

to assist in the implementation of the Comprehensive Agrarian Reform Law (CARL) and other agrarian laws, rules and regulations. Therefore, a personnel of the DAR cannot serve as bondsman to a criminal case filed against a tenant.

DAR Opinion No. 15, s. 2007  
March 12, 2007

### COMPROMISE AGREEMENT; VALID CONTRACT

- It was further stressed by the Supreme Court in a case that:

*“(T)his Court, time and again, has ruled that a compromise agreement entered into by party-litigants, when not contrary to law, public order, public policy, morals, or good custom is a valid contract which is the law between the parties themselves.” (Juan-Marcelo, et al. vs. Go Kim Pah, et al., 22 SCRA 309).*

- The information that the former landowner who stands to (re)acquire rights and interest over the subject property by virtue of the compromise agreement as approved by the court is bound to voluntarily offer the same for sale to the government (VOS), should not be taken as an impediment, but should be taken as in full support to the CARP coverage of the subject landholdings, and in line with the same objective of maintaining the distribution of the same to duly qualified farmer-beneficiaries.
- It is not imperative to substantially change the documentation of the claim folder. It will be enough to officially inform and advise all parties concerned to execute what was agreed upon in the Compromise Agreement, who shall then be recognized by the DAR and LBP for purposes of claiming the compensation/proceeds on the property.

DAR Opinion No. 27, s. 2007  
October 03, 2007

### CONVERSION; LOCATION OF THE PROPERTY SUBJECT OF AN APPLICATION FOR CONVERSION ALREADY INCORPORATED IN THE CERTIFICATE OF TITLE

- While the “location of the property” may not be listed under Section 32, the same, is already incorporated in the technical description of a property contained in the Certificate of Title. Such description indicates the specific area and location of the property covered by any OCT/TCT, subject of an application for conversion. It is a given fact that the location of the property is required as this is evident under DAR A.O. No. 15, Series of 1988 (**Rules and Procedures Governing Conversion of Private Agricultural Lands to Non-agricultural Uses**) which explicitly indicates under Item VII (A) thereof the necessity of providing the location of the property in the filing of an application for conversion.

DAR Opinion No. 34, s. 2007  
December 26, 2007