

Secretary pursuant to the provisions of DAR Administrative Order No. 6, series of 1994, since **exemption is not automatic**.

DAR Opinion No. 03, s. 2003
March 19, 2003

EXEMPTION; PURSUANT TO DOJ OPINION NO. 44, SERIES OF 1990

- In the case of reclassified lands **duly exempted** pursuant to DOJ 44, series of 1990 and Section 3 (c) of R.A. No. 6657 in relation to DAR Administrative Order No. 6, series of 1994, it is explicit in the abovequoted provisions of DAR rules and regulations on exemption/conversion that they no longer need any conversion clearance. An exemption order to that effect suffices.

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- If, indeed, subject properties fall within the purview of the aforesaid DOJ Opinion, the landowner may no longer be required to secure conversion clearance. What he/she or his/her duly authorized representative basically needs, however, is an exemption clearance from the DAR pursuant to DAR Administrative Order No. 06, series of 1994 as amended.

DAR Opinion No. 07, s. 2001
July 09, 2001

EXEMPTION; DISTINCTION BETWEEN EXEMPTION ORDER AND CONVERSION ORDER

- Exemption clearance/order issued pursuant to DOJ Opinion No. 44, series of 1990 differs from a conversion order/clearance. Said exemption clearance or order stems from a petition/application filed pursuant to the requirements, rules, conditions and procedures laid down under DAR Administrative Order No. 06, series of 1994, while a conversion clearance or order is based on an application filed pursuant to the requirements, rules, conditions and procedures detailed under DAR Administrative Order No. 01, series of 2002. Section 23 of DAR Administrative Order No. 01, series of 2002 enumerates the effects of approval of Conversion which are not necessarily the effects of an approval of Exemption pursuant to DOJ 44 or Section 3 (c) of R.A. No. 6657.

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EXEMPTION; CONDITIONS FOR EXEMPTION OF FISHPONDS FROM CARP COVERAGE

- Please be informed that pursuant to Section 2 of R.A. No. 7881, which amends Section 10 of R.A. No. 6657 (Comprehensive Agrarian Reform Law), private lands actually, directly and exclusively used for fishponds as of **12 March 1995** are exempt from CARP coverage, **provided** that said lands have not been distributed and no Certificates of Land Ownership Award (CLOAs) have been issued to agrarian reform beneficiaries (ARBs).