

Thirteenth Congress of the)
Republic of the Philippines)
First Regular Session)

5 JUN -8 P4 51

SENATE

Senate Bill No. 2048

RECEIVED BY:

Introduced by SENATOR COMPAÑERA PIA S. CAYETANO

EXPLANATORY NOTE

El Nido is one of the most important sites for biological diversity in the Philippines. It is a municipality located at the northwestern tip of the province of Palawan. It is about 430 kilometers southwest of Manila, and about 238 kilometers northwest of Puerto Princesa, Palawan. In 1984, an area within El Nido was declared a marine turtle sanctuary. The Philippine government expanded the area and elevated the status to a Marine Reserve in 1992. In 1999, El Nido was declared a Manged Resource Protected Area. El Nido – Taytay Managed Resource Protected Area (ENTMRPA) is bordered by the Linapacan Strait in the north, in the south by Barangays Cataban, Sandoval and Liminangcong of the Municipality of Taytay, the Sule Sea in the east, and on the west by the South China Sea.

The ENTMRPA, with its majestic limestone cliffs, is a showcase of Palawan's geology and diverse wildlife. It has 200 species of tropical fishes and more than 100 species of corals. It is the nesting ground of three species of endangered sea turtles (Green Sea or *Chelonia mydas*, hawksbill or *Eretomochelys imbricate*, and the Olive Ridley or *Lepidochelys olivacea*), and the feeding grounds of marine mammals such as dolphins, whales, and the elusive sea cow (Dugong Dugon). Different species of sharks, including the world largest fish, the whale shark (*Rhinocodon typus*), have also been sighted in El Nido.

El Nido's forests, meanwhile, are also host to more than 100 species of birds, a large number of which are endemic to Palawan. One of the most significant bird species known to everyone in El Nido is the Edible-nest swiftlets is an ingredient in the Oriental Nido soup and is bought by traders from the nest gatherers for up to P120, 000 per kilogram.

Given the valuable role of ENTMRPA's natural features, socio-cultural and economic importance to the life support system of the people living within and around it, the conservation and protection of the biodiversity and integrity of the ENTMRPA ecosystem is a duty imperative to the State for the enjoyment of future generations.

In view of the foregoing, passage of this bill is earnestly sought.


SENATOR COMPAÑERA PIA S. CAYETANO

Thirteenth Congress of the)
Republic of the Philippines)
Third Regular Session)

5 JUN -8 P4 51

SENATE

2048

Senate Bill No. _____

Introduced by Senator Compañera Pia S. Cayetano

AN ACT

TO ESTABLISH THE EL-NIDO-TAYTAY MANAGED RESOURCE PROTECTED AREA LOCATED IN THE MUNICIPALITIES OF EL NIDO AND TAYTAY, PROVINCE OF PALAWAN, AS A PROTECTED AREA AND FOR OTHER PURPOSES PURSUANT TO REPUBLIC ACT 7586 OTHERWISE KNOWN AS THE "NATIONAL INTEGRATED PROTECTED AREAS SYSTEM (NIPAS) ACT OF 1992"

Be it enacted by the Senate and the House of Representatives of the Philippines in Congress assembled:

ARTICLE I

TITLE, POLICIES AND OBJECTIVES

Section 1. Title. This Act shall be known as the El Nido-Taytay Managed Resource Protected Area (ENTMRPA) Act of 2005"

Section 2. Declaration of Policy. The El Nido-Taytay Managed Resource Protected Area is home to a number of endemic and unique flora and faunal species of both terrestrial and aquatic environment. It also possesses scenic landscape that deserves protection for the enjoyment of future generation. It behooves the State to undertake steps for its protection and preservation. It is therefore the policy of the state to ensure the protection and preservation of the El Nido-Taytay Managed Resource Protected Area, the communities therein, in harmonious existence with nature. In so doing, the State shall:

- a) Preserve the ecosystem/existing habitats in its natural state;
- b) Preserve genetic resources and maintain resources and ecological diversity existent in El Nido and Taytay;
- c) Provide education, research and environmental monitoring, recreation and tourism and alternative economic opportunities to sustainably optimize the use of resources; and
- d) advance and protect the interests of the legitimate inhabitants and honor customary laws.

Section 3. Definition of terms. The following terms are hereby defined for the purpose of this Act:

- a. Ancestral Domain – refers to all lands and natural resources occupied or possessed by indigenous cultural communities, by themselves or through their ancestors, communally or individually, in accordance with their customs and traditions since time

1 immemorial, continuously to the present except when interrupted by war, force majeure, or
2 displacement by force, deceit or stealth. It includes all adjacent areas generally belonging to them
3 and which are necessary to ensure their economic, social and cultural welfare.

4 b. Indigenous Cultural Communities – shall refer to tribes, including but not limited
5 to Tagbanuas, who have continuously lived as communities on communally bounded and
6 defined land since time immemorial and have succeeded in preserving, maintaining, and sharing
7 common bonds of language, customs, traditions and other distinctive cultural traits.

8 c. Non-renewable resources – shall refer to those resources found within the
9 protected area, the natural replenishment rate of which is either not known or takes more than 25
10 years.

11 d. Protected Species – any individual species of plants and animals that are or shall
12 be declared as protected under the Philippine laws, rules and regulation issued by the DENR,
13 species listed as protected against trade, hunting and harvest under International Conventions to
14 which the Philippines is or will become Endangered Species (CITES). In addition to these, they
15 include species which may be restricted for use under regulations issued by the PAMB or DENR,
16 particularly those mentioned in the management plan.

17 e. Non-Government Organization (NGO) – shall refer to any civic, developmental
18 or philanthropic organization which is multi-sectoral in character.

19 f. People's Organization (PO) – shall refer to any grouping of people formed to
20 advance the interests of the sector represented, provided such sector is marginalized, poor or
21 disempowered.

22 g. Public consultation – a meeting or dialogue with the concerned or affected
23 individuals within and outside the protected area designed to identify and resolve issues and
24 problems affecting them.

25 **Section 4. Category.** Given the physical, natural features and socio-cultural and
26 economic importance that contribute to its valuable role as life support system for the people
27 living within and around it. The evaluation led to its establishment as a “Managed Resource
28 Protected Area” as defined under the International Union for the Conservation of Nature (IUCN),
29 to which the Philippines is a party to and in accordance with Section 3 (h) of Republic Act 7586
30 otherwise known as the “National Integrated Protected Areas System (NIPAS) Act”.

31 Beginning at the northwestern side of Palawan mainland at Yokoton Bay near the Locaric Point
32 at latitude 11°19'57.72” and longitude 119°27'11.88”. This is herein referred to as point 1
33 likewise defines the terrestrial portion of the marine reserve boundary

34 Thence heading northeast to point 2 at latitude 11°20'04.16 and longitude 119°27'17.28”;

35 Thence heading southeast to point 3 at latitude 11°19'27.59” and longitude
36 119°27'31.68”;

1 Thence heading west to point 4 at latitude $11^{\circ}19'21.97''$ and longitude $119^{\circ}27'51.84''$;
2 Thence heading southwest to point 5 at latitude $11^{\circ}19'15.02''$ and longitude
3 $119^{\circ}27'24.48''$;
4 Thence heading northwest to point 6 at latitude $11^{\circ}19'92.82$ and longitude
5 $119^{\circ}27'12.24''$;
6 Following the Barotuan River south to point 7 at latitude $11^{\circ}18'06.73''$ and longitude
7 $119^{\circ}26'47.40''$;
8 Thence heading southeast to point 8 at latitude $11^{\circ}17'55.03''$ and longitude
9 $119^{\circ}26'54.96''$;
10 Thence heading southeast to point 9 at latitude $11^{\circ}17'16.37''$ and longitude $119^{\circ}27'52.56''$;
11 Thence heading southeast to point 10 at latitude $11^{\circ}17'09.78''$ and longitude
12 $119^{\circ}28'05.52''$;
13 Thence heading southeast to point 11 at latitude $11^{\circ}16'45.37''$ and longitude
14 $119^{\circ}28'05.52''$;
15 Thence heading southwest to point 12 at latitude $11^{\circ}16'44.36''$ and longitude
16 $119^{\circ}28'10.20''$;
17 Thence heading southeast to point 13 at latitude $11^{\circ}16'31.22$ and longitude
18 $119^{\circ}28'06.24''$;
19 Thence heading southeast to point 14 at latitude $11^{\circ}16'25.10$ and longitude
20 $119^{\circ}28'18.12''$;
21 Thence heading southeast to point 15 at latitude $11^{\circ}16'01.34''$ and longitude
22 $119^{\circ}28'54.12''$;
23 Thence heading northeast to point 16 at latitude $11^{\circ}16'12.86''$ and longitude
24 $119^{\circ}29'02.40''$;
25 Thence heading northwest to point 17 at latitude $11^{\circ}16'30.65''$ and longitude
26 $119^{\circ}28'42.96''$;
27 Thence heading northeast to point 18 at latitude $11^{\circ}16'43.43''$ and longitude
28 $119^{\circ}28'55.20''$;
29 Thence heading northwest to point 19 at latitude $11^{\circ}16'49.26''$ and longitude
30 $119^{\circ}28'49.44''$;
31 Thence heading southwest to point 20 at latitude $11^{\circ}16'39.72''$ and longitude
32 $119^{\circ}28'32.52''$;
33 Thence heading north to point 21 at latitude $11^{\circ}16'46.20''$ and longitude $119^{\circ}28'32.88$;
34 Thence heading northeast to point 22 at latitude $11^{\circ}17'00.56''$ and longitude
35 $119^{\circ}28'41.64''$;

1 Thence heading northwest to point 23 at latitude $11^{\circ}17'17.92''$ and longitude
2 $119^{\circ}28'19.56''$;

3 Thence heading northeast to point 24 at latitude $11^{\circ}17'27.49''$ and longitude
4 $119^{\circ}28'52.32''$;

5 Thence heading southeast to point 25 at latitude $11^{\circ}17'23.50$ and longitude
6 $119^{\circ}28'57.72''$;

7 Thence heading northeast to point 26 at latitude $11^{\circ}17'28.07''$ and longitude
8 $119^{\circ}29'05.28''$;

9 Thence heading northwest to point 27 at latitude $11^{\circ}17'43.08''$ and longitude
10 $119^{\circ}28'52.68''$;

11 Thence heading southwest to point 28 at latitude $11^{\circ}17'33.72''$ and longitude
12 $119^{\circ}28'46.92''$;

13 Thence heading west to point 29 at latitude $11^{\circ}17'33.76$ and longitude $119^{\circ}28'41.16''$;

14 Thence heading northwest to point 30 at latitude $11^{\circ}17'50.21''$ and longitude
15 $119^{\circ}28'21.36''$;

16 Thence heading northeast to point 31 at latitude $11^{\circ}18'02.84$ and longitude
17 $119^{\circ}28'21.36''$;

18 Thence heading northeast to point 32 at latitude $11^{\circ}18'12.38''$ and longitude
19 $119^{\circ}28'46.92''$;

20 Thence heading to northeast to point 33 at latitude $11^{\circ}18'21.96''$ and longitude
21 $119^{\circ}28'51.24''$;

22 Thence heading northwest to point 34 at latitude $11^{\circ}18'21.96''$ and longitude
23 $119^{\circ}28'33.60''$;

24 Thence heading southwest to point 35 at latitude $11^{\circ}18'28.30''$ and longitude
25 $119^{\circ}27'59.40''$;

26 Thence heading northwest to point 36 at latitude $11^{\circ}18'38.41''$ and longitude
27 $119^{\circ}27'57.60''$;

28 Thence heading northeast to point 37 at latitude $11^{\circ}18'53.75$ and longitude
29 $119^{\circ}28'18.84''$;

30 Thence heading northeast to point 38 at latitude $11^{\circ}19'03.36''$ and longitude
31 $119^{\circ}28'41.88''$;

32 Thence heading northeast to point 39 at latitude $11^{\circ}19'24.24''$ and longitude
33 $119^{\circ}28'58.80''$;

34 Thence heading southeast to point 40 at latitude $11^{\circ}19'06.10''$ and longitude
35 $119^{\circ}29'15.72''$;

1 Thence heading southwest to point 41 at latitude $11^{\circ}18'54.29''$ and longitude
2 $119^{\circ}29'05.64''$;

3 Thence heading south to point 42 at latitude $11^{\circ}18'35.86''$ and longitude $119^{\circ}29'05.28''$;

4 Thence heading to east to point 43 at altitude $11^{\circ}18'34.63''$ and longitude $119^{\circ}29'12.12''$;

5 Thence heading southeast to point 44 at latitude $11^{\circ}18'16.81''$ and longitude
6 $119^{\circ}29'48.40''$;

7 Thence heading southwest to point 45 at latitude $11^{\circ}18'03.31''$ and longitude
8 $119^{\circ}29'32.38''$;

9 Thence heading southeast to point 46 at latitude $11^{\circ}17'46.50''$ and longitude
10 $119^{\circ}29'36.24''$;

11 Thence heading to northeast to point 47 at latitude $11^{\circ}17'48.31''$ and longitude
12 $119^{\circ}30'01.80''$;

13 Thence heading to northeast to point 48 at latitude $11^{\circ}17'44.59''$ and longitude
14 $119^{\circ}30'06.12''$;

15 Thence heading southeast to point 49 at latitude $11^{\circ}17'36.82''$ and longitude
16 $119^{\circ}30'13.32''$;

17 Thence heading southeast to point 50 at latitude $11^{\circ}17'24.76''$ and longitude
18 $119^{\circ}30'15.84''$;

19 Thence heading southeast to point 51 at latitude $11^{\circ}17'19.90''$ and longitude
20 $119^{\circ}30'26.64''$;

21 Thence heading southeast to point 52 at latitude $11^{\circ}17'18.38''$ and longitude
22 $119^{\circ}30'26.00''$

23 Thence heading southeast to point 53 at latitude $11^{\circ}17'12.98''$ and longitude
24 $119^{\circ}30'42.12''$;

25 Thence heading east to point 54 at latitude $11^{\circ}17'13.78''$ and longitude $119^{\circ}30'54.36''$;

26 Thence heading to northeast to point 55 at latitude $11^{\circ}17'25.37''$ and longitude
27 $119^{\circ}30'53.36''$;

28 Thence heading to northeast to point 56 at latitude $11^{\circ}16'35.63''$ and longitude
29 $119^{\circ}31'44.40''$;

30 Thence heading to northeast to point 57 at latitude $11^{\circ}17'42.43''$ and longitude
31 $119^{\circ}31'19.56''$;

32 Thence heading north to point 58 at latitude $11^{\circ}17'48.77''$ and longitude $119^{\circ}31'18.84''$;

33 Thence heading west to point 59 at latitude $11^{\circ}17'48.59''$ and longitude $119^{\circ}31'08.40''$;

34 Thence heading northwest to point 60 at latitude $11^{\circ}17'51.43''$ and longitude
35 $119^{\circ}31'03.00''$;

1 Thence heading to northeast to point 61 at latitude $11^{\circ}17'59.64''$ and longitude
2 $119^{\circ}31'07.32''$;

3 Thence heading southeast to point 62 at latitude $11^{\circ}17'57.80$ and longitude
4 $119^{\circ}31'15.96''$;

5 Thence heading to northeast to point 63 at latitude $11^{\circ}18'00.40''$ and longitude
6 $119^{\circ}31'27.84''$;

7 Thence heading to northeast to point 64 at latitude $11^{\circ}18'08.71''$ and longitude
8 $119^{\circ}31'30.00''$;

9 Thence heading to northeast to point 65 at latitude $11^{\circ}18'12.20''$ and longitude
10 $119^{\circ}31'37.92''$;

11 Thence heading to northeast to point 66 at latitude $11^{\circ}18'18.90''$ and longitude
12 $119^{\circ}31'41.52''$;

13 Thence heading southeast to point 67 at latitude $11^{\circ}18'17.21''$ and longitude
14 $119^{\circ}31'45.84''$;

15 Thence heading southeast to point 68 at latitude $11^{\circ}18'04.72''$ and longitude
16 $119^{\circ}31'46.20''$;

17 Thence heading southeast to point 69 at latitude $11^{\circ}17'46.75''$ and longitude
18 $119^{\circ}31'58.44''$;

19 Thence heading southeast to point 70 at latitude $11^{\circ}17'41.93''$ and longitude
20 $119^{\circ}32'13.2''$;

21 Thence heading southeast to point 71 at latitude $11^{\circ}17'30.37''$ and longitude
22 $119^{\circ}32'13.20''$;

23 Thence heading to northeast to point 72 at latitude $11^{\circ}17'30.73''$ and longitude
24 $119^{\circ}32'21.48''$;

25 Thence heading to northeast to point 73 at latitude $11^{\circ}17'37.50''$ and longitude
26 $119^{\circ}32'24.72''$;

27 Thence heading to northeast to point 74 at latitude $11^{\circ}17'42.11''$ and longitude
28 $119^{\circ}32'34.08''$;

29 Thence heading southeast to point 75 at latitude $11^{\circ}17'27.28''$ and longitude
30 $119^{\circ}32'39.48''$;

31 Thence heading southeast to point 76 at latitude $11^{\circ}17'16.94''$ and longitude
32 $119^{\circ}32'51.36''$;

33 Thence heading southeast to point 77 at latitude $11^{\circ}17'10.43''$ and longitude
34 $119^{\circ}14'51.72''$;

35 Thence heading southwest to point 78 at latitude $11^{\circ}17'9.06$ and longitude
36 $119^{\circ}32'43.44''$;

1 Thence heading southwest to point 79 at latitude $11^{\circ}17'03.77''$ and longitude
2 $119^{\circ}32'34.44''$;

3 Thence heading southwest to point 80 at latitude $11^{\circ}16'50.12''$ and longitude
4 $119^{\circ}32'29.40''$;

5 Thence heading southwest to point 81 at latitude $11^{\circ}16'40.44''$ and longitude
6 $119^{\circ}32'25.08''$;

7 Thence heading northwest to point 82 at latitude $11^{\circ}16'42.24''$ and longitude
8 $119^{\circ}32'19.32''$;

9 Thence heading to northeast to point 83 at latitude $11^{\circ}16'51.78''$ and longitude
10 $119^{\circ}32'24.72''$;

11 Thence heading northwest to point 84 at latitude $11^{\circ}17'02.51''$ and longitude
12 $119^{\circ}32'24.72''$;

13 Thence heading to northeast to point 85 at latitude $11^{\circ}17'09.20''$ and longitude
14 $119^{\circ}32'29.76''$;

15 Thence heading northwest to point 86 at latitude $11^{\circ}17'17.92''$ and longitude
16 $119^{\circ}32'24.72''$;

17 Thence heading west to point 87 at latitude $11^{\circ}17'18.67''$ and longitude $119^{\circ}32'11.76''$;

18 Thence heading west to point 88 at latitude $11^{\circ}17'18.78''$ and longitude $119^{\circ}31'58.08''$;

19 Thence heading northwest to point 89 at latitude $11^{\circ}17'22.06''$ and longitude
20 $119^{\circ}31'52.32''$

21 Thence heading southwest to point 90 at latitude $11^{\circ}17'15.54''$ and longitude
22 $119^{\circ}34'44.40''$;

23 Thence heading southeast to point 91 at latitude $11^{\circ}16'57.04''$ and longitude
24 $119^{\circ}31'51.96''$;

25 Thence heading east to point 92 at latitude $11^{\circ}17'00.67''$ and longitude $119^{\circ}31'58.08''$;

26 Thence heading southeast to point 93 at latitude $11^{\circ}16'55.24''$ and longitude
27 $119^{\circ}32'00.96''$;

28 Thence heading southwest to point 94 at latitude $11^{\circ}16'47.96''$ and longitude
29 $119^{\circ}31'53.40''$;

30 Thence heading southeast to point 95 at latitude $11^{\circ}16'40.22''$ and longitude
31 $119^{\circ}31'55.92''$;

32 Thence heading southeast to point 96 at latitude $11^{\circ}16'33.17''$ and longitude
33 $119^{\circ}32'04.92''$;

34 Thence heading southwest to point 97 at latitude $11^{\circ}16'28.27''$ and longitude
35 $119^{\circ}32'03.12''$;

1 Thence heading southeast to point 98 at latitude $11^{\circ}16'23.95''$ and longitude
2 $119^{\circ}32'11.40''$;

3 Thence heading southwest to point 99 at latitude $11^{\circ}16'17.94''$ and longitude
4 $119^{\circ}32'07.08''$;

5 Thence heading southeast to point 100 at latitude $11^{\circ}16'09.30''$ and longitude
6 $119^{\circ}32'11.40''$;

7 Thence heading southwest to point 101 at latitude $11^{\circ}16'04.69''$ and longitude
8 $119^{\circ}32'08.16''$;

9 Thence heading northwest to point 102 at latitude $11^{\circ}16'06.92''$ and longitude
10 $119^{\circ}31'58.80''$;

11 Thence heading northwest to point 103 at latitude $11^{\circ}16'16.36''$ and longitude
12 $119^{\circ}31'53.40''$;

13 Thence heading northwest to point 104 at latitude $11^{\circ}16'26.11''$ and longitude
14 $119^{\circ}31'48.72''$;

15 Thence heading southwest to point 105 at latitude $11^{\circ}16'20.71''$ and longitude
16 $119^{\circ}31'43.68''$;

17 Thence heading northwest to point 106 at latitude $11^{\circ}16'26.15''$ and longitude
18 $119^{\circ}31'22.44''$;

19 Thence heading southwest to point 107 at latitude $11^{\circ}16'20.50''$ and longitude
20 $119^{\circ}31'20.28''$;

21 Thence heading northwest to point 108 at latitude $11^{\circ}16'25.90''$ and longitude
22 $119^{\circ}31'10.20''$;

23 Thence heading northwest to point 109 at latitude $11^{\circ}16'32.49''$ and longitude
24 $119^{\circ}31'08.40''$;

25 Thence heading northwest to point 110 at latitude $11^{\circ}16'33.28''$ and longitude
26 $119^{\circ}30'56.16''$;

27 Thence heading south to point 111 at latitude $11^{\circ}16'26.04''$ and longitude
28 $119^{\circ}30'53.44''$;

29 Thence heading southeast to point 112 at latitude $11^{\circ}1'16.00''$ and longitude
30 $119^{\circ}31'03.00''$;

31 Thence heading south to point 113 at latitude $11^{\circ}15'57.50''$ and longitude $119^{\circ}31'03.36''$;

32 Thence heading southeast to point 114 at latitude $11^{\circ}15'42.55''$ and longitude
33 $119^{\circ}31'09.84''$;

34 Thence heading southeast to point 115 at latitude $11^{\circ}15'41.04''$ and longitude
35 $119^{\circ}31'18.48''$;

1 Thence heading to northeast to point 116 at latitude $11^{\circ}15'48.67''$ and longitude
2 $119^{\circ}31'28.56''$;
3 Thence heading southeast to point 117 at latitude $11^{\circ}15'45.43''$ and longitude
4 $119^{\circ}31'42.24''$;
5 Thence heading southeast to point 118 at latitude $11^{\circ}15'28.08''$ and longitude
6 $119^{\circ}31'49.80''$;
7 Thence heading southeast to point 119 at latitude $11^{\circ}15'19.87''$ and longitude
8 $119^{\circ}32'00.60''$;
9 Thence heading southeast to point 120 at latitude $11^{\circ}15'02.88''$ and longitude
10 $119^{\circ}32'06.72''$;
11 Thence heading southwest to point 121 at latitude $11^{\circ}14'42.61''$ and longitude
12 $119^{\circ}32'00.24''$;
13 Thence heading northwest to point 122 at latitude $11^{\circ}14'47.47''$ and longitude
14 $119^{\circ}31'45.12''$;
15 Thence heading northwest to point 123 at latitude $11^{\circ}15'11.74''$ and longitude
16 $119^{\circ}31'10.92''$;
17 Thence heading southwest to point 124 at latitude $11^{\circ}15'02.99''$ and longitude
18 $119^{\circ}31'06.60''$;
19 Thence heading southeast to point 125 at latitude $11^{\circ}14'56.94''$ and longitude
20 $119^{\circ}31'12.72''$;
21 Thence heading southeast to point 126 at latitude $11^{\circ}14'46.39''$ and longitude
22 $119^{\circ}31'29.64''$;
23 Thence heading southwest to point 127 at latitude $11^{\circ}14'29.00''$ and longitude
24 $119^{\circ}31'23.16''$;
25 Thence heading southwest to point 128 at latitude $11^{\circ}13'55.63''$ and longitude
26 $119^{\circ}30'57.60''$;
27 Thence heading southwest to point 129 at latitude $11^{\circ}13'47.78''$ and longitude
28 $119^{\circ}30'38.88''$;
29 Thence heading southwest to point 130 at latitude $11^{\circ}13'36.73''$ and longitude
30 $119^{\circ}30'35.28''$;
31 Thence heading southwest to point 131 at latitude $11^{\circ}13'27.88''$ and longitude
32 $119^{\circ}30'34.56''$;
33 Thence heading southwest to point 132 at latitude $11^{\circ}13'15.89''$ and longitude
34 $119^{\circ}30'23.76''$;
35 Thence heading southwest to point 133 at latitude $11^{\circ}12'54.47''$ and longitude
36 $119^{\circ}30'20.16''$;

1 Thence heading southwest to point 134 at latitude $11^{\circ}12'49.93''$ and longitude
2 $119^{\circ}30'12.24''$;

3 Thence heading northwest to point 135 at latitude $11^{\circ}13'08.90''$ and longitude
4 $119^{\circ}30'06.12''$;

5 Thence heading northwest to point 136 at latitude $11^{\circ}13'22.30''$ and longitude
6 $119^{\circ}30'02.16''$;

7 Thence heading southwest to point 137 at latitude $11^{\circ}13'18.19''$ and longitude
8 $119^{\circ}29'43.80''$;

9 Thence heading northwest to point 138 at latitude $11^{\circ}13'19.88''$ and longitude
10 $119^{\circ}29'33.00''$;

11 Thence heading southwest to point 139 at latitude $11^{\circ}13'11.64''$ and longitude
12 $119^{\circ}29'26.88''$;

13 Thence heading southwest to point 140 at latitude $11^{\circ}13'43.31''$ and longitude
14 $119^{\circ}28'53.40''$;

15 Thence heading northwest to point 141 at latitude $11^{\circ}12'51.30''$ and longitude
16 $119^{\circ}28'27.12''$;

17 Thence heading northwest to point 142 at latitude $11^{\circ}12'56.30''$ and longitude
18 $119^{\circ}27'57.60''$;

19 Thence heading northwest to point 143 at latitude $11^{\circ}13'27.48''$ and longitude
20 $119^{\circ}27'40.32''$;

21 Thence heading northwest to point 144 at latitude $11^{\circ}13'38.60''$ and longitude
22 $119^{\circ}27'09.36''$;

23 Thence heading southwest to point 145 at latitude $11^{\circ}13'37.56''$ and longitude
24 $119^{\circ}26'51.36''$;

25 Thence heading northwest to point 146 at latitude $11^{\circ}13'45.80''$ and longitude
26 $119^{\circ}26'35.52''$;

27 Thence heading northwest to point 147 at latitude $11^{\circ}13'12.12''$ and longitude
28 $119^{\circ}26'31.20''$;

29 Thence heading northwest to point 148 at latitude $11^{\circ}14'11.76''$ and longitude
30 $119^{\circ}26'20.04''$;

31 Thence heading northwest to point 149 at latitude $11^{\circ}14'20.11''$ and longitude
32 $119^{\circ}26'16.80''$;

33 Thence heading northeast to point 150 at latitude $11^{\circ}14'26.92''$ and longitude
34 $119^{\circ}26'.12''$;

35 Thence heading northwest to point 151 at latitude $11^{\circ}14'27.82''$ and longitude
36 $119^{\circ}26'06.36''$

1 Thence heading southwest to point 152 at latitude $11^{\circ}13'35.54''$ and longitude
2 $119^{\circ}25'22.08''$;

3 Thence heading to west to point 153 at latitude $11^{\circ}13'34.90''$ and longitude
4 $119^{\circ}25'16.32''$;

5 Thence heading northwest to point 154 at latitude $11^{\circ}13'38.90''$ and longitude
6 $119^{\circ}25'10.92''$;

7 Following the coastline from Lamarao Beach heading southwest to point 155 at latitude
8 $11^{\circ}12'24.88''$ and longitude $119^{\circ}24'41.04''$;

9 Thence heading southeast to point 156 at latitude $11^{\circ}12'10.33''$ and longitude
10 $119^{\circ}24'48.60''$;

11 Thence heading southeast to point 157 at latitude $11^{\circ}12'05.80''$ and longitude
12 $119^{\circ}25'02.64''$;

13 Thence heading southwest to point 158 at latitude $11^{\circ}11'44.88''$ and longitude
14 $119^{\circ}24'59.04''$;

15 Thence heading southeast to point 159 at latitude $11^{\circ}11'35.99''$ and longitude
16 $119^{\circ}25'02.60''$;

17 Thence heading southwest to point 160 at latitude $11^{\circ}11'19.64''$ and longitude
18 $119^{\circ}24'55.08''$;

19 Thence heading northeast to point 161 at latitude $11^{\circ}11'21.88''$ and longitude
20 $119^{\circ}25'14.52''$;

21 Thence heading northeast to point 162 at latitude $11^{\circ}11'27.74''$ and longitude
22 $119^{\circ}25'17.04''$;

23 Thence heading east to point 163 at latitude $11^{\circ}11'29.58''$ and longitude $119^{\circ}25'42.60''$;

24 Thence heading northeast to point 164 at latitude $11^{\circ}11'40.81''$ and longitude
25 $119^{\circ}25'54.48''$;

26 Thence heading northwest to point 165 at latitude $11^{\circ}11'50.70''$ and longitude
27 $119^{\circ}25'50.88''$;

28 Thence heading northeast to point 166 at latitude $11^{\circ}12'00.29''$ and longitude
29 $119^{\circ}25'56.28''$;

30 Thence heading northwest to point 167 at latitude $11^{\circ}12'08.21''$ and longitude
31 $119^{\circ}25'53.04''$;

32 Thence heading north to point 168 at latitude $11^{\circ}12'31.57''$ and longitude
33 $119^{\circ}25'51.60''$;

34 Thence heading northwest to point 169 at latitude $11^{\circ}12'35.75''$ and longitude
35 $119^{\circ}25'36.48''$;

1 Thence heading northwest to point 170 at latitude $11^{\circ}12'38.02''$ and longitude
2 $119^{\circ}25'24.60''$;

3 Thence heading northwest to point 171 at latitude $11^{\circ}12'58.43''$ and longitude
4 $119^{\circ}25'17.04''$;

5 Thence heading to northeast to point 172 at latitude $11^{\circ}3'13.44''$ and longitude
6 $119^{\circ}25'27.12''$

7 Thence heading southeast to point 173 at latitude $11^{\circ}13'09.73''$ and longitude
8 $119^{\circ}25'34.68''$;

9 Thence heading east to point 174 at latitude $11^{\circ}13'11.32''$ and longitude $119^{\circ}25'52.68''$;

10 Thence heading northeast to point 175 at latitude $11^{\circ}13'19.38''$ and longitude
11 $119^{\circ}25'54.84''$;

12 Thence heading northeast to point 176 at latitude $11^{\circ}13'26.40''$ and longitude
13 $119^{\circ}26'04.92''$;

14 Thence heading northeast to point 177 at latitude $11^{\circ}13'31.48''$ and longitude
15 $119^{\circ}26'05.64''$;

16 Thence heading northwest to point 178 at latitude $11^{\circ}13'35.58''$ and longitude
17 $119^{\circ}25'56.64''$;

18 Thence heading northwest to point 179 at latitude $11^{\circ}13'51.06''$ and longitude
19 $119^{\circ}25'50.88''$;

20 Thence heading northeast to point 180 at latitude $11^{\circ}13'55.49''$ and longitude
21 $119^{\circ}25'55.56''$;

22 Thence heading north to point 181 at latitude $11^{\circ}14'1.72''$ and longitude $119^{\circ}25'55.20''$

23 Thence heading northeast to point 182 at latitude $11^{\circ}14'13.78''$ and longitude
24 $119^{\circ}26'03.12''$;

25 Thence heading southeast to point 183 at latitude $11^{\circ}13'42.64''$ and longitude
26 $119^{\circ}26'18.60''$;

27 Thence heading southeast to point 184 at latitude $11^{\circ}13'28.49''$ and longitude
28 $119^{\circ}26'37.32''$;

29 Thence heading southeast to point 185 at latitude $11^{\circ}13'22.98''$ and longitude
30 $119^{\circ}26'52.80''$;

31 Thence heading northeast to point 186 at latitude $11^{\circ}13'24.74''$ and longitude
32 $119^{\circ}27'11.52''$;

33 Thence heading southeast to point 187 at latitude $11^{\circ}13'10.92''$ and longitude
34 $119^{\circ}27'16.92''$;

35 Thence heading southeast to point 188 at latitude $11^{\circ}12'59.76''$ and longitude
36 $119^{\circ}27'29.16''$;

1 Thence heading southeast to point 189 at latitude 11°12'47.84" and longitude
2 119°27'30.96";

3 Thence heading southeast to point 190 at latitude 11°12'45.54" and longitude
4 119°27'37.80";

5 Thence heading southwest to point 191 at latitude 11°12'40.25" and longitude
6 119°27'44.64";

7 Thence heading southeast to point 192 at latitude 11°12'23.51" and longitude
8 119°27'43.56";

9 Thence heading southeast to point 193 at latitude 11°12'11.16" and longitude
10 119°27'47.52";

11 Thence heading southeast to point 194 at latitude 11°11'44.34" and longitude
12 119°28'08.40";

13 Thence heading southwest to point 195 at latitude 11°11'26.99" and longitude
14 119°28'26.76";

15 Thence heading southeast to point 196 at latitude 11°11'14.93" and longitude
16 119°28'22.44";

17 Thence heading southeast to point 197 at latitude 11°11'08.02" and longitude
18 119°28'36.12";

19 Thence heading southeast to point 198 at latitude 11°10'48.11" and longitude
20 119°28'39.72";

21 Thence heading southwest to point 199 at latitude 11°10'42.28" and longitude
22 119°28'46.26";

23 Thence heading west to point 200 at latitude 11°10'35.72" and longitude 119°28'44.20";

24 Thence heading northwest to point 201 at latitude 11°10'35.54" and longitude
25 119°28'36.12";

26 Thence heading north to point 202 at latitude 11°10'37.27" and longitude 119°28'29.64";

27 Thence heading northwest to point 203 at latitude 11°10'44.76" and longitude
28 119°28'29.64";

29 Thence heading southwest to point 204 at latitude 11°1'50.38" and longitude
30 119°28'22.44";

31 Thence heading northwest to point 205 at latitude 11°10'46.31" and longitude
32 119°28'14.52";

33 Thence heading southwest to point 206 at latitude 11°10'52.61" and longitude
34 119°27'59.40";

35 Thence heading southwest to point 207 at latitude 11°10'48.40" and longitude
36 119°27'43.20";

1 Thence heading southwest to point 208 at latitude $11^{\circ}10'39.14''$ and longitude
2 $119^{\circ}27'43.20''$;

3 Thence heading southeast to point 209 at latitude $11^{\circ}10'28.78''$ and longitude
4 $119^{\circ}27'36.72''$;

5 Thence heading southwest to point 210 at latitude $11^{\circ}10'08.11''$ and longitude
6 $119^{\circ}27'44.64''$;

7 Thence heading southwest to point 211 at latitude $11^{\circ}09'55.48''$ and longitude
8 $119^{\circ}27'36.72''$;

9 Thence heading southwest to point 212 at latitude $11^{\circ}09'40.36''$ and longitude
10 $119^{\circ}27'20.88''$;

11 Thence heading southeast to point 213 at latitude $11^{\circ}09'29.12''$ and longitude
12 $119^{\circ}27'17.28''$;

13 Thence heading southeast to point 214 at latitude $11^{\circ}09'10.19''$ and longitude
14 $119^{\circ}27'45.36''$;

15 Thence heading to northeast to point 215 at latitude $11^{\circ}08'37.54''$ and longitude
16 $119^{\circ}28'11.64''$;

17 Thence heading northwest to point 216 at latitude $11^{\circ}08'54.64''$ and longitude
18 $119^{\circ}28'30.36''$;

19 Thence heading northeast to point 217 at latitude $11^{\circ}09'03.28''$ and longitude
20 $119^{\circ}28'23.88''$;

21 Thence heading northeast to point 218 at latitude $11^{\circ}09'08.32''$ and longitude
22 $119^{\circ}28'40.44''$;

23 Thence heading southwest to point 219 at latitude $11^{\circ}09'16.74''$ and longitude
24 $119^{\circ}28'41.16''$;

25 Thence heading northeast to point at 220 latitude $11^{\circ}09'16.42''$ and longitude
26 $119^{\circ}28'32.52''$;

27 Thence heading northeast to point at 221 latitude $11^{\circ}09'20.99''$ and longitude
28 $119^{\circ}28'33.24''$;

29 Thence heading southeast to point 222 at latitude $11^{\circ}09'22.93''$ and longitude
30 $119^{\circ}28'44.76''$;

31 Thence heading southeast to point 223 at latitude $11^{\circ}09'22.75''$ and longitude
32 $119^{\circ}29'06.00''$;

33 Thence heading southwest to point 224 at latitude $11^{\circ}09'10.40''$ and longitude
34 $119^{\circ}29'18.60''$;

35 Thence heading southwest to point 225 at latitude $11^{\circ}09'08.57''$ and longitude
36 $119^{\circ}29'00.24''$;

1 Thence heading northeast to point at 226 latitude 11°07'16.25" and longitude
2 119°28'43.96";

3 Thence heading southeast to point 227 at latitude 11°07'19.42" and longitude
4 119°28'54.12";

5 Thence heading southwest to point 228 at latitude 11°07'08.90" and longitude
6 119°28'55.56";

7 Thence heading southwest to point 229 at latitude 11°07'03.47" and longitude
8 119°28'43.68";

9 Thence heading southeast to point 230 at latitude 11°06'44.86" and longitude
10 119°28'41.52";

11 Thence heading southwest to point 231 at latitude 11°06'43.45" and longitude
12 119°29'03.12";

13 Thence heading southeast to point 232 at latitude 11°05'66.44" and longitude
14 119°28'36.12";

15 Thence heading southeast to point 233 at latitude 11°05'21.77" and longitude
16 119°28'52.32";

17 Thence heading southeast to point 234 at latitude 11°05'13.45" and longitude
18 119°29'57.48";

19 Thence heading southeast to point 235 at latitude 11°04'33.10" and longitude
20 119°30'01.08";

21 Thence heading southwest to point 236 at latitude 11°04'31.98" and longitude
22 119°30'16.92";

23 Thence heading west to point 237 at latitude 11°03'52.45" and longitude 119°30'14.40";

24 Thence heading northwest to point 238 at latitude 11°03'51.98" and longitude
25 119°30'08.28";

26 Thence heading southwest to point 239 at latitude 11°04'08.33" and longitude
27 119°29'56.40";

28 Thence heading northwest to point 240 at latitude 11°04'04.40" and longitude
29 119°29'44.52";

30 Thence heading southwest to point 241 at latitude 11°04'09.05" and longitude
31 119°29'34.44";

32 Thence heading southeast to point 242 at latitude 11°04'04.76" and longitude
33 119°29'31.20";

34 Thence heading southwest to point 243 at latitude 11°04'00.23" and longitude
35 119°29'39.48";

1 Thence heading southeast to point 244 at latitude $11^{\circ}03'48.53''$ and longitude
2 $119^{\circ}29'39.48''$;

3 Thence heading to northeast to point 245 at latitude $11^{\circ}03'32.11''$ and longitude
4 $119^{\circ}29'46.32''$;

5 Thence heading southeast to point 246 at latitude $11^{\circ}03'40.75''$ and longitude
6 $119^{\circ}29'54.60''$;

7 Thence heading southwest to point 247 at latitude $11^{\circ}03'35.21''$ and longitude
8 $119^{\circ}30'07.92''$;

9 Thence heading southeast to point 248 at latitude $11^{\circ}03'28.98''$ and longitude
10 $119^{\circ}30'04.68''$;

11 Thence heading southwest to point 249 at latitude $11^{\circ}03'09.72''$ and longitude
12 $119^{\circ}30'11.88''$;

13 Thence heading northwest to point 250 at latitude $11^{\circ}03'02.09''$ and longitude
14 $119^{\circ}30'07.92''$;

15 Thence heading north to point 251 at latitude $11^{\circ}03'04.75''$ and longitude
16 $119^{\circ}30'01.80''$;

17 Thence heading northwest to point 252 at latitude $11^{\circ}03'11.52''$ and longitude
18 $119^{\circ}30'01.08''$;

19 Thence heading southwest to point 253 at latitude $11^{\circ}03'14.15''$ and longitude
20 $119^{\circ}29'50.64''$;

21 Thence heading northwest to point 254 at latitude $11^{\circ}03'07.31''$ and longitude
22 $119^{\circ}29'37.32''$;

23 Thence heading northwest to point 255 at latitude $11^{\circ}03'09.54''$ and longitude
24 $119^{\circ}29'25.80''$;

25 Thence heading northwest to point 256 at latitude $11^{\circ}03'19.73''$ and longitude
26 $119^{\circ}29'25.80''$;

27 Thence heading southwest to point 257 at latitude $11^{\circ}03'22.86''$ and longitude
28 $119^{\circ}29'20.04''$;

29 Thence heading northwest to point 258 at latitude $11^{\circ}02'9.93''$ and longitude
30 $119^{\circ}28'54.48''$;

31 Thence heading southwest to point 259 at latitude $11^{\circ}03'06.88''$ and longitude
32 $119^{\circ}28'41.52''$;

33 Thence heading southeast to point 260 at latitude $11^{\circ}03'03.35''$ and longitude 119°
34 $28'34.68''$;

35 Thence heading southeast to point 261 at latitude $11^{\circ}02'54.74''$ and longitude
36 $119^{\circ}28'40.08''$;

1 Thence heading southwest to point 262 at latitude 11°02'09.46" and longitude
2 119°28'51.96";

3 Thence heading southwest to point 263 at latitude 11°02'03.26" and longitude
4 119°28'38.28";

5 Thence heading southwest to point 264 at latitude 11°01'49.76" and longitude
6 119°28'33.24";

7 Thence heading southwest to point 265 at latitude 11°01'12.65" and longitude
8 119°28'13.80";

9 Thence heading southwest to point 266 at latitude 11°00'55.08" and longitude
10 119°27'51.84";

11 Thence heading southwest to point 267 at latitude 11°00'26.71" and longitude
12 119°27'45.36";

13 Following the Bato river downstream, to point 268 at latitude 10°59'37.72" and longitude
14 119°27'06.48";

15 Heading southwest following the Bato river downstream to point 269 at latitude
16 10°59'22.27" and longitude 119°26'18.96";

17 Heading west following the Bato river downstream to point 270 at latitude 10°59'21.34"
18 and longitude 119°26'08.52";

19 Heading west following the Bato river downstream to point 271 at latitude 10°59'23.32"
20 and longitude 119°25'48.36";

21 Heading southwest following the Bato river downstream to point 272 at latitude
22 10°59'01.61" and longitude 119°25'17.76";

23 Thence heading west following the Bato river downstream to point 273 at latitude
24 10°59'03.98" and longitude 119°24'20.88";

25 Thence heading northwest to point 274 at latitude 10°59'05.60" and longitude
26 119°23'44.88";

27 Thence heading northwest to point 275 at latitude 10°59'41.50" and longitude
28 119°23'14.64";

29 Thence heading northwest to point 276 at latitude 10°59'41.64" and longitude
30 119°22'57.36";

31 Thence heading southwest to point 277 at latitude 10°59'28.93" and longitude
32 119°22'46.20";

33 Thence heading southwest to point 278 at latitude 10°59'18.92" and longitude
34 119°22'31.44";

35 Thence heading northwest to point 279 at latitude 10°59'18.49" and longitude
36 119°22'22.80";

1 Thence heading northwest to point 280 at latitude 10°59'26.63" and longitude
2 119°22'13.08";

3 Thence heading northwest to point 281 at latitude 10°59'29.29" and longitude
4 119°22'02.28";

5 Thence heading southwest to point 282 at latitude 10°59'19.07" and longitude
6 119°21'47.88";

7 Thence heading southwest to point 283 at latitude 10°59'18.53" and longitude
8 119°21'32.76";

9 Thence heading northwest to point 284 at latitude 10°59'30.26" and longitude
10 119°21'23.04";

11 Thence heading northwest to point 285 at latitude 10°59'33.04" and longitude
12 119°21'17.28";

13 Thence heading northeast to point 286 at latitude 10°59'43.73" and longitude
14 119°21'19.08";

15 Thence heading northwest to point 287 at latitude 10°59'55.50" and longitude
16 119°21'16.92";

17 Thence heading northwest to point 288 at latitude 11°00'01.01" and longitude
18 119°21'11.16";

19 Thence heading northwest to point 289 at latitude 11°00'04.32" and longitude
20 119°21'04.68";

21 Thence heading northwest to point 290 at latitude 11°00'04.61" and longitude
22 119°20'56.04";

23 Thence heading southeast to point 291 at latitude 10°59'48.66" and longitude
24 119°20'57.12";

25 Thence heading southwest to point 292 at latitude 10°59'25.58" and longitude
26 119°20'51.72";

27 Thence heading southeast to point 293 at latitude 10°59'17.38" and longitude
28 119°20'53.52";

29 Thence heading southwest to point 294 at latitude 10°59'10.93" and longitude
30 119°20'49.2";

31 Thence following the ridgeline southwest, of the Meacac mountain near the Tulduan river
32 to point 295 at latitude 10°58'49.22" and longitude 119°20'32.28";

33 Thence heading northwest to point 296 at latitude 10°58'51.64" and longitude
34 119°20'12.12";

35 Thence heading northwest to point 297 at latitude 10°59'07.51" and longitude
36 119°20'06.72";

1 Thence heading northeast to point 298 at latitude 10°59'17.63" and longitude
2 119°20'07.80";

3 Thence heading northwest to point 299 at latitude 10°59'26.41" and longitude
4 119°20'03.48";

5 Thence heading northwest following the coastline from Tudluan Bay to Pangotan point
6 which is point 302 at latitude 10° and longitude 119°. This is where terrestrial side of the
7 marine reserve ends and hence forth that follows comprises the marine portion of the marine
8 reserve;

9 Thence heading northeast following the ridgeline of the small hill located at the
10 southeastern side of the Two Sharp Peaks to point 300 at latitude 10°59'47.58" and longitude
11 119°20'03.12";

12 Thence heading northeast to point 301 at latitude 10°59'50.78" and longitude
13 119°20'12.12";

14 Thence heading northwest following the coastline from Tudluan Bay to Pangotan point
15 which is point 302 at latitude 11°02'08.52" and longitude 119°19'06.02". This is where
16 terrestrial side of the marine reserve ends and hence forth that follows comprises the marine
17 portion of the marine reserve.

18 Thence heading northwest to point 303 which is 250 meters direct south of the southern-
19 most point of Mabololo Island at latitude 11°02'17.92" and longitude 119°18'13.21";

20 Thence heading northwest to point 304, which is 500 meters direct south of the southern-
21 most point of the southern most rock of Destacado rocks at latitude 11°06'47.81" and longitude
22 119°12'01.98";

23 Thence heading northeast to point 305, which is 500 meters direct east of the southern-
24 most point of the southern most rock of Destacado rocks at latitude 11°07'06.89" and longitude
25 119°11'45.82";

26 Thence heading heading northeast to point 306, which is four kilometers direct east of the
27 northern-most point of Tapuitan Island at latitude 11°12'54.65" and longitude 119°12'50.62";

28 Thence heading northeast to point 307, which is two kilometers direct north of the
29 northern-most part of Tapuitan Island at latitude 11°14'40.34" and longitude 119°15'26.71";

30 Thence heading northeast to point 308, which is two kilometers direct north of the
31 northern-most point of Tapuitan Island at latitude 11°17'36.64" and longitude 119°20'29.90";

32 Thence heading northeast to point 309, which is two kilometers direct north of the
33 northern-most point of Caverna Island (Cauyanamunti Island) at latitude 11°22'26.26" and
34 longitude 119°24'50.29";

35 Thence heading southeast to point 310, located at Bucana mainland at latitude
36 11°20'52.66" and longitude 119°27'07.06";

1 The marine reserve boundary as well as the marine portion of the boundary closes at
2 point 1 of the terrestrial portion of the boundary at latitude containing a total area of EIGHTY-
3 NINE THOUSAND ONE HUNDRED THIRTY-FOUR AND 76/100 (89, 134. 76)
4 HECTARES, more or less, subject to actual ground survey.

5 **ARTICLE II**

6 **MANAGEMENT, MANAGEMENT PLAN AND ZONING**

7 **Section 5. Management Plan.**—The Protected Area Superintendent shall prepare the
8 management plan in coordination with the appropriate offices of the DENR, technical experts,
9 local communities and tribal experts who have experience in the particular cultures in the area.
10 The Management Plan shall be reviewed, approved and adopted by the Protected Area
11 Management Board (PAMB) and certified by the Secretary. Such certification is mandatory if
12 the plan conforms to all laws, rules and regulations issued by the DENR of national application.
13 In no case shall the Management Plan be revised or modified without prior consultation with the
14 PAMB.

15 Within one year from the effectivity of this Act, a Management Plan shall be put into
16 effect following the General Management Planning Strategy provided for under the NIPAS Act
17 and according to the procedure herein set forth. It shall contain, among others the following:

- 18 a. Period of applicability of the plan
- 19 b. Key Management Issues
- 20 c. Goals and Objectives
- 21 d. Site Management Strategy
- 22 e. Major management activities such as, but not limited to enforcement of laws, habitat
23 and wildlife management, sustainable use management, infrastructure development
24 and maintenance, fire and pest control, etc.
- 25 f. Zoning
- 26 g. Visitor Management Program

27 The PASu shall prepare all successor plans. Two years before the expiration of the period
28 applicability of the plan in effect, the PASu shall cause publication of notices for comments and
29 suggestions on the next successor plan in newspaper of local circulation and the posting of such
30 notices in the provincial, municipal and barangay halls and in three other areas frequented by the
31 public. Public Hearings may be conducted on the successor plan upon the written request of any
32 interested party. The proposed plan shall be made available to the public during the period for
33 comment and a finalized plan shall be made available for public perusal at the Office of the
34 PASu upon approval of the PAMB.

35 The zoning of the protected area shall give primary consideration to the traditional zones
36 used and recognized by indigenous cultural communities and, whenever applicable, those that

1 have been sustainably used by tenured migrant communities for an applicable length of time
2 unless such uses are deemed detrimental to biodiversity and protection of the natural
3 characteristics of the protected area.

4 The plan shall be in language understandable in the area, plainly written and available for
5 perusal to the general public at the PASu office.

6 **Section 6. *Institutional Mechanisms.*** The following administrative and policy-
7 making mechanisms shall apply:

8 A. There shall be a Protected Area Management Board which shall be the policy-
9 making body of the protected area. It shall be composed of:

10 1. The regional Executive Director of the DENR or his authorized representative,
11 who shall act as the Chairman;

12 2. The Palawan Council for Sustainable Development (PCSD) or its authorized
13 representative;

14 3. The Mayors of the towns and cities with territory inside the protected area or their
15 authorized representatives;

16 4. The Barangay Captains of barangays with territory inside the protected area or
17 their authorized representatives;

18 5. Non-Government Organization (NGOs)/ Peoples Organization (Pos) concerned
19 with *protected area management* and accredited with such municipality, chosen from among
20 themselves, in each of the municipalities within the protected area.

21 6. Other Government Agencies with active role in the management of the protected
22 area;

23 7. The Provincial Planning and Development Officer shall sit as ex-officio member
24 to be endorsed by the Governor;

25 8. One representative from each indigenous cultural community within the protected
26 area had chosen using customary practices.

27 Every member of the PAMB shall serve for a term of 5 years and shall be considered to
28 represent and carry the vote of such sector in all matters. In case of members who are
29 government officials, the membership shall be attached to the office held.

30 The PAMB of El Nido-Taytay Managed Resource Protected Area shall have the
31 following powers and functions:

32 1. Issue all rules and regulations to prohibit and regulate acts that may be prejudicial
33 to the protected areas and the policy declaration herein set forth;

34 2. Establish criteria and set fees for the issuance of permits for the activities
35 regulated by the Act or the management plan;

1 3. Adopt rules of procedure for the conduct of business, including the creation of
2 committees to whom its powers may be delegated:

3 4. Approve the management plan and oversee the office of the PASu;

4 5. Deputize interested individuals for the enforcement of the laws, rules and regulations
5 governing the protected area;

6 6. Accept donations, approve proposals for funding, budget allocations and exercise
7 accountability over all funds that may accrue to the ENTMRPA;

8 7. Retain legal counsel, either on a permanent or temporary basis, to defend cases
9 against the PAMB and the PASu staff whenever they are sued in connection with the
10 performance of their duties under this act;

11 8. Identify the tenure migrants and recommend the issuance of corresponding
12 appropriate tenurial instruments.

13 The DENR, through the Regional Director or any duly authorized official, shall exercise
14 authority to oversee the PAMB to ensure that it is acting within the scope of its powers and
15 functions. In case of a conflict between administrative orders issued by the DENR pursuant to
16 the NIPAS Act for national application and the rules and regulations issued by the PAMB, the
17 PAMB shall notify the Secretary of the DENR who shall decide whether to apply the rule or
18 withdraw its application for El Nido-Taytay Managed Resource Protected.

19 B. The Protected Area Superintendent Office. There shall be Protected Area
20 Superintendent within the Department of Environment and Natural Resources, who shall serve as
21 the chief operating officer of the protected area. The PASu office shall be operationalized by
22 competent personnel.

23 The PASu shall have the following powers and functions:

24 1. Prepare the management and successor plans as herein provided;

25 2. Serve as the Secretariat for the PAMB with the duty to provide the PAMB with all the
26 information necessary for it to make appropriate decisions when necessary;

27 3. Hire, dismiss and supervise the necessary personnel to support operations as the
28 budgets made available by the PAMB may allow;

29 4. Establish a productive partnership with local community, including groups interested
30 in the achievement of the goals and objectives of the protected area and in the
31 planning of protection and management thereof;

32 5. Develop and implement park information, education and visitor programs;

33 6. Enforce the laws, rules and regulation relevant to the protected area and assist in the
34 prosecution of offenses;

35 7. Monitor all activities within the protected area for conformity with the management
36 plan;

- 1 8. Perform such other functions as the PAMB may assign;
- 2 9. Implement the plans, programs and resolutions stated in the Management Plan or
- 3 passed and approved by the PAMB.

4 **Section 7. *Ancestral Lands and Domains.*** For the purpose of this Act, the following
5 shall govern Ancestral Lands and Domains in the protected area:

6 a. The rights of the indigenous peoples to their ancestral domains are hereby fully
7 recognized. Traditional property regimes exercised by indigenous cultural communities in
8 accordance with their customary laws shall govern the relationship of all individuals within their
9 communities with respect to all land and resources found within ancestral lands;

10 b. Presumptions – The following presumptions shall govern, unless proven to be
11 contrary to documented or oral custom by clear and convincing evidence in the proper
12 administrative or judicial proceeding providing due hearing to all parties concerned;

13 i. All lands occupied by indigenous cultural communities since time immemorial shall be
14 presumed to be ancestral lands. Rights and obligations within ancestral lands are presumed to be
15 governed by customary law;

16 ii. Rights and obligations within ancestral lands governed by customary law are presumed
17 to be held collectively by the community;

18 iii. Rights and obligations within ancestral lands proven to be held by individuals under
19 customary law are presumed to be held in trust by such individuals for the whole community;

20 iv. The continued practice of traditional and sustainable living shall be sufficient
21 consideration for the State in place of the payment of taxes on ancestral domains;

22 Owing to differences in cultural and social world view, the provisions of the act shall be
23 construed liberally in favor of indigenous communities and their members.

24 **Section 8. *Tenured Migrants and Transient Farmers.***—Tenured migrants are those
25 members of households that have actually and continuously occupied the El Nido-Taytay
26 Maneged Resource Protected Area since June 1, 1987, basing the data from the 1999 Survey and
27 Registration of Protected Area Occupants (SRPAO) and are substantially dependent on the
28 protected area for their livelihood. For purposes of official documentation of rights and extent of
29 occupation within the protected area, the tenured migrant household shall be issued a tenure
30 instrument over such areas as have been occupied or cultivated since June 1, 1987 or earlier.
31 Tenured migrants may occupy and use the area specified in the instrument for a term of twenty-
32 five (25) years renewable for another twenty-five (25) years. The holder of the instrument, upon
33 the lapse of this period may negotiate for a new instrument and his occupancy shall be evaluated
34 by the PAMB for purposes of such renewal.

35 If despite consideration paid to current practices, areas occupied by tenured migrants are
36 designated as zones in which no occupation or other activities are allowed, provision for their

1 transfer to multiple use zones or buffer zones shall be accomplished using humanitarian
2 considerations.

3 Persons who have been cultivating land within the protected area since June 1, 1987 are
4 considered to be occupying such lands and shall be entitled to a tenure instrument restrictive to
5 cultivation, provided that the rights under such can only be transferred to direct descendants.

6 Tenured migrant instruments may be canceled for violation of the terms and conditions
7 specified therein, upon the holders' repeated refusal to comply with management plan or the
8 regulations set by the PAMB or by voluntary surrender of rights. Upon cancellation of a tenured
9 migrant instrument, the PASu shall take immediate steps to rehabilitate the area in order to return
10 it to its natural state prior to the cultivation or other act by the transient or tenured migrant.

11 Tenured migrant instruments are transferable to the nearest of kin. Provided that if the
12 land is idle for a minimum of five (5) years, the PAMB will initiate the control and management
13 of the area.

14 **Section 9. Prohibited Acts.** The following shall be the prohibitions and penalties
15 applicable to the protected area;

16 A. The penalties in Articles 309 and 310 of the Revised Penal Code depending on the
17 value of the resources taken, damaged or destroyed shall be imposed upon any person who do:

18 i. Hunting, destroying, trapping, disturbing or possessing anywhere within El Nido-
19 Taytay managed Resource Protected Area of any wild plants or animals or products derived there
20 from without a permit from the PAMB, provided that such permits shall only be given scientific
21 purposes necessary for protected area management;

22 ii. Cutting, gathering, collection or removing timber of forest products without permit,
23 provided that such permits shall only be given for scientific purposes necessary for the protected
24 area management;

25 iii. Possessing outside the protected area any wild plants and animals or products derived
26 there from which came from the protected area without permit issued by PAMB;

27 iv. Mineral exploration or extraction, drilling or prospecting for minerals within the El
28 Nido-Taytay Managed Resource Protected Area;

29 v. Constructing or maintaining any kind of road, structure, fence or enclosure without a
30 permit from the PAMB, provided that structures within the ancestral domains used by indigenous
31 cultural communities need not be under a permit from the PAMB.

32 Valuation of the damage shall take into account biodiversity and conservation
33 consideration as well as aesthetic and scenic value. Commission of these acts likewise carry the
34 penalty of eviction from the Protected Area and the forfeiture of all transportation, structures and
35 building materials, equipment, devices, weapons used for the commission of the offense as well
36 as the protected area resources caught in the possession of the accused.

1 The local government unit responsible for imposition of the penalties herein and the
2 arrest and confiscation of the materials shall have a 50% share in the disposition thereof while
3 the rest shall accrue to the PAMB.

4 **Section 10. *Contracts Over Lands within the ENTMRPA.*** The purchase, sale,
5 encumbrance, mortgage, usufruct or lease of lands within the protected area to persons outside
6 the protected area not otherwise qualified to hold lands therein shall be null and void *ab initio*.

7 **Section 11. *Special Prosecutors.*** Within 30 days from the effectivity of this Act, the
8 Department of Justice shall designate a Special Prosecutor to whom all cases of violation of
9 laws, rules and regulations in the PA shall be assigned. Such special prosecutor shall coordinate
10 with the PAMB and the PASu in the performance of his/her duties and assist in the training of
11 wardens and rangers in arrest and criminal procedure. The PAMB may appoint a special private
12 prosecutor on a case to case basis to assist the public prosecutor in the enforcement of protected
13 area laws.

14 **Section 12. *Local Government Units.*** Local government units shall participate in the
15 management of the El Nido-Taytay Managed Resource Protected Area through representation in
16 the PAMB as provided under Section 7A. The LGU retains its ordinance-making powers over
17 the territory covered under this Act but with due consideration to the protected area management
18 objectives. If a conflict between the LGU and the protected area management objectives remain
19 unresolved within the PAMN, it shall be resolved through mediation.

20 **Section 13. *Integrated Protected Area Fund of the El Nido-Taytay Managed Resource***
21 ***Protected Area.*** The Integrated Protected Area Fund (IPAF) shall be established as a special trust
22 fund and shall be disbursed solely for the protection, maintenance, administration and
23 management of El Nido-Taytay Managed Resource Protected Area and the System. At least
24 seventy-five (75) percent of the funds collected shall form part of El Nido-Taytay Managed
25 Resource Protected Area Subfund which shall be solely used and disbursed for its use. The El
26 Nido-Taytay Managed Resource Protected Treasury and shall be made readily available for
27 disbursement upon proper approval of El Nido-taytay Manged Resource PAMB.

28 The Following shall constitute part of the Integrated Protected Area Funds and shall be
29 subject to the PAMB acted policy the moment they accrue.

- 30 1. Proceeds from special land use and resource utilization from commercially used
31 ancestral domains, as may be set by the PAMB;
- 32 2. Fees derived from permitted collection of wild flora and fauna and other resources
33 within the protected area as may be set by the Department and the PAMB;
- 34 3. Fees from industries and facilities directly benefiting from the protected area;
- 35 4. Fines and fees, including protected area entry and visitors'/users', as maybe imposed
36 and collected from the operation of the protected area and set by the PAMB;

1 5. Contributions, donations, endowments and grants from any legal source intended for
2 the operation of the protected area;

3 All donations, contribution, endowments and grants to El Nido-Taytay Managed
4 Resource Protected Area shall accrue *in toto* to its protected area subfund.

5 The local government unit shall continue to impose and collect all other fees not
6 enumerated herein which it has usually collected such as, but not limited to, business permits,
7 property taxes and rentals of local government unit facilities. Furthermore, local government
8 units may charge add-ons to fees imposed by the PAMB provided that such add-ons shall be
9 determined based on the contribution of the local government unit un the maintenance and
10 protection of the protected area.

11 **Section 14. *Utilization of non-renewable resources.*** Any exploration for, exploitation or
12 utilization of non-renewable resources within the protected area shall not be allowed. Energy
13 projects, whether renewable or otherwise, shall be permitted only through an act of Congress.

14 **Section 15. *Appropriation.*** To carry out the implementation of this Act, an annual
15 aggregate amount of NINE MILLION FIFTY-EIGHT THOUSAND SIX HUNDRED
16 FOURTEEN (P9, 058, 514) shall be included in the Annual General Appropriation Act ad
17 allocated fo for the use of El Nido-Taytay Managed Resource Protected Area.

18 **Section 16. *Construction.*** The provisions of this Act shall be construed liberally in favor
19 of tenured migrants and indigenous cultural communities and with due consideration to the
20 protection of biodiversity. The NIPAS Act shall have supplementary effect in the
21 Implementation of this Act.

22 **Section 17. *Repealing Clause.*** For the purposes of the El Nido-Taytay Managed
23 Resource Protected Area, all laws, rules and regulations inconsistent herewith are modified
24 accordingly. The prohibition and penalties under the NIPAS Act are hereby superseded for the
25 entire area covered by this Act.

26 **Section 18. *Separability Clause.*** If any part or section of this Act is declared by the
27 courts, as unconstitutional, such declaration shall not affect the other parts or sections hereof.

28 **Section 19. *Transitory Provision.*** All persons who do not qualify as tenured migrants,
29 transient farmers or not part nor qualify under section 9 of this Act within the protected area,
30 shall be allowed to harvest fruits or crops planted before the effectivity of this Act. Thereafter, all
31 planted crops of such unqualified persons shall be confiscated and proceeds thereof shall accrue
32 to the IPAF.

33 **Section 20. *Effectivity Clause.*** This Act shall take effect upon it approval.

Approved.