

Republic of the Philippines
House of Representatives
Quezon City

20th Congress
First Regular Session



HOUSE BILL No. **6438**

Introduced by HON. MAURICIO G. DOMOGAN

EXPLANATORY NOTE

The Bill seeks to segregate parcels of land located at Barangays Atok Trail, Happy Hallow, Kias and Loakan-Apugan from the Mining Reservation under Section 14, Commonwealth Act 137 and to convert them into alienable and disposable public land and award it directly to actual occupants and/or qualified applicants to promote social justice and support the government's housing and urban development goals.

It was in 1936 when Commonwealth Act 137 was passed. Section 14 of the said act, states that: **Lands within reservations for purposes other than mining, which, after such reservation is made, are found to be more valuable for their mineral contents than for the purpose for which the reservation was made, may be withdrawn from such reservations by the President with the concurrence of the National Assembly, and thereupon such lands shall revert to the public domain and be subject to disposition under the provisions of this Act.**

These lands covering the four (4) Barangays consisting an area of Seven Hundred Ten Thousand (710,000 sq.m.) square meters, more or less, has never been utilized and used for mining and have long been occupied by more than 7,000 settlers of barangays; Atok Trail, Happy Hallow, Kias and Loakan-Apugan, Baguio City, who established their permanent residential residences and built their homes thereon.

Upon the recommendation of the Secretary of Agriculture and Natural Resources, President Carlos P. Garcia issued a Proclamation No. 414, S. 1957, excluding the

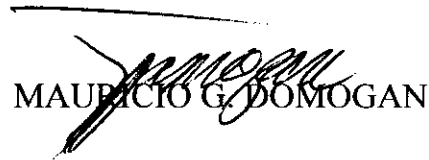
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subject parcels of lands from said Proclamation and open for disposition with the concurrence of the Congress of the Philippines.

However, despite its issuance, the Proclamation has never been implemented due to the absence of the required concurrence of Congress. This legal gap has left the affected areas in a state of uncertainty for decades and leaves them constantly vulnerable to displacement.

Specifically, this Bill aims to: (1) provide security to qualified actual occupants; (2) Correct the non-implementation of Proclamation No. 414 by securing the necessary legislative action that was never undertaken; (3) Promote social justice and equitable land distribution; and (4) Support the creation of stable, well-planned human settlements that respect the rights of long-standing settlers.

In view thereof, the immediate passage of this Bill is earnestly sought.



MAURICIO G. DOMOGAN

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HOUSE BILL No. **6438**

Introduced by HON. MAURICIO G. DOMOGAN

AN ACT SEGREGATING LOT 2, LOT 3, LOT 5 and LOT 6, OF BARANGAYS ATOK TRAIL, HAPPY HALLOW KIAS AND LOAKAN APUGAN, BAGUIO CITY FROM MINING RESERVATION, COMMONWEALTH ACT 137, CONVERTING THEM INTO ALIENABLE AND DISPOSABLE PUBLIC LAND AND DECLARING THE SAME OPEN FOR THE DISPOSITION TO BONA FIDE QUALIFIED OCCUPANTS AND/OR APPLICANTS UNDER REPUBLIC ACT NO. 730 OR REPUBLIC ACT NO. 10023

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

SECTION 1. Declaration of Policy – It is hereby declared the policy of the State to pursue a continuing program of urban land reform and housing which will make available at affordable cost decent housing and basic services to underprivileged citizens in urban center

SECTION 2. Declaration of Exclusion. — Lot 2, Lot 3, Lot 4, Lot 5, and Lot 6 covering Barangays Atok Trail, Happy Hallow, Kias and Loakan-Apugan, Baguio City, more particularly described as follows:

TECHNICAL DESCRIPTION (LOT 2)
(Barangay Happy Hallow)

Tie Point: Tri. Sta. **“BAGUIO”**, Baguio Townsite

LINE	BEARING	DISTANCE (M.)
Tie point-1	S 84 deg. 42' E	2213.42 m.
1-2	N 47 deg. 04' W	20.85 m.
2-3	N 84 deg. 33' E	28.93 m.

3-4	S 77 deg. 46' E	22.17 m.
4-5	N 26 deg. 31' E	27.35 m.
5-6	N 54 deg. 52' E	27.21 m.
6-7	N 69 deg. 28' E	30.19 m.
7-8	S 32 deg. 07' E	36.86 m.
8-9	S 19 deg. 59' W	46.97 m.
9-10	S 57 deg. 48' E	38.66 m.
10-11	S 15 deg. 02' W	37.32 m.
11-12	S 11 deg. 15' W	25.75 m.
12-13	S 25 deg. 28' E	33.54 m.
13-14	S 48 deg. 10' W	9.64 m.
14-15	N 74 deg. 25' W	48.79 m.
15-16	N 69 deg. 34' W	32.40 m.
16-17	S 85 deg. 44' W	42.55 m.
17-1	N 03 deg. 37' W	109.98 m.

Area: TWO (2) HECTARES more or less.

TECHNICAL DESCRIPTION (LOT 3)
(Barangay Happy Hallow)

Tie Point: Tri. Sta. **"BAGUIO"**, Baguio Townsite

LINE	BEARING	DISTANCE (M.)
Tie point-1	S 72 deg. 47' E	2339.60 m.
1-2	N 03 deg. 37' W	116.17 m.
2-3	S 21 deg. 47' E	110.17 m.
3-4	S 66 deg. 54' E	131.98 m.
4-5	S 70 deg. 39' E	68.90 m.
5-6	N 26 deg. 01' E	24.26 m.
6-7	N 17 deg. 07' W	32.47 m.
7-8	N 83 deg. 10' E	45.88 m.
8-9	S 82 deg. 04' E	1.60 m.
9-10	S 53 deg. 06' E	27.58 m.
10-11	S 10 deg. 22' W	30.27 m.
11-12	S 26 deg. 26' W	58.48 m.
12-13	S 05 deg. 13' E	37.53 m.
13-14	S 35 deg. 06' W	29.86 m.
14-15	S 42 deg. 30' W	30.41 m.
15-16	N 77 deg. 00' W	33.69 m.
16-17	N 45 deg. 56' W	27.82 m.
17-18	N 80 deg. 23' W	62.02 m.

18-19	N 52 deg. 29' W	55.07 m.
19-20	N 46 deg. 09' W	113.15 m.
20-1	N 21 deg. 58' E	39.51 m.

Area: FOUR (4) HECTARES more or less.

TECHNICAL DESCRIPTION (LOT 5)
(Apugan-Loakan & Atok Trail)

Tie Point: Tri. Sta. "BAGUIO", Baguio Townsite

LINE	BEARING	DISTANCE (M.)
Tie point-1	S 32 deg. 55' E	2850.57 m.
1-2	N 21 deg. 58' E	488.08 m.
2-3	S 02 deg. 16' E	115.27 m.
3-4	S 50 deg. 44' E	43.44 m.
4-5	S 48 deg. 29' W	28.62 m.
5-6	S 48 deg. 35' E	38.72 m.
6-7	N 74 deg. 24' E	34.48 m.
7-8	S 84 deg. 58' E	46.41 m.
8-9	N 81 deg. 29' E	101.35 m.
9-10	S 30 deg. 21' E	27.70 m.
10-11	S 25 deg. 12' E	40.83 m.
11-12	S 15 deg. 17' W	41.09 m.
12-13	S 60 deg. 24' W	158.80 m.
13-14	N 82 deg. 41' W	82.52 m.
14-15	S 11 deg. 36' W	34.44 m.
15-16	S 62 deg. 08' E	61.25 m.
16-17	S 03 deg. 55' W	38.87 m.
17-18	S 55 deg. 35' E	23.07 m.
18-19	N 78 deg. 28' E	51.86 m.
19-20	N 64 deg. 39' E	56.04 m.
20-21	S 86 deg. 39' E	121.11 m.
21-22	S 82 deg. 37' E	17.68 m.
22-23	N 12 deg. 24' W	38.43 m.
23-24	N 33 deg. 56' E	30.20 m.
24-25	N 00 deg. 42' E	32.78 m.
25-26	N 66 deg. 36' W	28.19 m.
26-27	N 45 deg. 21' E	21.97 m.
27-28	N 62 deg. 51' E	49.00 m.
28-29	N 23 deg. 32' E	29.97 m.
29-30	N 02 deg. 13' W	1.86 m.

30-31	N 23 deg. 24' E	51.66 m.
31-32	S 40 deg. 24' E	37.68 m.
32-33	S 22 deg. 41' E	69.38 m.
33-34	S 36 deg. 03' E	3.35 m.
34-35	S 19 deg. 27' E	66.20 m.
35-36	S 32 deg. 11' E	56.83 m.
36-37	S 88 deg. 47' E	81.09 m.
37-38	N 58 deg. 31' E	39.12 m.
38-39	N 63 deg. 34' E	49.82 m.
39-40	N 29 deg. 42' E	24.77 m.
40-41	N 39 deg. 11' E	26.43 m.
41-42	S 31 deg. 17' E	21.88 m.
42-43	S 13 deg. 20' W	69.95 m.
43-44	S 47 deg. 13' W	60.72 m.
44-45	S 09 deg. 12' W	3.15 m.
45-46	S 16 deg. 23' W	1.95 m.
46-47	S 52 deg. 14' W	41.25 m.
47-48	S 87 deg. 54' W	1.24 m.
48-49	N 78 deg. 40' W	68.78 m.
49-50	S 77 deg. 51' W	66.45 m.
50-51	S 68 deg. 58' W	72.80 m.
51-52	S 21 deg. 39' W	80.34 m.
52-53	S 32 deg. 09' E	71.86 m.
53-54	S 05 deg. 06' E	39.60 m.
54-55	S 79 deg. 39' W	70.46 m.
55-56	N 76 deg. 56' W	120.02 m.
56-57	N 87 deg. 14' W	52.49 m.
57-58	S 66 deg. 32' W	41.47 m.
58-59	S 30 deg. 39' W	63.33 m.
59-60	S 11 deg. 11' E	71.11 m.
60-61	S 34 deg. 50' E	67.95 m.
61-62	S 52 deg. 06' E	35.03 m.
62-63	S 77 deg. 55' E	117.92 m.
63-64	S 00 deg. 24' W	25.02 m.
64-65	S 53 deg. 42' W	17.56 m.
65-66	S 48 deg. 13' W	33.94 m.
66-67	S 26 deg. 29' W	43.23 m.
67-68	S 28 deg. 46' E	19.25 m.
68-69	S 80 deg. 28' E	101.18 m.
69-70	S 65 deg. 11' E	60.30 m.
70-71	S 42 deg. 15' E	57.85 m.
71-72	S 80 deg. 25' E	61.51 m.
72-73	N 30 deg. 50' E	61.81 m.

73-74	N 18 deg. 24' E	102.30 m.
74-75	N 37 deg. 52' W	41.65 m.
75-76	N 07 deg. 55' E	76.52 m.
76-77	S 72 deg. 18' E	42.23 m.
77-78	S 05 deg. 17' W	57.24 m.
78-79	S 35 deg. 06' E	41.37 m.
79-80	N 59 deg. 56' E	38.98 m.
80-81	N 22 deg. 08' E	75.50 m.
81-82	N 51 deg. 41' E	73.10 m.
82-83	N 53 deg. 20' E	65.68 m.
83-84	N 42 deg. 17' E	39.31 m.
84-85	N 64 deg. 08' E	27.74 m.
85-86	S 71 deg. 20' E	49.10 m.
86-87	S 22 deg. 00' W	82.25 m.
87-88	S 88 deg. 10' E	75.97 m.
88-89	N 20 deg. 28' E	23.93 m.
89-90	S 78 deg. 11' E	46.82 m.
90-91	S 37 deg. 22' E	32.12 m.
91-92	S 81 deg. 28' E	131.40 m.
92-93	N 82 deg. 29' E	70.39 m.
93-94	S 85 deg. 08' E	49.08 m.
94-95	N 02 deg. 05' E	34.76 m.
95-96	N 01 deg. 48' E	46.64 m.
96-97	N 40 deg. 20' W	48.59 m.
97-98	N 56 deg. 37' W	57.74 m.
98-99	N 35 deg. 12' W	41.91 m.
99-100	N 53 deg. 18' E	19.90 m.
100-101	S 80 deg. 21' E	55.96 m.
101-102	S 66 deg. 11' E	47.54 m.
102-103	S 47 deg. 29' E	39.03 m.
103-104	S 07 deg. 39' E	102.97 m.
104-105	S 10 deg. 42' W	208.87 m.
105-106	S 86 deg. 28' W	8.86 m.
106-107	N 41 deg. 25' W	18.88 m.
107-108	N 31 deg. 17' W	28.60 m.
108-109	N 20 deg. 15' W	27.52 m.
109-110	N 51 deg. 54' W	36.33 m.
110-111	N 49 deg. 16' W	49.53 m.
111-112	N 75 deg. 59' W	13.10 m.
112-113	S 65 deg. 29' W	11.01 m.
113-114	S 16 deg. 05' E	18.56 m.
114-115	S 16 deg. 25' W	75.75 m.
115-116	N 70 deg. 05' W	31.53 m.

116-117	N 19 deg. 26' E	21.65 m.
117-118	N 38 deg. 54' W	65.05 m.
118-119	N 46 deg. 48' W	35.24 m.
119-120	N 81 deg. 55' W	26.71 m.
120-121	S 47 deg. 12' W	26.66 m.
121-122	N 64 deg. 44' W	39.44 m.
122-123	S 80 deg. 21' W	20.33 m.
123-124	S 44 deg. 14' W	26.39 m.
124-125	S 67 deg. 01' W	56.92 m.
125-126	S 57 deg. 41' W	31.89 m.
126-127	S 53 deg. 04' W	50.96 m.
127-128	S 22 deg. 57' W	29.05 m.
128-129	S 40 deg. 58' W	32.18 m.
129-130	S 60 deg. 27' W	168.28 m.
130-131	S 46 deg. 30' W	92.08 m.
131-132	S 88 deg. 00' W	40.08 m.
132-133	N 75 deg. 43' W	168.55 m.
133-134	N 60 deg. 56' W	163.58 m.
134-135	N 32 deg. 10' W	575.49 m.
135-1	N 32 deg. 10' W	163.00 m.

Area: FORTY-SIX (46) HECTARES more or less.

TECHNICAL DESCRIPTION (LOT 6)
(Barangay Kias)

Tie Point: Tri. Sta. **"BAGUIO"**, Baguio Townsite

LINE	BEARING	DISTANCE (M.)
Tie Point-1	S 33 deg. 56' E	5002.99 m.
1-2	Due West	228.92 m.
2-3	N 29 deg. 40' W	112.65 m.
3-4	N 00 deg. 56' W	62.55 m.
4-5	N 15 deg. 09' W	80.61 m.
5-6	N 57 deg. 49' W	68.23 m.
6-7	N 50 deg. 26' W	37.18 m.
7-8	Due North	288.79 m.
8-9	N 47 deg. 12' W	102.53 m.
9-10	N 40 deg. 42' E	66.14 m.
10-11	N 16 deg. 43' W	23.96 m.
11-12	N 59 deg. 37' E	63.91 m.
12-13	S 65 deg. 28' E	60.91 m.
13-14	N 60 deg. 50' E	44.26 m.

14-15	N 57 deg. 18' E	36.60 m.
15-16	N 35 deg. 30' E	24.69 m.
16-17	N 33 deg. 38' E	28.85 m.
17-18	N 45 deg. 25' E	1.01 m.
18-19	N 09 deg. 19' W	21.77 m.
19-20	N 49 deg. 11' W	13.64 m.
20-21	N 15 deg. 30' W	16.24 m.
21-22	N 28 deg. 11' W	17.65 m.
22-23	N 15 deg. 12' W	24.43 m.
23-24	N 15 deg. 04' W	10.06 m.
24-25	N 40 deg. 54' E	19.71 m.
25-26	S 82 deg. 26' E	26.67 m.
26-27	S 50 deg. 09' E	42.21 m.
27-28	S 07 deg. 13' E	14.48 m.
28-29	S 12 deg. 19' E	17.41 m.
29-30	S 04 deg. 57' W	2.30 m.
30-31	S 08 deg. 42' E	36.84 m.
31-32	S 17 deg. 14' W	29.92 m.
32-33	S 04 deg. 13' W	29.30 m.
33-34	S 33 deg. 32' E	32.13 m.
34-35	S 34 deg. 35' W	34.70 m.
35-36	S 36 deg. 46' W	17.64 m.
36-37	S 07 deg. 59' W	64.98 m.
37-38	S 49 deg. 02' E	79.29 m.
38-39	S 48 deg. 12' E	27.82 m.
39-40	S 81 deg. 12' E	40.87 m.
40-41	S 70 deg. 57' E	34.66 m.
41-42	S 40 deg. 06' E	40.63 m.
42-43	S 07 deg. 20' W	31.98 m.
43-44	S 71 deg. 58' W	57.27 m.
44-45	N 85 deg. 30' W	57.45 m.
45-46	S 68 deg. 07' W	48.66 m.
46-47	S 58 deg. 04' W	38.81 m.
47-48	S 70 deg. 53' W	61.12 m.
48-49	S 63 deg. 53' W	31.30 m.
49-50	S 01 deg. 06' E	21.07 m.
50-51	S 38 deg. 48' E	31.27 m.
51-52	N 81 deg. 58' E	37.80 m.
52-53	S 56 deg. 17' E	32.79 m.
53-54	N 86 deg. 02' E	46.49 m.
54-55	N 85 deg. 39' E	51.73 m.
55-56	S 52 deg. 32' E	19.68 m.
56-57	S 24 deg. 47' E	20.42 m.

57-58	S 04 deg. 44' W	39.34 m.
58-59	S 85 deg. 49' W	27.32 m.
59-60	N 83 deg. 10' W	45.86 m.
60-61	S 24 deg. 59' W	43.46 m.
61-62	S 08 deg. 37' W	21.92 m.
62-63	N 81 deg. 24' E	85.02 m.
63-64	S 72 deg. 10' E	40.95 m.
64-65	S 11 deg. 10' E	32.17 m.
65-66	S 16 deg. 34' W	54.35 m.
66-67	S 28 deg. 00' W	48.68 m.
67-68	S 33 deg. 35' E	17.27 m.
68-69	S 53 deg. 00' E	28.30 m.
69-70	S 51 deg. 04' E	21.55 m.
70-71	S 04 deg. 05' E	29.41 m.
71-72	N 43 deg. 55' E	44.24 m.
72-73	N 13 deg. 47' W	34.51 m.
73-74	N 35 deg. 24' E	74.11 m.
74-75	N 56 deg. 25' E	25.24 m.
75-1	S 10 deg. 42' W	167.41 m.

Area: NINETEEN (19) HECTARES more or less.

are hereby excluded from the coverage of Commonwealth Act 137 and converting them into alienable and disposable public land as stated in Proclamation No. 414.

SECTION 2. Forest and Watershed reserves within the said area shall absolutely remain as reservation and the DENR and the City of Baguio shall immediately fence the same.

SECTION 3. Validation of the Survey. — The Department of Environment and Natural Resources (DENR) shall conduct a validation survey of the area to be excluded from the Mining Reservation.

SECTION 4. Disposition. — The DENR shall dispose of and award the segregated land to bona fide occupants and/or qualified applicants pursuant to Republic Act No. 730 and/or Republic Act No. 10023.

SECTION 5. Coordination with Local Government. — The DENR shall coordinate with the City Government of Baguio for the integration of the segregated area into the city's land use and housing plans.

SECTION 6. Repealing Clause. — All laws, decrees, executive orders, rules and regulations, or parts thereof inconsistent with this Act are hereby repealed or modified accordingly.

SECTION 7. Effectivity. — This Act shall take effect fifteen (15) days after its publication in the Official Gazette or in a newspaper of general circulation.

Approved.