

Administrative Order
No. 66
October 28, 1987

**SUBJECT: Guidelines in Resolving Expired, Cancelled
and/or Suspended Timber Licenses**

Pursuant to Executive Order No. 192 and Executive Order No. 278, and in order to provide Justice and Equity in the extension of the Benefits of the Forest Resources under the co-production, joint venture and production sharing schemes as mandated for the resolution of expired, cancelled and/or suspended timber licenses:

Section 1. Timber licenses which normally reached expiration dates shall upon the approval of this Order be subject to the provision of E.O. 278.

Section 2. Timber licenses cancelled/suspended for cause - Timber licenses which have been cancelled/suspended for violation of the terms and conditions of their licenses and/or Forest Laws and Regulations as of the approval of this Order shall be treated as follows:

1. Cancelled timber licenses shall remain cancelled for those who failed to file an appeal reasonably within the prescribed period.

However, if the cancellation/suspension is on appeal, and the license expired while it was cancelled/suspended, the timber license holder shall be entitled to same privilege granted the license holder under Section 4 paragraph Nos. 1 and 4.

2. Suspended timber licenses shall be resolved on case to case basis in accordance with criteria consistent with legal and/or technical procedures.

Within 30 days from the approval of this guidelines actions on the matter will be taken by the Secretary.

In cases where field evaluation is necessary such evaluation shall be conducted by the REDs. The REDs shall also take note of the requests of communities within their respective areas.

Section 3. Timber licenses cancelled or suspended due to the logging ban - Timber licenses which were cancelled or suspended due to the imposition of the logging ban in the locality, province or regions, where they are located, shall be resolved as follows:

1. Cancelled timber licenses located in areas where the logging ban is continued/not lifted shall remain cancelled.
2. Suspended timber licenses located in areas where the logging ban remains enforced shall be ordered cancelled and the licensee concerned shall be informed of the reasons for the continued imposition of the logging ban.

These concessionaires may participate in the bidding of areas opened, offered for disposition in accordance with the new procedures of awarding concessions.

Section 4. Cancelled/suspended licenses in areas where the logging ban has been lifted - For cancelled/suspended timber licenses under this Section, action thereof shall be as follows:

1. Cancelled timber licenses whose tenure expired within the duration of the logging ban shall remain cancelled and/or be considered expired. However, the former licensees may be allowed to participate in the bidding of new concessions pursuant to E.O. No. 278.
2. Timber licenses who were cancelled for cause shall remain/considered cancelled, then bidded with prejudice to participation of the former TLA holders in the new procedures of awarding concessions.
3. Timber licenses which were suspended for cause and/or violation of the terms and conditions of their licenses and/or forestry rules and regulations shall be resolved following standard legal and/or technical procedures.
4. Timber licenses which were suspended due to the logging ban but whose tenure expired within the duration of the logging ban shall be considered/ordered cancelled but shall participate in the prequalification and bidding process and if they lose in bidding they shall have the option to equal the highest bidder.

5. Suspended licenses whose expiry date has not yet been reached shall be restored immediately. Within one year after its restoration, an aerial photography over the area shall be taken and the timber license agreement shall be subjected to an updated performance evaluation.

This Order shall take effect immediately.

FULGENCIO S. FACTORAN, JR.
Secretary