

Board) for the abovementioned causes, in a judgment that is final and executory after due hearing (Sections 7 and 36, R.A. No. 3844, as amended).

- Where a tenant has allegedly failed to substantially comply with the terms and conditions of the leasehold contract or with laws governing leasehold relation, the landowner may file an ejectment case before the Provincial Agrarian Reform Adjudication Board where the property is located.

DAR Opinion No. 09, s. 2002
February 21, 2002

EXEMPTION; LANDS THAT ARE EXEMPTED FROM CARP COVERAGE

- Exclusion/Exemption of lands from CARP coverage shall apply only to the following, to wit:
 - 1) those which are not suitable for agriculture, and those which are classified as mineral, forest, residential, commercial or industrial land;
 - 2) those which have been classified and approved as non-agricultural prior to 15 June 1988 as ruled under Department of Justice Opinion No. 44, Series of 1990;
 - 3) those which are exempt pursuant to Section 10, R.A. No. 6657, as amended by R.A. No. 7881;
 - 4) those which are devoted to poultry, swine or livestock raising as of June 15, 1988, pursuant to Supreme Court ruling on Luz Farms vs. The Honorable Secretary of Agrarian Reform (G.R. No. 86339, 4 December 1990); and
 - 5) those which are retained by the landowner (not covered insofar as acquisition and distribution but covered with respect to other provisions of agrarian laws, particularly leasehold).
- The Exclusion Clearance based on Nos. 1 and 2 above shall be governed by DAR Administrative Order No. 6, Series of 1994 (**Guidelines for the Issuance of Exemption Clearances Based on Sec. 3 (c), R.A. 6657 and Department of Justice Opinion No. 44, Series of 1990**). The procedures for the issuance of exemption/exclusion clearance are detailed under said Administrative Order.

DAR Opinion No. 33, s. 2006
November 10, 2006

EXEMPTION; CONDITIONS FOR EXEMPTION UNDER SECTION 10 OF R.A. NO. 6657

- Section 10 of R.A. No. 6657 requires that the subject landholding must be actually, directly and exclusively used and found to be necessary for church sites and convents appurtenant thereto.

DAR Opinion No. 25, S. 2006
August 29, 2006