate and allocate land within their territorial jurisdiction to be used as sites for socialized housing pursuant to Article IV of UDHA. The local government units in coordination with the Administration and the HUDCC, shall identify and designates socialized housing sites to ensure the availability of adequate land to meet the shelter needs of poor residents in their respective city or municipality. These socialized housing sites shall be identified and designated as socialized housing zones in the city's or municipality's land use plan and shall be established through appropriate zoning ordinances.</p> <p>Within ninety (90) days from the effectivity of this Act, the Administration, in coordination with the concerned agencies, and pursuant HUDCC Resolution No. 521, Series of 1992, Executive Order No. 124, Series of 1993 and other pertinent guidelines on the matter shall promulgate the necessary guidelines for the identification and designation of socialized housing sites. All cities and municipalities in urban and urbanizing areas shall identify and designate their socialized housing</p>	<p>competent authority, shall identify solid waste disposal sites in order to fast track the conduct of environmental impact assessment (EIA) study to facilitate processing of the environmental compliance certificate (ECC). This site or area shall be identified in the city's/municipality's CLUP and ZO. For this purpose, cities and municipalities shall establish their solid waste management program. Likewise, as provided for under Section 33 of R.A. No. 7160, cities and municipalities may, through appropriate ordinances, bind themselves towards the establishment of a common solid waste management program.</p> <p>Within ninety (90) days from the effectivity of this Act, the DENR, in coordination with the concerned agencies, shall promulgate the necessary guidelines and standards for the formulation and establishment of solid waste management program by cities and municipalities, and shall submit the same to the LUPA for review and approval.</p> <p style="text-align: center;"><b>Section 56.</b></p> <p>Designation of Socialized Housing Sites in Urban and Urbanizing Areas. - Each city or municipality in urban and urbanizing areas shall identify, designate and allocate land within their territorial jurisdiction to ensure the availability of adequate land to meet the shelter needs of poor residents in their respective city or municipality or to be used as sites for socialized housing pursuant to Article IV of UDHA. Within ninety (90) days from the effectivity of this Act, the LUPA, in coordination with the concerned agencies, and pursuant to existing laws, rules and regulations, shall promulgate the necessary guidelines for the identification and designation of socialized housing sites. All cities and municipalities in urban and urbanizing areas shall identify and designate their socialized housing sites within six (6) months from the effectivity of this Act and must</p>	<p>environmental compliance certificate. The site or area shall be identified in the city or municipality's CLUP. For this purpose, cities and municipalities shall establish their solid waste management program. Likewise, as provided under Section 33 of the LGC, cities and municipalities may, through appropriate ordinances, bind themselves towards the establishment of a common solid waste management program.</p> <p>Within ninety (90) days from the effectivity of this Act, the DENR, in coordination with concerned agencies, shall promulgate the necessary guidelines and standards for the formulation and establishment of solid waste management programs by cities and municipalities, and shall submit the same to the LUPC for review and approval.</p> <p style="text-align: center;"><b>Section 44.</b></p> <p>Designation and Zoning of Socialized Housing Zones.- Each city or municipality in urban, urbanizable and rural areas shall designate lands for socialized housing and resettlement areas for the immediate and future needs of the underprivileged and homeless in their territory, pursuant to existing laws an regulations.</p> <p>The designated sites for socialized housing shall be located in residential zones, and shall be zoned as socialized housing zones that are integrated in the city or municipality's zoning ordinance,</p>
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		<p>sites within six (6) months from the effectivity of this Act and must submit the list of these sites and their respective hectarage to the HUDCC. These sites shall be used exclusively for housing that qualifies as socialized housing as defined in RA No. 7279.</p> <p><b>Section 55.</b> Zonification of Identified Sites for Socialized Housing. – The identified sites for socialized housing shall be located in residential zones, identified by the munipality’s Zoning Ordinance duly approved by the HLURB. However, for cities and municipalities where the identified sites are not within the said residential zones, the location shall be within the priority sites and those which conform with the suitability criteria as defined in Section 6.3 and 6.4 of the Guidelines in HUDCC Resolution No. 521, Series of 1992. The identified sites shall be zoned as socialized housing zones as defined herein.</p> <p>The current zoning ordinances of the LGUs shall be reviewed and revised such that the socialized housing component shall be integrated.</p> <p><b>Section 56.</b> Valuation of Lands for Socialized Housing. - Equitable land valuation guidelines for socialized housing shall be set by the Department of Finance on the basis of the market value reflected in the zonal valuation, or in its absence, on the latest real property tax declaration. For sites already occupied by qualified beneficiaries under the UDHA and sites identified as Socialized Housing Zones as defined in this Act, the Department of Finance shall factor into the valuation, the blighted status of the land as certified by the LGUs or the National Housing Authority.</p> <p><b>Section 57.</b> Urban Forest or Green Space. - Each city or highly urbanizing municipality shall identify, designate, and allocate lands owned by the city or municipality</p>	<p>submit the list of these sites and their respective hectarage to the HUDCC.</p> <p><b>Section 57.</b> Zonification of Identified Sites for Socialized Housing. – These socialized housing sites shall be identified and designated as socialized housing zones in the city’s/municipality’s CLUP and shall be established through appropriate and approved zoning ordinances. The current zoning ordinances of the LGUs shall be reviewed and revised to include these socialized housing zones. These sites shall be used exclusively for housing that qualifies as socialized housing under the UDHA.</p> <p><b>Section 58.</b> Valuation of Lands for Socialized Housing. - Equitable land valuation guidelines for socialized housing shall be set by the Department of Finance on the basis of the market value reflected in the zonal valuation, or in its absence, on the latest real property tax declaration. For sites already occupied by qualified beneficiaries under the UDHA and sites identified as Socialized Housing Zones as defined in this Act, the Department of Finance shall factor into the valuation, the blighted status of the land as certified by the LGUs or the National Housing Authority.</p> <p><b>Section 59.</b> Urban Forest or Green Space. - Each city or highly urbanizing municipality shall identify, designate, and allocate lands owned by the city or municipality as urban forest or green space, based on the guidelines and standards to be issued by the DENR and approved by the LUPA.</p>	<p>pursuant to existing laws and regulations.</p> <p>Fisherfolk settlements and housing in coastal municipalities shall be zoned near the sea for easy access to their livelihood as provided under Section 35 (d) of this Act.</p> <p><b>Section 45.</b> Urban Forest or Green Space.- Each city or highly urbanizing municipality shall identify, designate, and allocate lands owned by the city or municipality as urban forest or green space based on the guidelines and standards to be issued by the DENR and approved by the LUPC.</p>
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		as urban forest or green space, based on the guidelines and standards to be issued by the DENR and approved by the Administration.		
<b>Industrial Areas Development</b>		<p style="text-align: center;"><b>Section 44.</b> Designation of Industrial Areas. - The identification and establishment of industrial development areas shall conform with the provisions of R.A. No. 7916, otherwise known as the Philippine Economic Zone Authority (PEZA) Law, R.A. No. 7279, or the UDHA, and Section 32 hereof, taking into consideration the following:</p> <ul style="list-style-type: none"> <li>(a) Identified network of areas for agricultural development and protected agricultural areas pursuant to Sections 32 and 33 hereof;</li> <li>(b) National policies on the regional dispersal of industries and agri-based industrial development;</li> <li>(c) Identified growth areas and corridors in the National Development Plan;</li> <li>(d) National Integrated Protection Area Systems and other protected areas;</li> <li>(e) National Urban Development Framework;</li> <li>(f) Identified Socialized Housing Zones;</li> <li>(g) National settlements development plan; and</li> <li>(h) National infrastructure development plan.</li> </ul> <p>The designated industrial development areas shall become an integral part of the land use plan and zoning ordinance of the city or municipality where these areas are located.</p>	<p style="text-align: center;"><b>Section 60.</b> Designation of Industrial Areas. - The identification and establishment of industrial development areas shall conform with the provisions of R.A. No. 7916, otherwise known as the Philippine Economic Zone Authority (PEZA) Law, R.A. No. 7279, or the UDHA, and Section 33 hereof, taking into consideration the following:</p> <ul style="list-style-type: none"> <li>(i) Identified network of areas for agricultural development and protected agricultural areas pursuant to Section 33 hereof;</li> <li>(j) National policies on the regional dispersal of industries and agri-based industrial development;</li> <li>(k) Identified growth areas and corridors in the National Development Plan;</li> <li>(l) National Integrated Protection Area Systems and other protected areas;</li> <li>(m) National Urban Development Framework;</li> <li>(n) Identified Socialized Housing Zones;</li> <li>(o) National settlements development plan; and,</li> <li>(p) National infrastructure development plan.</li> </ul> <p>The designated industrial development areas shall become an integral part of the land use plan and zoning ordinance of the city or municipality where these areas are located.</p>	<p style="text-align: center;"><b>Section 46.</b> Criteria for Designating Industrial Development Areas.- The identification and establishment of industrial development areas shall conform to the provisions of Republic Act No.7916, otherwise known as the Philippine Economic Zone Authority (PEZA) Law; the CARL, IPRA, UDHA, and the AFMA, taking into consideration the following:</p> <ul style="list-style-type: none"> <li>a) Identified network of areas for agricultural development and protected agricultural areas pursuant to the AFMA;</li> <li>b) National policies on the regional dispersal of industries and agri-based industrial development;</li> <li>c) Identified growth areas and corridors in the National Development Plan;</li> <li>d) National Protected Areas System (NIPAS) and non-NIPAS areas that require protection;</li> <li>e) National and Urban Development and Housing Framework;</li> <li>f) Identified Socialized Housing Zones;</li> <li>g) NFPP and other existing national programs and policies.</li> </ul> <p>The designated industrial development areas shall become an</p>

				integral part of the land use plan and zoning ordinance of the city or municipality where these areas are located.
<b>Tourism Development Areas</b>		<p><b>Section 45.</b> Designation of Tourism Development Areas. – The identification, selection, and development of tourism development areas shall be done in consultation and coordination with concerned LGUs, national government agencies, the private sector, and the affected communities. Consistent with Section 32 hereof, these areas shall likewise include those covered by legislation and other executive issuances.</p>	<p><b>Section 61.</b> Designation of Tourism Development Areas. - The identification, selection and development of tourism development areas shall be done in consultation and coordination with the concerned LGUs, national government agencies, the private sector, and the affected communities. Consistent with Sections 33 and 46 hereof, these areas shall likewise include those covered by legislation and executive issuances which designate specific sites as tourist spots and tourist zones, as well as those identified in the national and regional tourism master plans.</p> <p>Historical and Cultural Heritage Sites shall be included in these areas so as to promote their protection, preservation and development for tourism purposes and related activities.</p> <p>Designated areas for tourism development shall become part of the CLUPs and ZOs of the cities or municipalities where these are located.</p>	<p><b>Section 47.</b> Criteria for Designating Tourism Development Areas.- The identification, selection, and development of tourism development areas and tourism estates shall be done in consultation and coordination with the concerned LGUs, national government agencies, the private sector, and the affected communities. Tourism development areas shall likewise include those covered by legislative and executive issuances as tourist spots, tourist zones and tourism ecozones which can be developed into tourism estates or integrated resort, leisure and recreation complexes and other tourism-related facilities as well as those identified in the national; regional tourism, and area specific tourism master plans and other sector plans: such as ecotourism and agri-tourism sites.</p> <p>Designated areas for tourism development shall become part of the CLUPs of the cities or municipalities where these are located.</p> <p><b>Section 48.</b> Identification and Declaration of Areas for Protection, Conservation and Preservation of Cultural Heritage.- The National Historical</p>

				<p>Institute (NHJ) and/or the National Museum in coordination with other concerned agencies, local communities, and the private sector, shall identify declared areas and structures which shall be protected and/or preserved as part of the Philippine cultural heritage.</p> <p>The LGUs in coordination with the NHJ, the National Commission for Culture and Arts (NCCA) and the Cultural Center of the Philippines (CCP) shall designate historical zones to protect the historical integrity of said geographical areas and cultural space of intangible cultural properties, which are significant to a city/ municipality and the community.</p>
<b>Infrastructure Development</b>		<p><b>Section 58.</b> Allocation and use of Land for Infrastructure Development. - Land, whether public or private, shall be allocated and utilized for priority infrastructure projects that are supportive of national or local development objectives. The National Economic and Development Authority (NEDA), in consultation with the concerned NGAs, LGUs and the private sector shall identify and periodically review, update and/or revise the list of priority infrastructure projects. In determining and evaluating the list of priority infrastructure projects, consideration shall be given to those that:</p> <ul style="list-style-type: none"> <li>(a) Respond to immediate and vital requirements of the national economy with priority on food security and self-sufficiency concerns;</li> <li>(b) Upgrade existing facilities to international standards;</li> <li>(c) Address the need for sustainable settlements development; and,</li> </ul>	<p><b>Section 62.</b> Allocation and use of Land for Infrastructure Development. - Land, whether public or private, shall be allocated and utilized for priority infrastructure projects that are supportive of national or local development objectives. The National Economic and Development Authority (NEDA), in consultation with the concerned NGAs, LGUs and the private sector shall identify and periodically review, update and/or revise the list of priority infrastructure projects. In determining and evaluating the list of priority infrastructure projects, consideration shall be given to those that:</p> <ul style="list-style-type: none"> <li>(e) Respond to immediate and vital requirements of the national economy with priority on food security and self-sufficiency concerns;</li> <li>(f) Upgrade existing facilities to international standards;</li> </ul>	<p><b>Section 49.</b> Allocation and Use of Land for Infrastructure Development.- Land, whether public or private, shall be allocated and utilized for priority infrastructure projects that are supportive of national or local development objectives. The NEDA, in consultation with the concerned national government agencies, LGUs, and the private sector shall identify and periodically review, update and/or revise the list of priority infrastructure projects subject to Sections 5 and 29 hereof, and Section 47 of the AFMA. In determining and evaluating the list of priority infrastructure projects, consideration shall be given to those that:</p>

		<p>(d) Help mitigate the destructive effects of natural disaster-causing phenomena or those that shall serve as alternatives to existing infrastructures found in natural hazard-prone areas.</p> <p>Provided, That the provision and implementation of infrastructure projects shall be made compatible with existing environmental conditions and the physical, whether natural or man-made, and cultural character of the area. Mandatory public hearings/consultations shall be held prior to the conduct of all infrastructure projects that will necessarily involve dislocation or displacement of people living in the area: Provided, further, That the concerned NGA that will implement the infrastructure projects in areas occupied by the urban poor and in identified socialized housing zones shall follow the rules on mandatory consultation as provided for in R.A. No. 7160, as well as the rules on just and humane demolitions or eviction under Section 28 of UDHA and said NGA shall submit a report complying with the aforementioned provisions to the concerned LGU prior to project implementation.</p> <p style="text-align: center;"><b>Section 59.</b></p> <p>Infrastructure Projects Within Environmentally-Critical Areas. - Construction of priority infrastructure projects within protected, hazard-prone, or environmentally-critical areas shall be allowed provided that mitigating and/or preventive measures are adopted to address the potential adverse economic, socio-cultural and environmental impacts that will emanate from these infrastructure projects subject to the findings and recommendations of a feasibility study and an environmental impact assessment in accordance with P.D. Nos. 1586 and 4846 for areas of unique historical, archaeological, or scientific interest.</p> <p>Existing infrastructures found to be improperly located as well as those posing threats to the environmental integrity of historical,</p>	<p>(g) Address the need for sustainable settlements development; and,</p> <p>(h) Help mitigate the destructive effects of natural disaster-causing phenomena or those that shall serve as alternatives to existing infrastructures found in natural hazard-prone areas.</p> <p>Provided, That the provision and implementation of infrastructure projects shall be made compatible with existing environmental conditions and the physical, whether natural or man-made, and cultural character of the area. Mandatory public hearings/consultations shall be held prior to the conduct of all infrastructure projects that will necessarily involve dislocation or displacement of people living in the area: Provided, further, That the concerned NGA that will implement the infrastructure projects in areas occupied by the urban poor and in identified socialized housing zones shall follow the rules on mandatory consultation as provided for in R.A. No. 7160, as well as the rules on just and humane demolitions or eviction under Section 28 of UDHA and said NGA shall submit a report complying with the aforementioned provisions to the concerned LGU prior to project implementation.</p> <p style="text-align: center;"><b>Section 63.</b></p> <p>Infrastructure Projects Within Environmentally-Critical Areas. - Construction of priority infrastructure projects within protected, hazard-prone, or environmentally-critical areas shall be allowed provided that mitigating and/or preventive measures are adopted to address the potential adverse economic, socio-cultural and environmental impacts that will emanate from these infrastructure projects subject to the findings and recommendations of a feasibility study and an environmental impact assessment in accordance with P.D. Nos. 1586 and 4846.</p>	<p>(a) Respond to immediate and vital requirements of the national economy with priority on improving rural infrastructure and the development of the agriculture and fisheries sectors;</p> <p>(b) Upgrade existing facilities to international standards;</p> <p>(c) Address the need for sustainable settlements development; and,</p> <p>(d) Help mitigate the destructive effects of natural disaster-causing phenomena or those that shall serve as alternatives to existing infrastructures found in natural hazard-prone areas:</p> <p>Provided, That the provision and implementation of infrastructure support shall be made compatible with existing environmental conditions and the physical, whether natural or man-made, and cultural character of the area. Mandatory public consultations pursuant to existing laws and regulations shall be held prior to the conduct of all infrastructure projects that will necessarily involve dislocation or displacement of people in the area: Provided, further, That the proponent of the infrastructure project shall follow the rules on just and humane eviction or demolition under Section 28 of the UDHA, notwithstanding the provisions of Republic Act No. 8975, prohibiting lower courts from issuing temporary restraining orders,</p>
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		<p>archaeological, or scientifically significant areas, or impinging on critical ecosystems may be terminated immediately, or gradually phased out and relocated, or maintained up to their life span, subject however to mitigating measures: Provided, That the concerned NGA that will implement the infrastructure projects in socialized housing zones are mandated to follow the rules on mandatory consultation as provided for in R.A. No. 7160, as well as the rules on just and humane demolitions or eviction under Section 28 of UDHA: Provided, further, That said NGA shall submit a report complying with the aforementioned provisions to the concerned LGU prior to project implementation.</p> <p>The DPWH, DOE, DOTC, in coordination with the concerned NGA, the LGUs and the private sector shall identify and assess all major infrastructure projects in environmentally-critical areas and submit their recommendations to the LUPA within six (6) months from the effectivity of this Act.</p>	<p>Existing infrastructures found to be improperly located as well as those posing threats to the environmental integrity of historical, archaeological, or scientifically significant areas, or impinging on critical ecosystems may be terminated immediately, or gradually phased out and relocated, or maintained up to their life span, subject however to mitigating measures: Provided, That the concerned NGA that will implement the infrastructure projects in socialized housing zones are mandated to follow the rules on mandatory consultation as provided for in R.A. No. 7160, as well as the rules on just and humane demolitions or eviction under Section 28 of UDHA: Provided, further, That said NGA shall submit a report complying with the aforementioned provisions to the concerned LGU prior to project implementation.</p> <p>The DPWH, DOE, DOTC, in coordination with the concerned NGA, the LGUs and the private sector shall identify and assess all major infrastructure projects in environmentally-critical areas and submit their recommendations to the LUPA within six (6) months from the effectivity of this Act.</p>	<p>preliminary injunctions, or preliminary mandatory injunctions, and proponent shall follow IPRA; Provided, finally, that national government infrastructure projects shall allocate budget for the adequate relocation of displaced communities.</p> <p><b>Section 50.</b> Infrastructure Projects Within Geo-hazard Areas.- Construction of priority infrastructure projects within hazard-prone areas shall be allowed Provided, That mitigating and/or preventive measures are adopted to address the potential adverse economic, socio-cultural, and environmental impacts that will emanate from these infrastructure projects, subject to the findings and recommendations of a feasibility study/environmental impact assessment in accordance with Presidential Decree No. 1586 and Republic Act No. 4846.</p> <p>Existing projects that did not go through the process of an environmental impact assessment and pose threats to the environment, integrity of historic, archeological, or scientifically significant areas; or are impinging on critical ecosystems, may be: (a) terminated immediately, (b) required to implement an Environmental Management Plan; (c) gradually phased-out and relocated, or (d) maintained up to their life span, subject, however, to mitigating measures: Provided, That the rules on mandatory public consultations and just and humane</p>
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<b>Training, Education, and Value Formation</b>		<p><b>Section 63.</b> Mandatory Curriculum. - In order to create a well-informed, responsive and committed citizenry who value the protection, conservation and development of the country's limited land and other physical resources, the State shall mandate the inclusion of sustainable land use education, or any subject related thereto in the curricula of primary, secondary and tertiary education.</p> <p><b>Section 64.</b> Information and Education Campaign. - The Administration shall coordinate a nationwide education information campaign in land use and physical planning to be implemented by local and national government agencies. The DILG and concerned agencies shall formulate and implement a land use management capability-building program for national and local government officials, community leaders, NGOs, POs, religious sector, and the general public.</p>	<p><b>Section 64.</b> Mandatory Curriculum. - In order to create a well-informed, responsive and committed citizenry who value the protection, conservation and development of the country's limited land and other physical resources, the State shall mandate the inclusion of sustainable land use education, or any subject related thereto in the curricula of primary, secondary and tertiary education.</p> <p><b>Section 65.</b> Information and Education Campaign. - The LUPA shall coordinate a nationwide education information campaign in land use and physical planning to be implemented by local and national government agencies. The DILG and concerned agencies shall formulate and implement a land use management capability-building program for national and local government officials, community leaders, NGOs, POs, religious sector, and the general public.</p>	<p><b>Section 51.</b> Value Formation.- In order to create a well informed, responsible and committed citizenry who values the protection, conservation and development of the country's limited land, and other physical resources, the State shall mandate the inclusion of sustainable land use education or any subject related thereto in the curricula of primary, secondary and tertiary education.</p> <p><b>Section 52.</b> Information and Education Campaign.- The LUPC shall undertake a nationwide education information campaign in land use and physical planning to be implemented by local and national government agencies. The DILG and concerned agencies shall formulate and implement a land use management capability-building program for national and local government officials, community leaders, NGOs, POs, religious sector, and the general public.</p>
<b>Incentives and Awards</b>		<p><b>Section 65.</b> Formulation of a System of Incentives and Awards. - The Administration shall come out with a system of incentives and awards to LGUs that regularly update their Comprehensive Land Use Plans and/or Zoning Ordinances within the prescribed period as follows:</p>	<p><b>Section 66.</b> Formulation of a System of Incentives and Awards. - The LUPA shall come out with a system of incentives and awards to LGUs that regularly update their CLUPs/ZOs within the prescribed period as follows:</p>	<p><b>Section 53.</b> Formulation of a System of Incentives and Awards.- The LUPC shall come out with a system of incentives and awards to LGUs that regularly update their CLUPs</p>

		<p>(a) Provinces, highly-urbanized cities, and independent component cities - once every ten (10) years or less; and</p> <p>(b) Component cities and municipalities - once every five (5) years or less.</p> <p style="text-align: center;"><b>Section 66.</b></p> <p>Priority in Giving Technical Assistance to LGUs. - National Government Agencies shall give priority to cities and municipalities with approved development plans or zoning ordinances in terms of providing technical assistance and other forms of support as may be deemed necessary.</p>	<p>(c) Provinces, highly-urbanized cities, and independent component cities - once every ten (10) years or less; and</p> <p>(d) Component cities and municipalities - once every five (5) years or less.</p> <p style="text-align: center;"><b>Section 67.</b></p> <p>Priority in Giving Technical Assistance to LGUs. - In providing technical assistance and other forms of support related to land use management and implementation of development plans, National Government Agencies (NGAs) shall give priority to cities and municipalities with approved CLUPs and ZOs.</p> <p style="text-align: center;"><b>Section 68.</b></p> <p>Incentives for Voluntary Transfer. - Subject to existing laws and ordinances, the LUPA, in coordination with the Board of Investments, shall provide for incentives to affected industries that, within a specified period, would voluntarily transfer to identified Industrial Development Areas.</p>	<p>within the prescribed period, as follows:</p> <p>(a) Provinces, Highly Urbanized Cities, and Independent Component Cities - once every nine (9) years; and</p> <p>(b) Component cities and municipalities once every nine (9) years.</p> <p style="text-align: center;"><b>Section 54.</b></p> <p>Priority in Giving Technical Assistance to LGUs.- In providing technical assistance and other forms of support related to land use management and the implementation of development plans, national government agencies shall give priority to cities and municipalities with approved CLUPs.</p>
<p style="text-align: center;"><b>Sanctions and Penalties</b></p>		<p style="text-align: center;"><b>Section 67.</b></p> <p>Fine on Non-Completion and Non-Commencement of Development of Agricultural Lands with Approved Order of Conversion. - Any landowner and/or his/her designated developer or duly authorized representative who fails to commence and/or complete the development of agricultural lands with approved order of conversion shall be penalized, jointly or severally, with any of the following fines based on the zonal value of the land at the time the fine is imposed:</p> <p>(a) On failure to commence within one (1) year from the date of conversion order:</p> <p>(1) Six percent (6%) for the first three (3) hectares;</p> <p>(2) Fifteen percent (15%) the next three (3)</p>	<p style="text-align: center;"><b>Section 69.</b></p> <p>Fine on Non-Completion and Non-Commencement of Development of Agricultural Lands with Approved Order of Conversion. - Any landowner and/or his/her designated developer or duly authorized representative who fails to commence and/or complete the development of agricultural lands with approved order of conversion shall be penalized, jointly or severally, with any of the following fines based on the zonal value of the land at the time the fine is imposed:</p> <p>(a) On failure to commence within one (1) year from the date of conversion order:</p> <p>(4) Six percent (6%) of the zonal value of the subject land for the first three (3) hectares,</p>	<p style="text-align: center;"><b>Section 55.</b></p> <p>Fine for Non-Completion and Non-Commencement of Development of Agricultural Lands with Approved Order of Conversion.- A landowner and his/her designated developer or duly authorized representative who fails to commence and/or complete the development of agricultural lands with approved order of conversion shall be penalized, jointly or severally, with any of the following fines based on the zonal value of the land at the time the fine is imposed:</p>

		<p>hectares; and  (3) Thirty percent (30%) for the remaining area.</p> <p>Provided, that in such case, the order of conversion shall be deemed revoked automatically and the land shall revert back to its original agricultural use and shall be covered by the DAR through compulsory acquisition for distribution to qualified beneficiaries.</p> <p>(b) On failure to complete fifty percent (50%) of the approved conversion plan within a specified time frame, the DAR shall automatically issue an order revoking the conversion plan on the undeveloped portion which shall automatically revert to its original use as agricultural land. The same shall be covered under the CARP and processed for land distribution as soon as possible.</p> <p style="text-align: center;"><b>Section 68.</b>  Authority to Impose Fine. - The DAR shall impose the penalty imposed under the preceding section.</p> <p style="text-align: center;"><b>Section 69.</b>  Withdrawal of Local Development Permits and/or Licenses. – Upon receipt of notice from the DAR, the concerned agencies, city or municipality, shall withdraw and/or revoke any development permit and/or licenses that may be necessary to develop the agricultural land subject of conversion.</p> <p style="text-align: center;"><b>Section 70.</b>  Utilization of Fines. - The fines collected under Sec. 67 hereof shall automatically accrue to the Agrarian Reform Fund consistent with the provisions of R.A. No. 6657.</p> <p style="text-align: center;"><b>Section 71.</b>  Failure to Formulate, Enforce and/or Implement the CLUPs and ZOs. - Consistent with due process, the Administration, in coordination with the DILG shall investigate, review and recommend the filing of charges against local chief executives and other local officials and employees responsible</p>	<p>(5) Fifteen percent (15%) of the zonal value of the subject land for the next three (3) hectares, and  (6) Thirty percent (30%) of the zonal value of the subject land for the remaining area.</p> <p>Provided, That in such case, the order of conversion shall be deemed revoked automatically and the land shall revert back to its original agricultural use and shall be covered by the DAR through compulsory acquisition for distribution to qualified beneficiaries.</p> <p>(b) On failure to complete fifty percent (50%) of the approved conversion plan within a specified time frame, the DAR shall impose a fine equivalent to fifty percent (50%) of the zonal value of the subject land and shall automatically issue an order revoking the conversion plan on the undeveloped portion which shall automatically revert to its original use as agricultural land. The same shall be covered under the CARP and processed for land distribution as soon as possible.</p> <p style="text-align: center;"><b>Section 70.</b>  Authority to Impose Fine. - The DAR shall impose the penalty imposed under the preceding section.</p> <p style="text-align: center;"><b>Section 71.</b>  Withdrawal of Local Development Permits and/or Licenses. – Upon receipt of notice from the DAR, the concerned agencies, city or municipality, shall withdraw and/or revoke any development permit and/or licenses that may be necessary to develop the agricultural land subject of conversion.</p> <p style="text-align: center;"><b>Section 72.</b>  Utilization of Fines. - The fines collected under Sec. 70 hereof shall automatically accrue to the Agrarian Reform Fund consistent with the provisions of R.A. No. 6657, otherwise known</p>	<p>a. On failure to commence within one year from the date of conversion order:  (1) Six percent (6%) of the zonal value of the subject land for the first three (3) hectares,  (2) Fifteen percent (15%) of the zonal value of the subject land for the next three (3) hectares, and  (3) Thirty percent (30%) of the zonal value of the subject land for the remaining area.</p> <p>Provided, That the order of conversion shall be deemed revoked automatically and the land shall revert to its original agricultural use and covered by the DLR through compulsory acquisition for distribution to qualified beneficiaries.</p> <p>b. On failure to complete fifty percent (50%) of the approved conversion plan within a specified time frame: Fifty percent (50%) of the zonal value of the subject land and the revocation of the conversion plan on the undeveloped portion which shall automatically revert to its original use as agricultural land. The same shall be covered under the CARP and processed for land distribution as soon as possible.</p> <p style="text-align: center;"><b>Section 56.</b>  Authority to Impose Fine.- The DLR shall impose the penalty provided for under the preceding section.</p> <p style="text-align: center;"><b>Section 57.</b></p>
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		<p>for the formulation, enforcement, and/or implementation of the CLUPs in case of any of the following:</p> <ul style="list-style-type: none"> <li>(a) Failure to implement and enforce the CLUP/ZO due to negligence of duty;</li> <li>(b) Failure to provide appropriate budgetary allocation to effect its implementation;</li> <li>(c) Failure to complete the preparation of the CLUP despite the availability of funds, resources, and support by the Sanggunian concerned; and,</li> <li>(d) Failure of the CLUPs/ZOs to conform to the prescribed national guidelines and standards as provided for in Section 5 hereof and thereafter, with NPPFP as stated in Section 9 hereof;</li> </ul> <p>Any public official or employee, regardless of whether or not elected or appointed or holding office or employment in a casual, temporary, holdover, permanent or regular capacity, found to be responsible to any of the foregoing acts, after due notice and hearing by the appropriate body or agency, shall be punished with forfeiture of salaries and allowances and suspension from:</p> <ul style="list-style-type: none"> <li>(a) Six (6) to nine (9) months, in case of non-implementation of the CLUP and/or ZO; or</li> <li>(b) Three (3) to six (6) months, in case of non-completion of the CLUP and/or ZO.</li> </ul> <p style="text-align: center;"><b>Section 72.</b> Premature or Illegal Conversion. - Paragraph 2, Section 11 of R.A. No. 8435, is hereby amended and shall read as follows:</p> <p>“Any person found guilty of premature or illegal conversion as defined in this Act shall be penalized with imprisonment of seven (7) to twelve (12) years, or a fine equivalent to fifty percent (50%) of the market value of the subject land, or both, at the discretion of the court and accessory penalty of forfeiture of the land and any improvement</p>	<p>as the Comprehensive Agrarian Reform Law.</p> <p style="text-align: center;"><b>Section 73.</b> Failure to Formulate, Enforce and/or Implement the CLUPs and ZOs. - Consistent with due process, the LUPA, in coordination with the DILG shall investigate, review and recommend the filing of charges against local chief executives and other local officials and employees responsible for the formulation, enforcement, and/or implementation of the CLUPs in case of any of the following:</p> <ul style="list-style-type: none"> <li>(e) Failure to implement and enforce the CLUP/ZO due to negligence of duty;</li> <li>(f) Failure to provide appropriate budgetary allocation to effect its implementation;</li> <li>(g) Failure to complete the preparation of the CLUP despite the availability of funds, resources, and support by the Sanggunian concerned; and,</li> <li>(h) Failure of the CLUPs/ZOs to conform to the prescribed national guidelines and standards as provided for in Section 5 hereof and thereafter, with NPPFP as stated in Section 9 hereof;</li> </ul> <p>Any public official or employee, regardless of whether or not elected or appointed or holding office or employment in a casual, temporary, holdover, permanent or regular capacity, found to be responsible to any of the foregoing acts, after due notice and hearing by the appropriate body or agency, shall be punished with forfeiture of salaries and allowances and suspension from:</p> <ul style="list-style-type: none"> <li>(c) Six (6) to nine (9) months, in case of non-implementation of the CLUP; or</li> <li>(d) Three (3) to six (6) months, in case of non-completion of the CLUP.</li> </ul> <p style="text-align: center;"><b>Section 74.</b> Premature or Illegal Conversion. - Paragraph 2,</p>	<p>Withdrawal of Local Development Permits or Licenses.- Upon receipt of notice from the DLR, the concerned agencies and the city or municipality shall withdraw or revoke any development permit and other licenses that may be necessary to develop the agricultural land subject of conversion.</p> <p style="text-align: center;"><b>Section 58.</b> Utilization of Fines.- The fines collected under Sections 55,60,61, and 62 hereof shall automatically accrue to the Agrarian Reform Fund consistent with the provisions of the CARL, as amended.</p> <p style="text-align: center;"><b>Section 59.</b> Failure to Formulate, Enforce, and/or Implement the CLUPs.- Consistent with due process, the DILG shall investigate, review, and recommend appropriate action regarding local chief executives and other local officials and employees responsible for the formulation, enforcement, and/or implementation of the CLUPs in case of any of the following:</p> <ul style="list-style-type: none"> <li>(a) Failure to implement and enforce the CLUP due to negligence of duty;</li> <li>(b) Failure to provide appropriate budgetary allocation to effect its implementation; and,</li> <li>(c) Failure to complete the preparation of the CLUP despite the availability of funds, resources, and support by the Sanggunian concerned.</li> </ul>
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		<p>thereon: Provided, That if the offender is a juridical person, the penalty shall be imposed on the responsible officers thereof.”</p> <p>In addition, the DAR may impose the following penalties, after determining, in an administrative proceeding, that violation of this Act has been committed:</p> <p>(a) Cancellation or withdrawal of the authorization for land use conversion; and</p> <p>(b) Blacklisting or automatic disapproval of pending or subsequent conversion applications that they may file with the DAR.</p> <p style="text-align: center;"><b>Section 73.</b></p> <p>Person(s) Abetting Illegal Conversion. - Any person initiating, causing, inducing or abetting illegal conversion shall, upon conviction, be penalized with imprisonment of seven (7) to twelve (12) years and pay a fine of not less than two hundred fifty thousand (P250,000.00) pesos, or both, at the discretion of the court: Provided, that if the offender is a public official or employee, the penalty shall, in addition thereto, include perpetual disqualification and forfeiture of all his/her benefits and entitlements accruing to his/her public position.</p> <p style="text-align: center;"><b>Section 76.</b></p> <p>Imposition of Penalty for Reclassification of Protected Agricultural Lands. - Any person, initiating, causing, inducing or abetting the reclassification of protected agricultural areas as defined in Section 32 hereof into non-agricultural uses shall be penalized with imprisonment of not less than seven (7) years but not more than twelve (12) years and a fine of not less than one hundred thousand pesos (P250,000.00) or both, at the discretion of the court: Provided, that if the offender is a public official or employee, the penalty shall, in addition thereto, include perpetual disqualification and forfeiture of all his/her benefits and entitlements accruing to his/her</p>	<p>Section 11 of R.A. No. 8435, is hereby amended and shall read as follows:</p> <p>“Any person found guilty of premature or illegal conversion as defined in this Act shall be penalized with imprisonment of seven (7) to twelve (12) years, or a fine equivalent to fifty percent (50%) of the market value of the subject land, or both, at the discretion of the court and accessory penalty of forfeiture of the land and any improvement thereon: Provided, That if the offender is a juridical person, the penalty shall be imposed on the responsible officers thereof.”</p> <p>In addition, the DAR may impose the following penalties, after determining, in an administrative proceeding, that violation of this Act has been committed:</p> <p>(c) Cancellation or withdrawal of the authorization for land use conversion; and</p> <p>(d) Blacklisting or automatic disapproval of pending or subsequent conversion applications that they may file with the DAR.</p> <p style="text-align: center;"><b>Section 75.</b></p> <p>Person(s) Abetting Illegal Conversion. - Any person initiating, causing, inducing or abetting illegal conversion shall, upon conviction, be penalized with imprisonment of seven (7) to twelve (12) years and a fine of not less than one hundred thousand pesos (P100,000.00), or both, at the discretion of the court: Provided, That if the offender is a public official or employee, the penalty shall, in addition thereto, include perpetual disqualification and forfeiture of all his/her benefits and entitlements accruing to his/her public position.</p> <p style="text-align: center;"><b>Section 76.</b></p> <p>Imposition of Penalty for Reclassification of Protected Agricultural Lands. - Any person,</p>	<p>Any public official or employee, regardless of whether elected or appointed or holding office or employment in a casual, temporary, holdover, permanent, or regular capacity, found to be responsible for any of the foregoing acts, after due notice and hearing by the appropriate body or agency, shall be punished with forfeiture of salaries and allowances and suspension from:</p> <ol style="list-style-type: none"> <li>1. Six (6) to nine (9) months, in case of non-implementation of CLUP; or</li> <li>2. Three (3) to six (6) months, in case of non-completion of the CLUP.</li> </ol> <p style="text-align: center;"><b>Section 60.</b></p> <p>Person(s) Abetting Illegal Conversion.- Any person initiating, causing, inducing, or abetting illegal conversion shall, upon conviction, be imprisoned from seven (7) to twelve (12) years and imposed a fine of not less than one, hundred thousand (100,000.00) pesos, or both at the discretion of the court: Provided, That if the offender is a public official or employee, whether elected or appointed, the penalty shall, in addition thereto, include dismissal through permanent separation from the service and forfeiture of all benefits and entitlements accruing to the public position and perpetual disqualification to run or apply for any elective or appointive public office: Provided, further, That if the offender is a juridical person,</p>
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		<p>public position; Provided, further, that if the offender is a juridical person, the penalty shall be imposed on the responsible officers thereof.</p>	<p>initiating, causing, inducing or abetting the reclassification of protected agricultural areas as defined in Section 33 hereof into non-agricultural uses shall be penalized with imprisonment of seven (7) to twelve (12) years and a fine of not less than one hundred thousand pesos (P100,000.00) or both, at the discretion of the court: Provided, that if the offender is a public official or employee, the penalty shall, in addition thereto, include perpetual disqualification and forfeiture of all his/her benefits and entitlements accruing to his/her public position; Provided, further, that if the offender is a juridical person, the penalty shall be imposed on the responsible officers thereof.</p>	<p>the penalty of imprisonment shall be imposed on the president, chief executive officer, manager, the Chairperson and all the members of the board, and other responsible officers thereof, and the fine shall be equivalent to the zonal value of the land or forty percent (40%) of the shareholders equity, as determined at the time of judgment whichever is higher, plus forfeiture of the land in favor of the State for sale through public auction, the proceeds of which shall automatically accrue to the agrarian reform fund as provided for in Section 58 of this Act.</p> <p style="text-align: center;"><b>Section 61.</b></p> <p>Penalty for Reclassification of Protected Agricultural Lands and Exceeding the Limit of Areas Allowed for Reclassification.- Any person initiating, causing, inducing, or abetting the reclassification of protected agricultural areas into non-agricultural uses and exceeding the limits set forth under Section 20 of the LGC of 1991, shall be penalized with imprisonment of twelve (12) years and a fine of not less than One hundred thousand (P100,000) pesos, or both at the discretion of the Court: Provided, That if the offender is a public official or employee, the penalty shall, in addition thereto, include dismissal through permanent separation from the service whether elected or appointed and forfeiture of entitlements accruing to the public position, and perpetual disqualification to run or apply for any elective or appointive</p>
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				<p>public position: Provided, further, That if the offender is a juridical person, the penalty shall be imposed on the president, chief executive officer, manager, the Chairperson and all the members of the board, and other responsible officers thereof.</p> <p><b>Section 62.</b> Payment of Disturbance Compensation.- Following the order of priority such as agricultural lessees and share tenants, regular farm workers, seasonal farm workers, other farm workers, actual tillers or occupants of public lands, collective, or cooperative of the above beneficiaries, and others directly working on, the land affected by agricultural land use conversion shall be entitled to the payment of disturbance compensation equivalent to five (5) times the average of the gross harvests on the landholding during the last five (5) preceding calendar years or a certain percentage of the converted land, whichever is higher, as determined by the DLR.</p>
<b>Mandatory Review</b>		<p><b>Section 75.</b> Mandatory Review Every Seven Years. - Congress shall undertake a mandatory review of this Act at least once every seven (7) years from the date of effectivity, or as often as it may deem necessary to ensure that land use policies and guidelines remain responsive to changing circumstances. For this purpose, Congress may call on the Administration to undertake the necessary researches, consultations and public hearings.</p>	<p><b>Section 77.</b> Mandatory Review Every Seven Years. - Congress shall undertake a mandatory review of this Act at least once every seven (7) years from the date of effectivity, or as often as it may deem necessary to ensure that land use policies and guidelines remain responsive to changing circumstances. For this purpose, Congress may call on the Administration to undertake the necessary researches, consultations and public hearings.</p>	

<p style="text-align: center;"><b>Transitory Provisions</b></p>		<p style="text-align: center;"><b>Section 76.</b>  Convening of the Administration. - Within thirty (30) days after the effectivity of this Act, the Executive Secretary, as Chairman, shall convene the LUPA. The Deputy Director General for Land Use of NEDA and the Chief Executive Officer of the HLURB shall sit temporarily as ex-officio members of the LUPA Executive Board until such time that a regular Administrator shall have been appointed by the President.</p> <p style="text-align: center;"><b>Section 77.</b>  Preparation of the Implementing Rules and Regulations and Other Immediate Tasks. - Within one hundred twenty (120) days from the effectivity of this Act, the Administration, in coordination with the Senate and House Committees on Natural Resources, Agriculture, Agrarian Reform, Housing and Urban Development, Rural Development, National Cultural Communities, Appropriations and Ways and Means, shall undertake the preparation of the implementing rules and regulations of this Act with mandatory consultations with social development NGOs and POs and the private sector.</p> <p>Within the same period, the Administration shall also review existing rules and regulations on land use, and based therefrom, revise such rules and regulations, or cause concerned agencies to revise them for the efficient and effective implementation of the provisions of this Act. All concerned national government agencies and bodies shall inform the Administration of the status of the implementation of such rules and regulations.</p> <p>The Administration shall likewise undertake the organization of its units and create special task forces and committees to assist in its undertakings.</p> <p>Within one (1) year from the effectivity of this Act, the Administration shall review and revise, if</p>	<p style="text-align: center;"><b>Section 78.</b>  Convening of the LUPA. - Within thirty (30) days after the effectivity of this Act, the Executive Secretary, as Chairman, shall convene the LUPA. The Deputy Director General for Land Use of NEDA and the Chief Executive Officer of the HLURB shall sit temporarily as ex-officio members of the LUPA Executive Board until such time that a regular Administrator shall have been appointed by the President.</p> <p style="text-align: center;"><b>Section 79.</b>  Preparation of the Implementing Rules and Regulations and Other Immediate Tasks. - Within one hundred twenty (120) days from the effectivity of this Act, the LUPA, in coordination with the Senate and House Committees on Natural Resources, Agriculture, Agrarian Reform, Housing and Urban Development, Rural Development, National Cultural Communities, Appropriations and Ways and Means, shall undertake the preparation of the implementing rules and regulations of this Act with mandatory consultations with social development NGOs and POs and the private sector.</p> <p>Within the same period, the LUPA shall also review existing rules and regulations on land use, and based therefrom, revise such rules and regulations, or cause concerned agencies to revise them for the efficient and effective implementation of the provisions of this Act. All concerned national government agencies and bodies shall inform the LUPA of the status of the implementation of such rules and regulations.</p> <p>The LUPA shall likewise undertake the organization of its units and create special task forces and committees to assist in its</p>	<p style="text-align: center;"><b>Section 63.</b>  Convening of the LUPC.- Within thirty (30) days from the effectivity of this Act, the Secretary of Socio-Economic Planning shall convene the LUPC.</p> <p style="text-align: center;"><b>Section 64.</b>  Implementing Rules and Regulations.- Within sixty (60) days from the effectivity of this Act, the LUPC shall promulgate the rules and regulations to implement the provisions of this Act. Said rules and regulations shall be submitted to the Congressional Oversight Committee for approval.</p> <p style="text-align: center;"><b>Section 65.</b>  Congressional Oversight Committee on the Land Use Act.- There is hereby created a Congressional Oversight Committee composed of seven (7) members from the Senate Committee on Environment and Natural Resources and seven (7) members from the House of Representatives Committees on Natural Resources and Housing and Urban Development. The members from the Senate shall be appointed by the Senate President based on proportional representation of the parties or coalitions therein with at least two (2) senators representing the minority. The members from the House of Representatives shall be appointed by the Speaker also based on proportional representation of the parties or</p>
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		<p>appropriate, all existing national planning guidelines and standards to facilitate the exercise of land use planning and zoning functions of local government units.</p> <p>All existing rules and regulations shall be in force and effect unless revoked by the Administration or other competent authorities.</p> <p><b>Section 78.</b> Effectivity of the Reconstitution of the National Land Use Committee (NLUC) into the LUPA. - Until such time that the LUPA have been organized and fully operational, the NLUC and the HLURB shall continue exercising such powers and functions and their personnel shall receive the same salary, emoluments, and privileges. Hiring, separation, replacement, and appointment of personnel shall be in accordance with existing Civil Service rules and regulations. Provided, however, That in filling up personnel requirements of the LUPA, preferential consideration shall be given to existing officers and employees of the NLUC, HLURB, and other agencies referred to above, who will be displaced: Provided, further, That they possess the appropriate and necessary skills and eligibility and meet the qualification standards for the positions.</p> <p><b>Section 79.</b> Appropriations. - The amount necessary to carry out the provisions of this Act shall be included in the General Appropriations Act of the year following its enactment into law and thereafter.</p> <p>In case such amount is insufficient, the Administration may request for augmentation of funds from the Department of Budget and Management (DBM). Thereafter, the Administration shall be included in the General Appropriations for the next year.</p> <p>Congress shall appropriate an amount to the DENR necessary for it to conduct the classification</p>	<p>undertakings.</p> <p>Within one (1) year from the effectivity of this Act, the LUPA shall review and revise, if appropriate, all existing national planning guidelines and standards to facilitate the exercise of land use planning and zoning functions of local government units.</p> <p>All existing rules and regulations shall be in force and effect unless revoked by the LUPA or other competent authorities.</p> <p><b>Section 80.</b> Effectivity of the Creation of LUPA. - Until such time that the LUPA have been organized and fully operational, the NLUC, HLURB, and other agencies performing functions related to land use shall continue exercising such powers and functions and their personnel shall receive the same salary, emoluments, and privileges. Hiring, separation, replacement, and appointment of personnel shall be in accordance with existing Civil Service rules and regulations. Provided, however, That in filling up personnel requirements of the LUPA, preferential consideration shall be given to existing officers and employees of the NLUC, HLURB, and other agencies referred to above, who will be displaced: Provided, further, That they possess the appropriate and necessary skills and eligibility and meet the qualification standards for the positions.</p> <p><b>Section 81.</b> Appropriations. - The amount necessary to carry out the provisions of this Act shall be included in the General Appropriations Act of the year following its enactment into law and thereafter.</p> <p>In case such amount is insufficient, the LUPA may request for augmentation of funds from the Department of Budget and Management</p>	<p>coalitions therein with at least two (2) members representing the minority.</p> <p>The secretariat of the Oversight Committee shall be drawn from the existing secretariat personnel of the committees comprising the oversight and the funding shall be taken from the appropriations of both the House of Representatives and the Senate.</p> <p><b>Section 66.</b> Transfer of Powers and Functions.- The functions of the HLURB on land use planning as provided for under Section 5a, 5b, 5c, 5d, 5e, and 5f of Executive Order No. 648 and EO No. 72, series of 1991, shall be transferred to the LUPC and its appropriate sub-national/LGU structures. The NLUC shall also transfer all its powers and functions to the LUPC and shall cease to exercise such functions.</p> <p><b>Section 67.</b> Retirement/Separation from the Service and Reemployment.- Employees of the HLURB whose positions are declared redundant as a result of the implementation of this Act shall be entitled to separation pay and other benefits provided for under Sections 10.1 to 10.3 and 13 of Executive Order No. 366 dated October 4,2004.</p> <p>a. Any provision of law to the contrary notwithstanding, government personnel who are separated as a result of the</p>
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		<p>and demarcation activities needed in the final inventory of all lands as provided herein.</p> <p><b>Section 80.</b> Review of Existing Land Use Plans. - Provinces, cities and municipalities with existing land use plans shall review, revise, reconcile and harmonize the same with the guidelines and standards set forth under this Act.</p>	<p>(DBM). Thereafter, the LUPA shall be included in the General Appropriations for the next year.</p> <p>Congress shall appropriate an amount to the DENR necessary for it to conduct the classification and demarcation activities needed in the final inventory of all lands as provided herein.</p> <p><b>Section 82.</b> Review of Existing Land Use Plans. - Provinces, cities and municipalities with existing land use plans shall review, revise, reconcile and harmonize the same with the guidelines and standards set forth under this Act.</p>	<p>implementation of this Act shall immediately qualify for reemployment to other agencies or branches of the government including Government-Owned and/or –Controlled Corporations (GOCCs), Government Financial Institutions (GFIs), or local government units.</p> <p><b>Section 68.</b> Appropriations.- The appropriations for the National Land Use Committee under the National Economic and Development Authority under the current General Appropriations Act shall be used to carry out the initial operations of the Land Use Policy Council. Thereafter, additional sums as may be necessary for the full implementation of LUPC’s functions shall be included in the annual General Appropriations Act.</p> <p><b>Section 69.</b> Review of Existing Land Use Plans.- Provinces, cities, and municipalities with existing land use plans shall review, revise, reconcile, and harmonize the same with the guidelines and standards set forth under this Act within one (1) year from the effectivity of this Act.</p>
<b>Final Provisions</b>		<p><b>Section 81.</b> Repealing Clause. - Section 9 of Republic Act No. 8435 and all other laws and administrative issuances are hereby modified by Section 32 hereof.</p>	<p><b>Section 83.</b> Repealing Clause. - Section 9 of Republic Act No. 8435 and all other laws and administrative issuances are hereby modified by Section 33</p>	<p><b>Section 70.</b> Repealing Clause.- All republic acts, executive orders, rules and regulations, and other issuances, or</p>

		<p>All other general and special laws, acts, decrees, executive orders, proclamations, administrative rules and regulations, or part thereof, inconsistent with the provisions of this Act are hereby repealed, amended or modified accordingly.</p> <p style="text-align: center;"><b>Section 82.</b></p> <p>Separability Clause. - If for any reason, any section or provision of this Act, or any portion thereof, or the application of such section, provision or portion to any person, group or circumstances is declared invalid or unconstitutional, the remainder of this Act or the application of such section, provision or portion thereof to other persons, groups or circumstances shall continue to be in full force and effect.</p> <p style="text-align: center;"><b>Section 83.</b></p> <p>Effectivity. - This Act shall take effect fifteen (15) days after its publication in at least two (2) newspapers of general circulation.</p>	<p>hereof. All other general and special laws, acts, decrees, executive orders, proclamations, administrative rules and regulations, or part thereof, inconsistent with the provisions of this Act are hereby repealed, amended or modified accordingly.</p> <p style="text-align: center;"><b>Section 84.</b></p> <p>Non-impairment Clause. - Nothing in this Act shall be construed as to diminish, impair, or repeal rights recognized, granted or available to marginalized or basic sectors under existing laws including but not limited to R.A. Nos. 7279, 6657, 8371, and 8550.</p> <p style="text-align: center;"><b>Section 85.</b></p> <p>Separability Clause. - If for any reason, any section or provision of this Act, or any portion thereof, or the application of such section, provision or portion to any person, group or circumstances is declared invalid or unconstitutional, the remainder of this Act or the application of such section, provision or portion thereof to other persons, groups or circumstances shall continue to be in full force and effect.</p> <p style="text-align: center;"><b>Section 86.</b></p> <p>Effectivity. - This Act shall take effect fifteen (15) days after its publication in at least two (2) newspapers of general circulation.</p>	<p>parts thereof, that are inconsistent with the provisions of this Republic Act are hereby repealed or modified accordingly.</p> <p style="text-align: center;"><b>Section 71.</b></p> <p>Non-impairment Clause.- Nothing in this Act shall be construed as to diminish, impair, or repeal rights recognized, granted, or available to marginalized or basic sectors under existing laws including but not limited to Republic Act Nos. 7279, 6657,8371, and 8550.</p> <p style="text-align: center;"><b>Section 72.</b></p> <p>Separability Clause.- If for any reason or reasons, any part or provision of this Act shall be declared or held to be unconstitutional or invalid other parts or provisions hereof, which are not affected thereby shall continue to be in full force and effect.</p> <p style="text-align: center;"><b>Section 73.</b></p> <p>Effectivity Clause.- This Act shall take effect fifteen (15) days after its publication in the Official Gazette or in at least two (2) national newspapers of general circulation.</p>
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