



Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City, Metro Manila



Nineteenth Congress
First Regular Session

HOUSE BILL NO. 4400

Introduced by **HON. MUJIV SABBIHI HATAMAN**
Lone District, Basilan

EXPLANATORY NOTE

Since 1937, a vast tract of land located in Sta. Clara (then Balactasan), Lamitan City, Basilan Province has been reserved for purposes of stock farming and breeding station by then President Manuel L. Quezon.

The said reserved land of the public domain, having an approximate area of 4,112,628 square meters, was placed under the administration of the Director of Animal Industry under the Department of Agriculture (DA). After its reservation, the land remains unutilized for the purposes intended and has not been occupied nor utilized by the DA.

However, upon the enactment of Republic Act No. 6734 in 1989, or the organic law that established the Autonomous Region in Muslim Mindanao (ARMM) as amended by Republic Act No. 9054, the subject land was occupied by some offices under ARMM that continue to operate up to the present, including the office of the Government Center of Basilan.

In order to legalize its title over the subject land, the Provincial Government of Basilan conducted a legal research on the possibility of the application of a patent in its favor. In the process thereof, it has discovered that the reserved land is still classified as timber land, hence, inalienable and cannot be subject of title or ownership, even by local government units as embodied in the Philippine Constitution and strengthened by the mantle of legal protection through the Regalian Doctrine.

Meanwhile, the Provincial Government of Basilan has appealed to the Office of the President, through the Ministry of Environment and Natural Resources (MENRE) of BARMM, for the reclassification of the subject land from inalienable land of the public domain to alienable and disposable land. The purpose is to carve out portion of the entire land reserved under PD 151, covering only SIX HUNDRED FIFTY - FIVE THOUSAND THREE HUNDRED FIFTEEN (655,315) SQUARE METER purposely for the application of patent by the Province of Basilan.

In order to redefine the image of the province, the Provincial Government of Basilan represented by Hon. Gov. Jim S. Hataman-Salliman signified its intention to apply for special patents to the BARMM –MENRE through its Land Management Services for the lots situated at (Now) Barangay Sta. Clara, City of Lamitan, Province of Basilan, BARMM for government and public use, particularly to establish a government center and for housing projects.

At present, new government structures were built on the subject land, which include BARMM Provincial Field Offices that is intended to serve as Basilan's new provincial government center, a flagship project of the now-defunct ARMM. The present Capitol of the Province of Basilan is situated in Isabela City, a component city of Region IX and hence not a part of the new Bangsamoro Region.

In response to the request of the Provincial Government of Basilan for technical assistance, the BARMM-MENRE through its Land Management Services conducted field inspection and validation of Basilan's new provincial government center in Barangay Santa Clara, Lamitan City, Basilan Province from August 9 to 11 in 2021.

The Tanggapan ng Sangguniang Panlalawigan of Basilan crafted and approved Resolution No. 2021-102 Series of 2021, otherwise known as "A Resolution Authorizing the Provincial Governor Honorable Jim A. Hataman Salliman to represent the Provincial Government of Basilan to Apply for Special Patents with the Ministry of Environment, Natural Resources and Energy (MENRE) over Parcels of Lands located in Sta. Clara, Lamitan City for Public Use, as follows:

- A. 79,330 sqm for government center and other government offices;
- B. 35,141 sqm for housing projects

The BARMM-MENRE, through its Minister, Hon. Akmad A. Brahim, fully supports this endeavor for the betterment of the Bangsamoro.

This measure aims to legitimize the use of the said parcel of land in Lamitan City by the province of Basilan by declaring a portion thereof as alienable and disposable. There are plans to expand the government center to include housing programs for qualified beneficiaries. Without the declaration sought by this measure, these plans cannot come to fruition.

The approval of this bill, therefore, is earnestly requested.


HON. MUJIV S. HATAMAN
Representative
Lone District of Basilan



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HOUSE BILL NO. 4400

Introduced by **HON. MUJIV SABBIHI HATAMAN**
Lone District, Basilan

AN ACT AMENDING PROCLAMATION NO. 151, S. 1937 DATED APRIL 24, 1937 BY RECLASSIFYING CERTAIN PARCELS OF TIMBERLAND AS ALIENABLE AND DISPOSABLE AND EXCLUDING THE SAME FROM THE COVERAGE TO BE RESERVED FOR GOVERNMENT CENTER SITE PURPOSES FOR PROVINCIAL GOVERNMENT OF BASILAN AND HOUSING PURPOSES, SITUATED IN THE BARRIO OF BALACTASAN, MUNICIPAL DISTRICT OF LAMITAN, PROVINCE OF ZAMBOANGA (NOW) BARANGAY STA. CLARA, CITY OF LAMITAN, PROVINCE OF BASILAN, BANGSAMORO AUTONOMOUS REGION IN MUSLIM MINDANAO

Be it enacted by the Senate and House of Representatives of the Philippines in Congress assembled:

SECTION 1. PURPOSE - Proclamation No. 151 series of 1937 dated April 24, 1937 which reserved for stock farm and breeding station purposes a parcel of the public domain situated in the Barrio of Balactasan, Municipal District of Lamitan, Province of Zamboanga (now) Barangay Sta. Clara, City of Lamitan, Province of Basilan, Bangsamoro Autonomous Region in Muslim Mindanao is hereby amended by reserving portions thereof for the exclusive use and benefit of the Provincial Government of Basilan intended as site for its government center and housing projects for the application of special patents, subject to private rights if any there be any, which parcel of land has been surveyed and duly approved by the Land Management Services, MENRE – BARMM under IR-445-AMD.

SECTION 2. COVERAGE - With a total area of SIX HUNDRED FIFTY-FIVE THOUSAND THREE HUNDRED FIFTEEN (655,315) SQUARE METERS, more or less, said parcel of land is more particularly described as follows:

Bounded on the NW., along lines 1-2-3 by barangay road; on the NW., along lines 3-4-5-6-7 by property of Cresencio Quilaton (F-09-10-0000027-Amd.); on the NE., along line 7-8 by property of Landasan Lancasan; on the NE., along lines 8-9-10 by property of Dionisio Rentor; on the NE., along lines 10-11-12-13-14 by properties of Felicidad Vesagas (PSU-09-03-

0000080) and Julita Hambre (Now) Asan G. Camplian; on the NE., along lines 14-15 by property of Asan G. Camplian H(VII-1) 15865-D; on the SE. and NE., along lines 15-16-17-18-19-20-21-22 by property of Servanda Aroy; on the SW. and SE., along lines 22-23-24-25 by property owned of Baboh Mora; on the SW. and SE., along lines 25-26-27-28-29-30 by property of Regina Aroy (PSU-09-10-000167); on the SW., along lines 30-31-1 by road. Beginning at a point marked "1" on the plan being, N., 53 deg. 24 E., 510.70 m. from BSL-2A:

thence N 32 deg. 45 E	281.64 m. to point 2;
thence N 39 deg. 46 E	17.50 m. to point 3;
thence N 36 deg. 38 E	100.00 m. to point 4;
thence N 44 deg. 40 E	223.11 m. to point 5;
thence N 05 deg. 37 E	286.38 m. to point 6;
thence N 05 deg. 37 E	280.00 m. to point 7;
thence S 67 deg. 28 E	62.58 m. to point 8;
thence S 17 deg. 52 E	87.45 m. to point 9;
thence S 57 deg. 22 E	40.04 m. to point 10;
thence S 49 deg. 16 E	52.99 m. to point 11;
thence S 72 deg. 51 E	65.64 m. to point 12;
thence S 61 deg. 55 E	140.14 m. to point 13;
thence S 32 deg. 27 E	95.13 m. to point 14;
thence S 37 deg. 09 E	258.01 m. to point 15;
thence S 14 deg. 01 W	187.70 m. to point 16;
thence S 36 deg. 37 W	49.27 m. to point 17;
thence S 19 deg. 41 W	120.86 m. to point 18;
thence S 14 deg. 13 E	105.35 m. to point 19;
thence S 44 deg. 16 W	192.85 m. to point 20;
thence S 44 deg. 50 E	48.64 m. to point 21;
thence S 15 deg. 37 W	74.38 m. to point 22;
thence N 57 deg. 05 W	67.35 m. to point 23;
thence S 57 deg. 49 W	31.54 m. to point 24;
thence S 42 deg. 28 W	61.56 m. to point 25;
thence N 64 deg. 32 W	106.43 m. to point 26;

thence S 36 deg. 46 W	48.36 m. to point 27;
thence N 78 deg. 16 W	87.40 m. to point 28;
thence N 72 deg. 43 W	109.60 m. to point 29;
thence N 76 deg. 34 W	173.77 m. to point 30;
thence N 37 deg. 30 W	15.48 m. to point 31;
thence N 63 deg. 30 W	177.39 m. to point of beginning.

SEC. 2. If any part or section of this Act is declared unconstitutional, such declaration shall not affect in any manner the other parts or sections of this act.

SEC. 3. All laws, decrees, proclamations or issuances contrary to or inconsistent with the provisions of this Act are hereby amended, repealed or modified accordingly.

SEC. 4. This Act shall take effect fifteen (15) days after publication in the Official Gazette or two (2) newspapers of general circulation.

Approved,