



NOV 28 2023

MEMORANDUM

FOR : The Director, Legal Affairs Service

FROM : THE OIC, REGIONAL EXECUTIVE DIRECTOR

SUBJECT : **STATUS UPDATE RE: DENR CASE NO. 8141 (O.P. CASE NO. 10-J-513) ENTITLED "PALAWAN SUNLIGHT NEIGHBORHOOD ASSOCIATION, INC. (PSNAI), REPRESENTED BY JAIME S. FERNANDEZ/ARSOBISPA OCZON, APPELLANT, VERSUS HEIRS OF ANTONIO EDRADAN AND HEIRS OF ANICETO EDRADAN, REPRESENTED BY WILLIE PONCE DE LEON AND ERNESTO SAN JUAN, REPRESENTED BY JOHNNY FABELLO, APPELLEES"**

This refers to your Memorandum dated May 23, 2023 requesting for status of the reconstitution of patents in the above-cited case.

Please be informed that per Memorandum dated April 23, 2018 from then CENR Officer of Puerto Princesa City, Emer D. Garraez, the reconstitution of the said patents cannot be addressed by their office due to the lacking documentary references. They sought assistance regarding the following documents:

1. Lot Technical Descriptions or copy of F-Plans
2. Free Patent in judicial or copy form

Per Memorandum dated January 10, 2022, the Chief, TSD/Officer-in-Charge, the PENRO indorsed the Memorandum dated January 4, 2022 of then CENR Officer of Puerto Princesa City, Felizardo B. Cayatoc, stating that since the documentary requirements that would serve as reference in the reconstitution of patents were not available, the standing matter cannot be complied with. He likewise recommended the following:

1. Elevate the act of reconstitution to the Land Management Bureau considering that its original record and issuance is with the Bureau of Lands Central Office and/or
2. Request the amendment of DENR Order from Reconstitution to Re-Issuance of Patent.

Per Memorandum dated January 4, 2022, the CENR Officer of Puerto Princesa City also sought clarification if Cad. 800-D will be adopted as it will not coincide with other records that will be reconstituted, taking into account the order of the DENR Secretary on December 16, 2009 that the subject patent shall be reconstituted in the "*SAME FORM as they were when the loss or destruction occurred.*" Further, they also inquired whether the reconstitution of the lacking documents shall be done and consequently signed by the current PENRO.

In the Certification dated August 08, 2022, the Chief, Land Records Section, Surveys and Mapping Division (SMD), it was stated that it appears that plans F-6281 and F-62480, both situated

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in the City of Puerto Princesa, Province of Palawan, were not available on file. She provided certified true copies of Cad. 800-D Module 2 Case 26 map, and lot data computation of Lot Nos. 2703 and 2704, Cad. 800-D, in the names of Antonio Edradan, and Aniceto Edradan, respectively.

Per Memorandum dated August 22, 2022, the OIC, Assistant Regional Director for Technical Services stated that upon perusal of the carpeta filed in the records of the Licenses, Patents and Deeds Division (LPDD), there was no judicial form attached to the said Free Patent.

Per Memorandum dated January 31, 2023, then Regional Executive Director Lormelyn E. Claudio reiterated that plans F-6281 and F-62480, both situated in the City of Puerto Princesa, Province of Palawan, were not available on file, and that there was no judicial form attached to the said Free Patent in the carpeta filed in the Licenses, Patents and Deeds Division (LPDD), and that under DAO No. 2022-10, the issuing authority for the reconstitution of agricultural free patents of areas below five (5) hectares is the PENR Officer. Consequently, this Memorandum was referred to the CENR Officer, Puerto Princesa City on April 24, 2023.

Per Memorandum dated May 25, 2023, Planning Officer III/OIC-Chief, MSD, PENRO Palawan requested for clarification of the approved technical description of Lot Nos. 2703 and 2704, Cad. 800-D.

Per Memorandum dated August 1, 2023, the OIC, Assistant Regional Director for Technical Services forwarded to the PENR Officer, Palawan the corrected lot data computation of Lot Nos. 2703 and 2704, Cad. 800-D based on the Amendment Order No. 0584-2023 issued by the Chief, Surveys and Mapping Division.

For information and record.


FELIX S. MIRASOL, JR., CESO IV

cc:

PENRO Palawan

CENRO Puerto Princesa City

The Chief, Surveys and Mapping Division



Department of Environment
and Natural Resources
MIMAROPA Region



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