

Republika ng Pilipinas
PAMBANSANG PANGASIWAAN NG PATUBIG
(National Irrigation Administration)
Lungsod ng Quezon

MC # 29, S. 1977

MEMORANDUM CIRCULAR

T O : ASSISTANT ADMINISTRATORS; CHIEFS OF
DEPARTMENTS, STAFFS; REGIONAL IRRIGATION
DIRECTORS; MANAGERS OF SPECIAL PROJECTS;
PROVINCIAL IRRIGATION ENGINEERS; PROJECT
ENGINEERS AND ALL OTHERS CONCERNED
National Irrigation Administration

SUBJECT : Policy Guidelines Relating to the
Construction of NIA Projects.

In connection with Presidential Decree No. 1067, otherwise known as the Water Code of the Philippines of 1976 which repeals the Irrigation Law (Act No. 2152), particularly Sections 25, 26, 27 and 29 relative to the legal requirements in the construction of national irrigation projects, you are hereby instructed to implement attached "Policy Guidelines Relating to the Construction of NIA Projects" in all construction activities of the NIA.

All previous administrative issuances inconsistent with this memorandum circular are hereby superseded and modified accordingly.

This shall take effect immediately.

Strict compliance is enjoined.

(SGD.) ALFREDO L. JUINIO
Administrator

June 15, 1977

POLICY GUIDELINES
RELATING TO THE CONSTRUCTION OF N.I.A. PROJECTS

✓ Pursuant to the provisions of Section 5 (a) in relation to Section 2(a) and 2(b), R.A. 3601, as amended by P.D. 552, the following policy guidelines are hereby promulgated for the guidance of all concerned:

- A. Upon determination by the Administrator that the construction of a national irrigation project is feasible and advisable, the Administrator shall cause the posting for three (3) consecutive weeks in the usual places for posting public notices in each municipality and barangays affected by the said project, of a notice showing:
1. The land irrigable under such project;
 2. That changes shall be imposed upon the owners of the land or beneficiaries of the proposed irrigation project;
 3. A statement that comments against the construction of the project may be filed with the NIA within one (1) month after the completion of the aforecited posting of notice.

At the beginning of the posting of the notice, a map of the potential service area shall be filed in the Regional Office of the NIA and the Municipal Secretariat of each municipality interested, showing the land to be covered by the project, which map shall be open to inspection by the public.

No national irrigation project shall be constructed if either the owners of 1/2 of the total area of irrigable land or 1/2 of the

total number of owners of such irrigable land under such project shall submit their written objections to its construction within thirty (30) days from the date of the last posting.

4. The estimated date of completion of the project.

- B. The owner of the land included as irrigable in the proposed project shall be allowed thirty (30) days after the date of the last posting in accordance with Item A hereof, within which to file his adverse comments on the construction of such project, the inclusion of his land, or on the proposed charge or charges. The NIA Administrator shall decide whether or not the project shall be constructed and what changes, if any, shall be made in the conditions stated in the public notice.
- C. Upon completion of the construction of any project, or sufficient part thereof, by the government, the NIA Administrator shall issue a SECOND PUBLIC NOTICE, which shall be posted in the same manner as provided in Item A hereof, which shall announce:
1. The land irrigable under such project, or part thereof;
 2. The total current annual charges per hectare;
 3. The date on which the official initial operation of the system is to be made.

These policy guidelines shall take effect immediately.

Adopted this _____ day of _____, 1977
at Quezon City, Philippines.

NIA BOARD OF DIRECTORS:

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