



Republic of the Philippines
Department of Environment and Natural Resources
Region IV- MIMAROPA
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
Barangay III (Poblacion), Roxas, Palawan
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25 April 2022

MEMORANDUM

FOR : The Regional Executive Director
THRU : The PENR Officer
FROM : The CENR Officer
SUBJECT : **REQUEST FOR OPINION ON THE ACCEPTANCE OF
FREE PATENT APPLICATION OVER A TRACT SURVEYED
AND APPROVED FOR MISCELLANEOUS LEASE**

Having previously sought opinion whether or not a survey plan approved as Mli. may be used to describe a property subsequently applied for patent, we have in a memorandum of 14 March 2022 followed the same up coursed thru the PENRO. The same was returned by the PENRO requiring information on the classification and physical condition of the land, the qualification of the applicant, and LGU and other regulating agencies' obligation on the matter.

Notwithstanding, all the information required have already been passed upon before the application was received, i.e., the land is classified agricultural, may be disposed of under the free patent law, the applicant is qualified to acquire free patent, and no entity, the LGU and other agencies included, has posed interest thereon so as to interpose objection against the applicant's desire to acquire the same.


The only issues that remain, pertain to the subject hereof coupled with the fact that the Regional Office seems to make this Office understand that salvage areas are not subject to registration as suggested in a couple of instructions both to reject applications affecting salvage areas and or cause survey excluding the same from lots applied for patent.

This Office has on the matter requested for legal basis in that under DAO 99-21 easements are only to be reflected by dotted lines both on titled lands including those that qualify for acquisitive prescription.

There are rumors that the applicant has already conveyed his rights to the subject lot but just the same, this Office would want to be advised on the matter.


PABLO L. CRUZ

Copy:
The Applicant
file

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