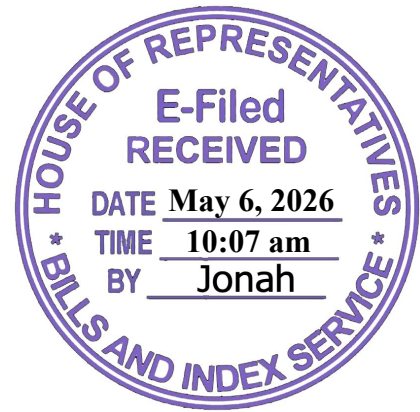


Republic of the Philippines
House of Representatives
Quezon City

20th Congress
First Regular Session



HOUSE BILL No **9109**

Introduced by HON. MAURICIO G. DOMOGAN

EXPLANATORY NOTE

The Bill seeks to segregate parcels of land containing an approximate area of Two Hundred Seventy-One Thousand Four Hundred (271,400 sq.m.) square meters, located at Pidawan, Ongasan, Barangay Loakan Proper, Baguio City, from Military Reservation under Proclamation No. 2405, subject to private rights and to convert them into alienable and disposable public land and award it directly to actual occupants who are the Heirs of Guesu Dacdacan also known as Guesec Chacchacan, to promote social justice and support the government's housing and urban development goals.

The Heirs of Chacchacan had been occupying the said area even before it was proclaimed as military reservation in 1985. In fact, on July 28, 1961, an approved survey plan PSU-186219 in the name of Guesu Dacdacan was issued by the Department of Agriculture and Natural Resources, now, Department of Environment and Natural Resources (DENR). The approved survey plan was resurveyed which was logged as PSU-CAR-186219 Amd. Furthermore, as early as May 1923, the parcels of land were declared under Declaration of Real Property No. 109 in the name of Guesec Dacdacan which was later changed to Tax Declaration No. 379 under the Heirs of Guesec Dacdacan.

When DENR Special Order No. 31, series of 1990 was promulgated to identify and delineate the ancestral lands and domains of indigenous cultural communities within the City of Baguio and the rest of the Cordilleras, the Heirs of Chacchacan applied under this provision for the recognition of their ancestral land claim. An investigation report dated October 15, 1991, was issued by the Office of the Special Task Force on Ancestral Land (STFAL) of DENR-CAR, stating that the ancestors of the Chacchacan are long-time residents of Baguio City and they belong to Ibaloi Tribe. Likewise evidences such as old stonewalls,

trees and improvements were found at said place which shows that their ancestors occupied the said land.

On January 30, 1992, a resolution was issued by the Office of the Special Task Force on Ancestral Land (STFAL) of DENR-CAR, declaring that their ancestors have clearly established that they have valid ancestral land claims. The STFAL finds that the recognition of ancestral land claim filed by the Heirs of Guesec Chacchacan to be ancestral land under the concept and guidelines contained in the DENR Special Project.

With the creation of the *Indigenous Peoples Rights Act of 1997* or Republic Act 8371, the application of the Heirs of Guesec Chacchacan was turned over to the National Commission on Indigenous People (NCIP). Up to the present, the application of the Heirs of Chacchacan is still pending before the office of the National Commission on Indigenous People (NCIP).

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



MAURICIO G. DOMOGAN

Republic of the Philippines
House of Representatives
Quezon City

20th Congress
First Regular Session

HOUSE BILL No 9109

Introduced by HON. MAURICIO G. DOMOGAN

AN ACT SEGREGATING PARCELS OF LAND LOCATED AT PIDAWAN, ONGASAN BARANGAY LOAKAN PROPER, BAGUIO CITY FROM MILITARY RESERVATION OF PROCLAMATION 2405 AND 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 recognized ownership of lands, waters, and natural resources traditionally occupied by Indigenous People, allowing them to secure Certificates of Ancestral Domain Titles (CADT) or Certificates of Ancestral Land Titles (CALT).

SECTION 2. Declaration of Exclusion. — Parcels of land consisting of Two Hundred Seventy-One Thousand Four Hundred (271,400 sq.m.) square meters, located at Pidawan, Ongasan, Barangay Loakan Proper, Baguio City, more particularly described as follows:

TECHNICAL DESCRIPTION

LOT 1-A		
LINE	BEARING	DISTANCE
1-2	N. 25 deg. 37' E.	221.68 m.
2-3	N. 72 deg. 17' E.	65.20 m.

3-4	S. 62 deg. 29' E.	80.54 m.
4-5	S. 26 deg. 32' E.	112.08 m.
5-6	S. 75 deg. 46' E.	26.98 m.
6-7	N. 78 deg. 46' E.	25.33 m.
7-8	S. 58 deg. 53' E.	70.80 m.
8-9	S. 77 deg. 13' W.	273.75 m.
9-1	N. 86 deg. 46' W.	100.03 m.

LOT 1-B		
LINE	BEARING	DISTANCE
1-2	N. 86 deg. 10' W.	8.37 m.
2-3	N. 84 deg. 23' W.	42.11 m.
3-4	N. 02 deg. 38' W.	188.89 m.
4-5	N. 77 deg. 13' E.	273.75 m.
5-6	S. 29 deg. 12' E.	109.47 m.
6-7	S. 61 deg. 43' W.	72.14 m.
7-8	S. 51 deg. 09' W.	62.89 m.
8-1	S. 60 deg. 22' W.	171.34 m.

LOT 1-C		
LINE	BEARING	DISTANCE
1-2	N. 60 deg. 22' E.	171.34 m.
2-3	S. 27 deg. 18' E.	91.26 m.
3-4	S. 64 deg. 17' E.	35.56 m.
4-5	S. 75 deg. 08' E.	73.51 m.
5-6	S. 20 deg. 28' W.	111.43 m.
6-7	S. 21 deg. 12' W.	59.82 m.
7-8	N. 87 deg. 24' W.	44.62 m.
8-9	N. 70 deg. 15' W.	135.92 m.
9-10	N. 16 deg. 36' W.	170.29 m.
10-1	N. 86 deg. 08' W.	66.63 m.

LOT 1-D		
LINE	BEARING	DISTANCE
1-2	S. 05 deg. 16' W.	94.90 m.
2-3	S. 43 deg. 22' W.	51.36 m.
3-4	S. 49 deg. 28' W.	56.93 m.
4-5	N. 79 deg. 14' W.	192.00 m.
5-6	N. 79 deg. 14' W.	60.00 m.
6-7	N. 32 deg. 18' E.	80.41 m.

7-8	N. 27 deg. 12' E.	80.97 m.
8-1	S. 85 deg. 54' E.	255.47 m.

LOT 1-E

LINE	BEARING	DISTANCE
1-2	S. 05 deg. 16' W.	94.90 m.
2-3	S. 43 deg. 22' W.	51.36 m.
3-4	S. 49 deg. 28' W.	56.93 m.
4-5	N. 79 deg. 14' W.	192.00 m.
5-6	N. 79 deg. 14' W.	60.00 m.
6-7	N. 32 deg. 18' E.	80.41 m.
7-8	N. 27 deg. 12' E.	80.97 m.
8-9	S. 85 deg. 54' E.	255.47 m.
9-1	S. 86 deg. 10' E	8.37 m.

LOT 1-F

LINE	BEARING	DISTANCE
1-2	S. 86 deg. 46' E.	101.03 m.
2-3	S. 02 deg. 38' E.	188.89 m.
3-4	S. 84 deg. 23' E.	42.11 m.
4-5	S. 07 deg. 21' E.	112.94 m.
5-6	N. 89 deg. 06' W.	162.77 m.
6-1	N. 00 deg. 24' W.	30.90 m.

BOUNDARY

LINE	BEARING	DISTANCE
1-2	N. 26 deg. 37' E.	224.66 m.
2-3	N. 72 deg. 17' E.	65.20 m.
3-4	S. 62 deg. 29' E.	
4-5	S. 26 deg. 32' E.	112.08 m.
5-6	S. 73 deg. 46' E.	26.85 m.
6-7	N. 79 deg. 46' E.	26.33 m.
7-8	S. 58 deg. 63' E.	73.80 m.
8-9	S. 29 deg. 12' E.	109.47 m.
9-10	S. 61 deg. 43' W.	72.14 m.
10-11	S. 61 deg. 09' W.	62.89 m.
11-12	S. 27 deg. 15' E.	9.28 m.
12-13	S. 64 deg. 17' E.	95.58 m.
13-14	S. 76 deg. 08' E.	73.51 m.
14-15	S. 20 deg. 28' W.	111.43 m.

15-16	S. 21 deg. 12' W.	89.82 m.
16-17	N. 97 deg. 24' W.	44.52 m.
17-18	N. 70 deg. 15' W.	135.92 m.
18-19	S. 23 deg. 17' W.	54.05 m.
19-20	S. 17 deg. 25' E.	45.20 m.
20-21	S. 05 deg. 15' W.	94.90 m.
21-22	S. 43 deg. 22' W.	51.35 m.
22-23	S. 49 deg. 28' N.	56.93 m.
23-24	N. 79 deg. 74' W.	192.00 m.
24-25	N. 79 deg. 74' W.	60.00 m.
25-26	N. 32 deg. 18' E.	80.41 m.
26-27	N. 27 deg. 12' E.	80.97 m.
27-28	N. 02 deg. 05' W.	142.63 m.
28-1	N. 00 deg. 24' W.	307.90 m.

TIE LINES FROM A STA. "BOYD"
BAGUIO TOWNSITE TO COR 1 OF

LINE	BEARING	DISTANCE
1-A	S. 22 deg. 20' E.	967.22 m.
1-B	S. 25 deg. 42' E.	1213.72 m.
1-C	S. 25 deg. 42' E.	1213.72 m.
1-D	S. 24 deg. 47' E.	1501.70 m.
1-E	S. 25 deg. 42' E.	1213.72 m.
1-F	S. 22 deg. 20' E.	967.22 m.
BDRY	S. 22 deg. 20' E.	967.22 m.

are hereby excluded from the coverage of Proclamation 2405 and converting them into alienable and disposable public land as stated in Proclamation No. 414.

SECTION 3. 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 4. Validation of the Survey. — The Department of Environment and Natural Resources (DENR) shall validate the survey already conducted identified as PSU-1862 which was already approved then later on resurveyed and logged as PSU-CAR-186219 Amd. Covering the area of Two Hundred Seventy-One Thousand Four Hundred (271,400 sq.m.) square meters.

SECTION 5. Disposition. — The DENR shall dispose of and award the segregated land to bona fide occupants or the Heirs of Guesu/Guesec Dacdacan/Chacchacan pursuant to Republic Act No. 730 and/or Republic Act No. 10023.

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.