



**Republic of the Philippines**  
**Department of Environment and Natural Resources**  
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**22 APR 2019**

**MEMORANDUM**

**FOR :** The Assistant Secretary for Field Operations – Visayas  
The OIC, Assistant Secretary for Staff Bureaus  
The Director, Legal Affairs Service  
The Director, Strategic Communication and Initiatives Service  
The Director, BMB, ERDB, FMB, LMB, MGB

**FROM :** The Director  
Policy and Planning Service

**SUBJECT :** **SUMMARY OF AGREEMENTS IN THE SMALL GROUP OF EXPERTS ON POLICY (SGEP) MEETING NO. 2019-02 HELD ON APRIL 11, 2019, 10:00 AM AT THE OASPP CONFERENCE ROOM, G/F DENR BUILDING**

Furnished herewith is the Summary of Agreements in the Small Group of Experts on Policy (SGEP) Meeting No. 2019-02 held on April 11, 2019, 10:00 AM at the OASPP Conference Room, G/F DENR Building, which tackled the following agenda:

1. Review of the draft DAO re Guidelines on the Management of Cancelled or Terminated, Expiring, and Expired Tenorial Instruments; and
2. Codification of ENR Laws on Management Regimes focusing on Tenures

Also attached is the revised draft DAO for your comments and/or additional inputs. Submit your comments/inputs therein to the Policy Studies Division (PSD) at [psddivision@gmail.com](mailto:psddivision@gmail.com) or through telefax no. 925-1183.

  
**MARIA LOURDES G. FERRER, CESO IV**



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**SMALL GROUP OF EXPERTS ON POLICY (SGEP) MEETING NO. 2019-02**  
**SUMMARY OF AGREEMENTS**  
April 11, 2019, 10:00 AM  
OASPP Conference Room, G/F DENR Building  
Visayas Avenue, Diliman, Quezon City

The meeting commenced at 10:40 AM and was presided over by Dir. Maria Lourdes G. Ferrer.

AGENDA	AGREEMENTS	PERSON/OFFICE RESPONSIBLE	TIMELINE
1. Review of the draft DAO re Guidelines on the Management of Cancelled or Terminated, Expiring, and Expired Tenurial Instruments	<p>➤ Revise the draft DAO based on the following comments:</p> <ul style="list-style-type: none"><li>• Include among the legal bases at the prefatory statement RA 11038 or the Expanded NIPAS Act of 2018, as well as law/s pertaining to patrimonial properties. Remove EO 263 regarding Community-Based Forest Management Strategy.</li><li>• On Section 2, change the word “aims” to “aim”</li><li>• On Section 3, exclude from the coverage of the draft DAO the CBFMA, SLUP, PACBRMA, Exploration Permit, MPSA, JVA and Co-Production Agreement. The last three mining agreements shall be merged into Mineral Agreements.</li><li>• On Section 3, add “s” to Area in the term SAPA.</li><li>• Include in the coverage leases issued over patrimonial properties and the JVAs issued over areas covered by the Upland Agroforestry Program (UAfP).</li></ul>	SGEP Secretariat	

AGENDA	AGREEMENTS	PERSON/OFFICE RESPONSIBLE	TIMELINE
	<ul style="list-style-type: none"> <li>• On Section 4, remove the terms CBFMA, SLUP, PACBRMA, Exploration Permit, MPSA, Co-Production Agreement, Lessee, and the Asset Management Team (AMT) which is already discussed under Section 8.</li> <li>• Include in the Definition of Terms Mineral Agreement, Implementing unit/office, Implementing PENRO and Patrimonial properties. The JVA will be retained as it is also a tenurial instrument issued for the UAF.</li> <li>• In the definition of cancelled or terminated tenurial instruments, include a line stating that it should be covered by an Order of Cancellation that has become final and executory.</li> <li>• Revise the definition of Expired tenurial instruments to read as: “those whose terms have ended and no application for renewal has been filed by the holder within the prescribed period or no further renewal is allowed under existing laws, rules and regulations”</li> <li>• Revise the definition of SAPA using as reference RA 11038 or its draft IRR</li> <li>• In the definition of SIFMA under Section 4.26, add the word “forest” after the line “small tract of...”</li> <li>• In the definition of Tenurial instruments, remove the word “includes” and change it to “are”. Also, delete the line “and such other privileges and arrangements”.</li> <li>• Include in Section 6 the procedures for expiring tenurial instruments and re-arrange the classifications/processes of cancelled or terminated, expiring, and expired tenurial instruments.</li> <li>• Change the term lessee mentioned in the different sections to tenurial instrument holder</li> <li>• Change the different offices mentioned into Implementing unit/office. The Implementing unit/office shall refer to the any</li> </ul>		

AGENDA	AGREEMENTS	PERSON/OFFICE RESPONSIBLE	TIMELINE
	<p>of the following: Regulation and Permitting Section (RPS) in the CENRO, PENRO or Implementing PENRO, Protected Area Management Office (PAMO), Licenses, Patents and Deeds Division (LPDD) in DENR-NCR and the Mines and Geosciences Bureau (MGB) Regional Office.</p> <ul style="list-style-type: none"> <li>• On Section 6.1, change the heading “cancelled and” to “cancelled or”</li> <li>• On Sections 6.1.a and 6.1.b, change the demand letter to notice (or notice of forfeiture). Revise the line pertaining to the imposition of fines and penalties.</li> <li>• On Section 6.1.h, delete the word “Region” in the second sentence and change the term to “it”</li> <li>• In the cancelled or terminated and expired tenurial instruments, include a procedure/provision regarding the preparation and implementation of a protection and management plan meantime that the area is not yet covered by a tenurial instrument.</li> <li>• On Sections 6.2.a and 6.2.b, change the word “demand letter” to “notice (or notice of expiration)”</li> <li>• On Section 7.5, add a line which states that the tenurial instrument holder shall submit a plan for the utilization of planted trees and similar products reaching harvestable age after the expiration of the tenurial instrument.</li> <li>• On the section pertaining to expiring tenurial instruments, include a provision which states that the AMT shall conduct a study to determine the next best use of the area after the tenurial instrument has expired.</li> <li>• On Section 8.3, add the line “covered by expiring tenurial instruments” after the word “area”</li> </ul>		

AGENDA	AGREEMENTS	PERSON/OFFICE RESPONSIBLE	TIMELINE
2. Codification of ENR Laws on Management Regimes focusing on Tenures	<ul style="list-style-type: none"> <li>• On Section 8.4, it was clarified that land tenure management pertains to the interim management of the area by the AMT meantime that it is not yet covered by a tenurial instrument.</li> <li>• Remove Sections 9, 10 and 13</li> <li>• On Section 12, exclude from the coverage thereof the CBFMAs.</li> <li>• On Section 16, specify that only cancelled or terminated, expiring and expired tenurial instruments shall be subject of monitoring.</li> </ul>		
	➤ Prepare a concept paper regarding the harmonization of ENR laws on management regimes, focusing on tenures.	PPS-PSD	
	➤ The review process will be done through a series of consultation meetings by the respective Bureaus. The review should include both administrative and legislative policies pertaining to/affecting tenures.	BMB, FMB, LMB, MGB	
	➤ The review of the Bureaus' policies is a regular function of these offices, thus, have corresponding regular funds. Meanwhile, funding for the codification of ENR laws will be secured by the PPS-PSD through a donor agency.		
	➤ Prepare a memorandum regarding the review and assessment of the respective Bureaus' policies on tenurial instruments. The parameters for assessment of policies include gaps, problems and effectivity or whether the policy is still applicable. In the assessment of policies, include a recommendation regarding the conflict of ENR policies with those implemented by other agencies.	PPS-PSD	
	➤ Submit a report to PPS-PSD regarding the review and assessment of policies on tenurial instruments.	BMB, FMB, LMB, MGB	End of June 2019
	➤ Conduct a meeting immediately upon submission of report/s from the Bureaus	PPS-PSD	July 2019

The meeting was adjourned at 3:35 PM.



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**DENR ADMINISTRATIVE ORDER**

**No. 2019 - \_\_\_\_\_**

**SUBJECT : GUIDELINES ON THE MANAGEMENT OF CANCELLED OR TERMINATED, EXPIRING, AND EXPIRED TENURIAL INSTRUMENTS**

Pursuant to the provisions of Executive Order (EO) No. 192 dated June 10, 1987 or the Reorganization Act of the DENR, Commonwealth Act (CA) No. 141 or the Public Land Act, Act No. 3038 pertaining to the disposition of patrimonial properties, Presidential Decree (PD) No. 705 or the Revised Forestry Code, Republic Act (RA) No. 7586 or the National Integrated Protected Areas System (NIPAS) Act, as amended by RA 11038 or the Expanded NIPAS Act of 2018 and RA 7942 or the Philippine Mining Act, the following guidelines on the management of cancelled or terminated, expiring, and expired tenurial instruments are hereby issued for the guidance and compliance of all concerned.

**CHAPTER I - COMMON PROVISIONS**

**SECTION 1. Declaration of Policy.** It is the policy of the State to ensure the sustainable use, development, management, renewal and conservation of the country's forest, mineral, land, off-shore areas and other natural resources. In line with this, the Government shall promulgate rules, regulations and guidelines on the issuance of co-production, joint venture or production sharing agreements, licenses, permits, concessions, leases and such other privileges and arrangements concerning the development, exploration and utilization of the country's natural resources and shall continue to oversee, supervise and police our natural resources; to cancel or cause to cancel such privileges and arrangements upon failure, non-compliance or violations of any regulations, orders, and for all other causes which are in furtherance of the conservation of natural resources and supportive of the national interest.

**SECTION 2. Objective.** These guidelines aim to prescribe and ensure rational procedures and requirements for the management of all cancelled or terminated, expiring, and expired tenurial instruments, to optimize the uses and enhance the contribution of natural resources in achieving economic and social development.

**SECTION 3. Scope and Coverage.** These guidelines shall cover the following tenurial instruments that have been cancelled or terminated, expiring, and have expired:

- 3.1 Forest Land Use Agreement (FLAg)
- 3.2 Forest Land Use Agreement for Tourism Purposes (FLAgT)
- 3.3 Forest Land Grazing Management Agreement (FLGMA)
- 3.4 Integrated Forest Management Agreement (IFMA)
- 3.5 Socialized Industrial Forest Management Agreement (SIFMA)
- 3.6 Special Use Agreement in Protected Areas (SAPA)
- 3.7 Foreshore Lease Agreement (FLA)
- 3.8 Miscellaneous Lease Agreement (MLA)
- 3.9 Mineral Agreement (MA)
- 3.10 Financial or Technical Assistance Agreement (FTAA)

This shall also apply to cancelled or terminated, expiring and expired leases over patrimonial properties, as well as Joint Venture Agreements (JVA) issued in areas under the Upland Agroforestry Program (UAfP).

**SECTION 4. Definition of Terms.** As used in this Order, the following terms shall be construed to mean as:

- 4.1 Asset Management – the management of fixed or non-current assets such as land, land improvements, equipment or machinery and infrastructure/building within a tenured area.
- 4.2 Cancelled or terminated tenurial instruments – those that were cancelled / terminated for cause such as gross violation of the terms and conditions, violation of laws, rules and regulations, and voluntary withdrawal of rights and obligations, among others, whose Order of Cancellation has become final and executory.
- 4.3 CENRO – Community Environment and Natural Resources Office/r
- 4.4 Expired tenurial instruments – those whose terms have ended and no application for renewal has been filed by the holder within the prescribed period or no further renewal is allowed under existing laws, rules and regulations.
- 4.5 Expiring tenurial instruments – those that are still in operation within a year of the end of the validity of the term or duration.
- 4.6 Financial or Technical Assistance Agreement – a contract involving financial or technical assistance for large-scale exploration, development and utilization of mineral resources.
- 4.7 Foreshore Lease Agreement – an agreement executed by and between the DENR and the applicant (natural or juridical person) to occupy, develop, utilize, and manage the foreshore lands. It may also cover marshy lands or lands covered with water bordering upon the shores or banks of navigable lakes or rivers.
- 4.8 Forest Land Use Agreement – a contract between the Government as first party represented by the Secretary or the Regional Executive Director concerned, and a second party or a person, authorizing the latter to temporarily occupy, manage and develop in consideration of a government share, any forestland of the public domain for specific use defined in Section 3 of DAO No. 2004-59, to undertake any authorized activity therein for a period of twenty-five (25) years and renewable for the same period upon mutual agreement by both parties.
- 4.9 Forest Land Use Agreement for Tourism Purposes – a contract between the DENR and a natural or juridical person, authorizing the latter to occupy, manage and develop, subject to government share, any forestland of the public domain for tourism purposes and to undertake any authorized activity therein for a period of twenty-five (25) years and renewable for the same period upon mutual agreement by both parties. It shall include special forest land uses such as Bathing Establishment, Camp Site, Ecotourism Destination, Hotel Site (inclusive of related resort facilities) and other tourism purposes.
- 4.10 Forest Land Grazing Management Agreement – a production sharing agreement between a qualified person, association and/or corporation and the Government to develop, manage and utilize grazing lands.
- 4.11 Implementing PENRO – a Provincial Environment and Natural Resources Office without a CENRO, and which performs the roles and functions of the latter.

- 4.12 Implementing unit/office – the DENR unit/office mandated to undertake procedures for cancelled or terminated, expiring, and expired tenurial instruments. For lands and forestry tenures, responsibility is with the Regulation and Permitting Section (RPS) of the CENRO, Implementing PENRO and PENRO, and the Licenses, Patents and Deeds Division (LPDD) of DENR-NCR. In the case of biodiversity, the function also rests with the RPS, in coordination with the Protected Area Management Office (PAMO). Meanwhile, the Mines and Geosciences Bureau (MGB) Regional Office is responsible for mining tenures.
- 4.13 Improvement – a valuable addition made to a property or economic resource, or an amelioration in its condition, amounting to more than a mere repair or replacement of parts, involving capital expenditures and labor, which is intended to enhance its value, beauty or utility or to adopt it for new or other purposes. It may be permanent or temporary improvement.
- 4.13.a Permanent improvement – includes those which are permanently annexed to the land under contract/agreement in such a manner that these cannot be separated therefrom without causing damage thereto.
- 4.13.b Temporary improvement – those which can be removed without causing any damage to the land under contract/agreement and to which the same has been attached.
- 4.14 Integrated Forest Management Agreement – a production sharing contract entered into by and between the DENR and a qualified applicant wherein the DENR grants to the latter the exclusive right to develop, manage, protect and utilize a specified area of forestland and forest resource therein for a period of twenty-five (25) years and may be renewed for another 25-year period, consistent with the principle of sustainable development and in accordance with an approved Comprehensive Development and Management Plan (CDMP), and under which both parties share in its produce.
- 4.15 Joint Venture Agreement – an agreement where a joint venture company is organized by the Government and the Contractor with both parties having equity shares. Aside from earnings in equity, the Government shall be entitled to a share in the gross output.
- 4.16 Mineral Agreement – a contract between the Government and a Contractor, involving Mineral Production Sharing Agreement, Co-Production Agreement or Joint Venture Agreement.
- 4.17 Miscellaneous Lease Agreement – an agreement issued in case the improvements over a foreshore area applied for falls within a dry land (part of the shore) or permanently underwater land.
- 4.18 Patrimonial properties – properties owned by the State in its private or proprietary capacity.
- 4.19 PENRO – Provincial Environment and Natural Resource Office/r
- 4.20 Physical takeover – the act of possessing or taking control of the tenured area by the DENR.
- 4.21 Special Use Agreement in Protected Areas – a binding instrument between the DENR, as the first party, and the project proponent as the second party, relating to the use and/or development of land, resources or facilities within protected areas, pursuant to the NIPAS Act, as amended.



- 4.22 Socialized Industrial Forest Management Agreement – an agreement entered into by and between a natural or juridical person and the DENR wherein the latter grants to the former the right to develop, utilize and manage a small tract of forest land, consistent with the principles of sustainable development.
- 4.23 Tenurial instruments – are leases, permits, agreements, joint venture or production sharing agreements, contracts and licenses concerning the development, exploration and utilization of the country's natural resources.

**SECTION 5. Inventory of All Cancelled/Terminated, Expiring, and Expired Tenurial Instruments.** The implementing unit/office shall conduct an annual inventory of all cancelled/terminated, expiring, and expired tenurial instruments within their areas of jurisdiction, and submit the list, together with a status report to the PENRO/Regional Office. The PENRO shall consolidate all the information/data and submit the list and status report to the Regional Office concerned. In the same manner, the Regional Office shall collate all the information/status of tenurial instruments and forward the same to the Bureaus concerned, and to the Knowledge and Information Systems Service (KISS) at the Central Office. In the case of DENR-NCR, a similar inventory shall be conducted by the Licenses, Patents and Deeds Division (LPDD), with the data submitted to the Bureaus concerned and to the KISS.

A Provincial, Regional and National Database of tenurial instruments shall be developed where annual reports of cancelled/terminated, expiring, and expired tenurial instruments can be generated. The Provincial Database shall be created by the Regulation and Permitting Section of the PENRO/Implementing PENRO, while the establishment of the Regional Database shall be initiated by the Licenses, Patents and Deeds Division. In the case of mining permits/agreements, provisions of Chapter XXVIII of DAO No. 2010-21 shall apply. Meanwhile, the National Database shall be developed by the Knowledge and Information Systems Service (KISS). The KISS shall ensure linkage of its database with the Biodiversity Management Bureau (BMB), Forest Management Bureau (FMB), Land Management Bureau (LMB), and the Mines and Geosciences Bureau (MGB).

**SECTION 6. Procedures for Physical Takeover of Areas and Improvements Covered with Cancelled/Terminated, Expiring, and Expired Tenurial Instruments.**

- 6.1 Cancelled or Terminated Tenurial Instruments.** Upon determination of cause for cancellation or termination and application of due process, the following procedures shall apply:
  - 6.1.a Upon identification by the implementing unit/office of cancelled or terminated tenurial instruments, the office concerned shall issue a notice to the tenurial instrument holder to vacate the area and pay fees and/or charges demandable and due to the Government.
  - 6.1.b The Asset Management Team (AMT) of the implementing unit/office shall conduct an inventory of all the improvements introduced, and determine the kind, nature and ages of the improvements, the appraised value thereof and the name/s or person/s who introduced the same.
  - 6.1.c The AMT shall initiate forfeiture procedures/take possession of all improvements introduced and found in the area in favour of the Government by putting up signage/s stating that it is a DENR property, or conduct other activities to secure the area. For areas with peace and order issues, the AMT shall coordinate with or seek the assistance of the Philippine National Police (PNP) or the Armed Force of the Philippines (AFP) to maintain/safeguard the same.
  - 6.1.d The AMT shall conduct a comprehensive assessment to determine the best land use of the area and submit recommendation regarding the utilization thereof.
  - 6.1.e The AMT shall input all the data/information pertaining to the tenured area in the concerned office's database.

- 6.1.f The AMT shall prepare and implement a protection and management plan for the area.
- 6.1.g In case the area will be opened for application of an appropriate tenurial instrument, the office concerned shall issue a public notice for the purpose.

**6.2 Expiring Tenurial Instruments.** Upon identification by the implementing unit/office of expiring tenurial instruments, for at least one (1) year prior to the expiration, the office concerned shall inform the tenurial instrument holder of the expiration of the instrument. Consequently, the holder shall file their intention to terminate or renew their tenurial instrument with the DENR within the same period.

The procedures indicated below are categorized into those that are for renewal and those that will no longer be renewed.

For renewal:

- 6.2.a The implementing unit/office shall conduct performance evaluation as basis of further action, e.g., renewal or otherwise.
- 6.2.b Upon conclusion of the performance evaluation and should the tenurial instrument holder be found eligible to renew their contract/agreement with the DENR, appropriate renewal procedures and requirements shall be pursued to include, but not limited to submission of a renewal application, preparation and submission of qualification requirements (technical and financial), development/management plan for subsequent evaluation and approval of the DENR.
- 6.2.c Should the tenurial instrument holder fail to meet the requirements or terms and conditions of the contract/agreement after the conduct of performance evaluation, the implementing unit/office shall proceed with the procedures applied for expired tenurial instruments.

For non-renewal:

- 6.2.d Within a period of six (6) months prior to expiration, the implementing unit/office shall issue a notice to the tenure holder to vacate the area upon expiration. In case of unpaid rental fee/s, an authorized personnel from the implementing unit/office shall collect the fee from the tenurial instrument holder.
- 6.2.e Within a period of three (3) months prior to expiration, the AMT shall conduct an inventory of all the improvements introduced, and determine the kind, nature and ages of the improvements, the appraised value thereof and the name/s or person/s who introduced the same. It shall also conduct a study to determine the next best land use of the tenured area.
- 6.2.f The AMT shall input all the data/information pertaining to the tenured area in the concerned office's database.

**6.3 Expired Tenurial Instruments.** The following procedures shall apply to tenurial instruments that have already expired:

- 6.3.a Upon identification by the implementing unit/office of expired tenurial instruments, the office concerned shall issue a notice to the tenurial instrument holder to vacate the area and pay unpaid rental fee/s.
- 6.3.b The AMT shall initiate forfeiture procedures/take possession of all improvements introduced and found in the area in favour of the Government by putting up signage/s stating that it is a DENR property, or conduct other activities to secure the area. For areas with peace and order issues, the AMT shall coordinate with or seek the assistance of the PNP or the AFP to maintain/safeguard the same.
- 6.3.c Only the immovable properties will be subjected to forfeiture in favour of the Government. For forestry tenured areas, the former tenurial instrument holder

shall be required to submit a plan for the utilization of planted trees and similar products reaching its harvestable age, and no further activities other than harvesting shall be allowed.

- 6.3.d The AMT shall input all the data/information pertaining to the tenured area in the concerned office's database.
- 6.3.e The AMT shall prepare and implement a protection and management plan meantime that no tenurial instrument is issued yet for the area.
- 6.3.f The office concerned shall issue public notice stating that the area is open for application of appropriate tenurial instrument.

**SECTION 7. Creation of an Asset Management Team (AMT).** An Asset Management Team shall be created at the Regulation and Permitting Section of each PENRO/Implementing PENRO, the Licenses, Patents and Deeds Division of DENR-NCR, and at the MGB Regional Offices to ensure proper management and monitoring of assets on the ground. The AMT shall have the following functions:

- 7.1 Initiate forfeiture of the area/s and improvements covered by cancelled or terminated, and expired tenurial instruments by putting up signage/s stating that it is a DENR property, and conducting related activities with the end in view of securing the area.
- 7.2 Inventory and appraisal of all the improvements within the area.
- 7.3 Conduct of comprehensive assessment to determine the best land use of the area covered by expiring tenurial instruments that will no longer be renewed.
- 7.4 Land tenure management, specifically the preparation and implementation of a protection and management plan meantime that the area is not yet covered by a tenurial instrument.
- 7.5 Submission of report and recommendation regarding the best land use of the area and the improvements therein.
- 7.6 Monitoring of tenured areas and ensuring the regular payment of fees by tenurial instrument holders.

As an approach to project management, the AMT has the option to hire the services of personnel who have the expertise/skills on asset management. The funding for the hiring shall be sourced from the regular funds of the office concerned.

## CHAPTER II – SPECIAL PROVISIONS

**SECTION 8. Operation of Mining Areas after the Constitutional Limitation of Fifty (50) Years.** In the case of mineral agreements, the operation of the mine may be undertaken by the Government or through a Contractor after the renewal period. The contract for the operation of a mine shall be awarded to the highest bidder in a public bidding after due publication of the notice thereof: Provided, That the Contractor shall have the right to equal the highest bid upon reimbursement of all reasonable expenses of the highest bidder.

**SECTION 9. Expropriation of Properties covered with Tenurial Instruments.** When, on account of public interest, safety or public order, and not due to the fault or negligence of the tenurial instrument holder, the DENR is obliged to pre-terminate the tenurial instrument, the former shall be entitled to compensation on all improvements made in the tenured area, based on the fair market value of such improvements as assessed by a Government assessor or disinterested party and qualified third party as of date of cancellation or termination, minus all charges and obligations, if any, accruing to the Government. In addition, affected tenurial instrument holders shall have the right to harvest trees, in the case of forestry tenures, or remove improvements as can reasonably be removed consistent with applicable policies, the value of which shall be deducted from the final compensation.

## CHAPTER III - FINAL PROVISIONS

**SECTION 10. Capacity-Building.** For the effective management of tenured areas and improvements, the members of the Asset Management Team shall regularly undergo capacity-building.

**SECTION 11. Asset Management Manual.** The DENR shall develop an Asset Management Manual that shall be used as reference by the field offices in the administration of the Department's properties within their respective areas of jurisdiction.

**SECTION 12. Monitoring.** All authorized DENR officials and/or personnel shall be allowed to enter and inspect the area covered with cancelled or terminated, expiring, and expired tenurial instruments, for purposes of monitoring and evaluating the activities therein.

**12.1 Standard Project Performance Rating**

The activities pertaining to management of cancelled or terminated, expiring, and expired tenurial instruments shall form part of the Office Performance and Commitment Review (OPCR) of the implementing unit/office.

**12.2 Standard Reporting System**

The implementing unit/office shall submit a quarterly status report on cancelled or terminated, expiring, and expired tenurial instruments to the PENRO/Regional Office. The PENRO shall consolidate all the information/data and submit a quarterly report to the Regional Office. The Regional Office shall consolidate all the information/data and submit a quarterly status report to the Bureau/s concerned and the Policy and Planning Service (PPS) using a prescribed format.

**SECTION 13. Enforcement.** The DENR shall seek the assistance of law enforcement agencies, the local government units and other agencies in cases of violations of laws, rules and regulations concerning tenured areas.

**SECTION 14. Repealing Clause.** All existing Orders, Memoranda and Circular or portions thereof which are inconsistent herewith are hereby revoked or amended accordingly.

**SECTION 15. Separability Clause.** If any provision of this Order shall be held invalid or unconstitutional, the other portions or provisions hereof which are not affected shall continue in full force and effect.

**SECTION 16. Effectivity.** This Order shall take effect fifteen (15) days after its publication in a newspaper of general circulation and upon acknowledgment of receipt of a copy hereof by the Office of the National Administrative Register (ONAR) and the UP Law Center.

**ROY A. CIMATU**  
Secretary