

ACQUISITION; FORECLOSED AGRICULTURAL LAND

- To preclude circuitous and complex reversion proceedings, and pursuant to the aforequoted/aforecited more recent special provisions of R.A. No. 6657 (CARL) and R.A. No. 337 (The General Banking Act) vis-à-vis a general provision of the Public Land Act (Section 118 thereof), the subject properties foreclosed by private banks, consolidated in their favor and offered for CARP coverage may be placed under the Program since in the final analysis said properties will end up/revert to the State, through the DAR, for distribution to qualified agrarian reform beneficiaries.

DAR Opinion No. 12, s. 2003
August 28, 2003

ACQUISITION; FORECLOSED AGRICULTURAL LAND

- Corollarily, although Section 6 of R.A. No. 7881 allows the transfer by banks of such foreclosed assets to third parties, they shall nonetheless be eventually acquired by the government through the DAR, under Section 16 of R.A. No. 6657, for distribution to qualified farmer-beneficiaries.

DAR Opinion No. 15, s. 2002
June 07, 2002

ACQUISITION; FORECLOSED AGRICULTURAL LAND

- Although private banks may sell to third parties their foreclosed assets, the same are still subject to acquisition under Section 16 of R.A. No. 6557 (CARL), if warranted.

DAR Opinion No. 12, s. 2001
August 21, 2001

ADMINISTRATIVE ISSUANCES; PRESUMED VALID AND EFFECTIVE

- In the implementation of the Comprehensive Agrarian Reform Program (CARP), administrative issuances which include directives, rules, regulations, orders and/or instructions issued by the Department that establish new policies or implementing existing laws are presumed valid and effective in order not to frustrate the very purpose of CARP and for a speedy implementation of the program. Besides, DAR Administrative Order No. 14, Series of 1988 was issued in reference with the pertinent provisions of the New Civil Code of the Philippines. Hence, DAR Administrative Order No. 14, Series of 1988 which was issued by former DAR Secretary Philip Ella Juico, is presumed to be valid and effective issuance of DAR. It prescribes certain rules, requirements and procedures relative to the implementation of the Program of the Department.

DAR Opinion No. 13, S. 2006
February 22, 2006