



Republic of the Philippines
DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES
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Alternative Dispute Resolution Committee

RESOLUTION NO. 2023-04

MODIFICATION OF ALTERNATIVE DISPUTE RESOLUTION FORM 10 ORDER OF SETTLEMENT AGREEMENT AND FORM 17 ON DECISION/ORDER BASED ON COMPROMISE AGREEMENT

WHEREAS, the ADR Committee Resolution 2018-01 issued 25 June 2018 prescribes the Alternative Dispute Resolution (ADR) Forms for the Adoption by DENR Field Offices in the implementation of DENR Administrative Order (DAO) 2016-30 or the "Guidelines in the Conduct of Alternative Dispute Resolution (ADR) in Land Management and Disposition" and shall form part of the said DAO;

WHEREAS, ADR Form 10 or Order of Amicable Settlement Agreement (OSA) and ADR Form 17 or Decision/Order Based on Compromise Agreement (OCA) can be utilized by the Office authorized to act on the Compromise Agreement to assess whether the same is in accordance with DAO 2016-30, or more specifically, whether the same was entered into voluntarily by the parties, and if the terms and conditions thereon are not contrary to law, morals, good customs, public order or public policy;

WHEREAS, the Office of the Regional Executive Director of DENR IV-A (CALABARZON) requested in its 14 April 2023 Memorandum the modification of the subject form;

WHEREAS, currently, ADR Form 10 or OSA and ADR Form 17 or OCA require that the contents of the Compromise/Settlement Agreement be retyped in the said forms, which was noted in the said Memorandum from Region IV-A to be prone to typographical errors;

WHEREAS, to simplify the method of accomplishing or utilizing ADR Form 10 or OSA and ADR Form 17 or OCA, the said forms should Annex "ADR Form 16 on Compromise Agreement" or "ADR Form 9 on Settlement Agreement", as the case may be, the completely signed by the parties, therefore, streamlining the old practice of retyping its contents;

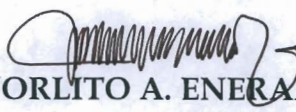
WHEREAS, in drafting the Compromise/Settlement Agreement, having several copies originally signed by the parties should be done, so that one originally signed copy can be attached to ADR Form 10 or OSA or ADR Form 17 or OCA, as the case may be;

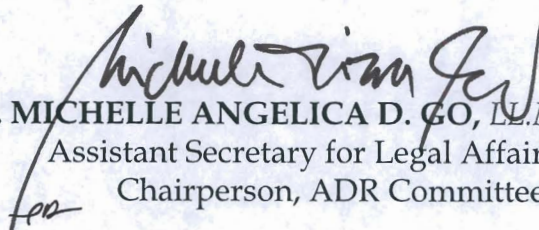
RESOLVED, AS IT IS HEREBY RESOLVED, to modify ADR Form 10 or Order of Amicable Settlement Agreement and ADR Form 17 or Decision/Order Based on Compromise Agreement to simplify the methods of accomplishing or utilizing the said form, as exemplified by the attached modified form;

RESOLVED FURTHER, to disseminate copies of the modified ADR Form 10 and ADR Form 17 to the DENR Offices and shall be employed uniformly in the resolution of land claims and conflicts that will be subjected through the ADR process.

ADOPTED by the ADR Committee during its 25th Committee Meeting on 08 June 2023, in Quezon City, Philippines.


ATTY. EMELYNE V. TALABIS, CESO IV
Director
Land Management Bureau
Member, ADR Committee


NORLITO A. ENERAN, LL.M. CESO III
Director
Legal Affairs Service
Member, ADR Committee


ATTY. MICHELLE ANGELICA D. GO, LL.M., CESO II
Assistant Secretary for Legal Affairs
Chairperson, ADR Committee

Modified ADR Form No. 17
Decision/Order Based on Compromise Agreement

For Mandatory ADR

Republic of the Philippines
DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES
(Office)
(Address)

IN RE:

- ☐Agricultural Free Patent Application
- ☐Residential Free Patent Application
- ☐Homestead Patent Application
- ☐Miscellaneous Sales Patent Application
- ☐Sales Patent under R.A. No. 730
- ☐Tenurial Instrument Application
- ☐Others

DENR Case No. _____
ADR Case No. _____

(Name of Applicant/Claimant)

(Name of Protestant/Claimant)

Subject Lot and Location

X-----X

MODIFIED FORM
Should attach "Annex A" -
ADR Form 16 on
Compromise Agreement

ORDER
BASED ON COMPROMISE AGREEMENT

Submitted for consideration and approval is the Compromise Agreement, attached as "Annex A", forged by and between the _____ Appellant/Protestant and _____, Appellee/Protestee, whereby the parties voluntarily and amicably settled their dispute in the above-entitled case. Consequently, the parties jointly manifest the dismissal of the pending claims and conflict case/appeal.

This Office finds that the annexed Compromise Agreement was duly entered into voluntarily by the parties with the terms and conditions thereof not contrary to law, morals, good customs, public order or public policy, in accordance with DENR Administrative Order 2016-30.¹ Thus, the annexed Compromise Agreement is hereby APPROVED.

Accordingly, the approved agreement has the force and effect of a decision or judgment. The parties are hereby ordered to faithfully comply with the terms and conditions of the agreement.

WHEREFORE, pursuant to the Compromise Agreement, the following are hereby ordered:

¹ Guidelines in the Conduct of Alternative Dispute Resolution (ADR) in Land Management and Disposition.

1. Protest is GRANTED/DISMISSED with prejudice OR the pending application is GRANTED/REJECTED or DROPPED from the records;
2. The approved Compromise Agreement has the force and effect of a **FINAL AND EXECUTORY DECISION.**
3. The CENRO/PENRO/Regional Office is hereby directed to _____ (act on the terms and conditions of Amicable Settlement *(The parties will be required to submit their respective compliance to the terms and conditions)*)

SO ORDERED.

(PENRO/RED/ASec)

Modified ADR Form No. 10
Order of Settlement Agreement

Republic of the Philippines
DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES
(Office)
(Address)

Only for Voluntary ADR

MODIFIED FORM
Should attach "Annex A" -
ADR Form 9 on Amicable
Settlement Agreement

- IN RE:
- ☐ Agricultural Free Patent
 - ☐ Residential Free Patent
 - ☐ Homestead Patent
 - ☐ Miscellaneous Sales Patent
 - ☐ Sales Patent under RA 730
 - ☐ Other

(Identity of Land)

ADR Case No: _____

(Applicant)

*(Claimants-adjoining lot owners/
Interested parties)*

x-----x

ORDER OF SETTLEMENT AGREEMENT

Submitted for consideration and approval is the Settlement Agreement attached as "Annex A" forged by and between _____ and _____, whereby the parties voluntarily and amicably settled their dispute in the above-entitled case.

This Office finds that the Settlement Agreement was duly entered into voluntarily by the parties with the terms and conditions thereof not contrary to law, morals, good customs, public order or public policy, in accordance with DENR Administrative Order 2016-30. The Amicable Settlement Agreement is hereby APPROVED.

The approved Settlement Agreement has the force and effect of a **FINAL AND EXECUTORY DECISION**.

SO ORDERED.

(PENRO)