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AMENDING DENR ADMINISTRATIVE ORDER NO. 2000-83

DENR ADMINISTRATIVE ORDER NO. 2002-31, December 03, 2002

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Pursuant to the Department's thrust on the sustainable development of our natural resources and to generate revenues from the operation of existing establishments in the form of fees and charges, DENR Administrative Order No. 2000-83 "Guidelines for the Management and Development of Small Islands, Including its Coastal Areas" is hereby amended as follows:

"Section 5. Development and Land Use Guidelines

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The following guidelines shall be observed in the preparation of the Island Physical Framework Plan (IPFP):

a. Islands/Islets less than 500 hectares in area shall be under strict conservation areas and as such shall not be alienated nor disposed of for any purpose;

b. Islands/Islets 500 hectares up to 5,000 hectares shall be under restricted use. Land titling shall be limited to those with pending applications on classified A and D lands as of the effectivity of this Order; and

c. Islands/Islets more than 5,000 hectares up to 50,000 hectares shall be open to sustainable development. Land titling may be undertaken in certified A and D lands.

All land leases/permits which are inconsistent with the IPFP shall no longer be renewed or extended after their expiration. In such cases the previous lessee/permittee shall be given preference in the application for new leases/permits.

Any lease/permit granted over public lands in small islands, whether new or renewed, or any extension of the same, shall:

a) be consistent with the IPFP;

b) have a term of not to exceed twenty five (25) years; and

c) be amended accordingly whenever;

i. the IPFP is amended; or

ii. a policy is developed consistent with the provisions of the Constitution that the development, utilization and management of same shall be either through co-production, joint venture or production-sharing agreements.

Pending the formulation of the IPFP, existing leases/permits of public lands in small islands may be renewed or extended, Provided, that:

a) the lessee/permittee has religiously complied with the terms and conditions of the lease/permit;

b) the lessee/permittee has applied for renewal within the reglementary period;

c) the lessee/permittee has secured an ECC;

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d) the lessee/permittee has obtained prior clearance from the Secretary, upon favorable recommendation of the Regional Executive Director; and

e) the duration of renewal or extension shall not be more than one year.

xxx"

This Order shall take effect immediately after its publication in a newspaper of general circulation.

Adopted: 3 Dec. 2002

(SGD.) HEHERSON T. ALVAREZ
Secretary

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