

THIRTEENTH CONGRESS OF THE REPUBLIC)
OF THE PHILIPPINES)
First Regular Session)

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S E N A T E

S. No. 219

Introduced by Senator Osmeña III

EXPLANATORY NOTE

Mining is basic to a country's industrialization. However, since the Philippine economy is still largely agricultural, the contribution of the mining industry to the country's economy is measured in dollar receipts from the export of minerals especially gold, copper and chromite. Aside from the dollar earnings, the industry is a vital source of employment. Small-scale mining absorbs an estimated 200,000 to 500,000 workers.

The passage of Republic Act 7076 in 1991 raised hopes that the rationalization of viable small-scale mining activities would further generate employment opportunities and provide an equitable sharing of the nation's wealth and natural resources. Ten years after, it seems that RA 7076 has not created a dent on the dismal performance of small-scale mining.

By allowing small-scale miners to expand their operations, the contribution of small-scale mining to the national economy will be greatly enhanced. It will contribute more than the much-touted foreign dominated large-scale mining industry. Investments from local citizens will be encouraged, thereby increasing the viability of the industry.

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

S. Osmeña III
SERGIO OSMEÑA III
Senator

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AN ACT
AMENDING REPUBLIC ACT NO. 7076, OTHERWISE KNOWN AS "AN ACT
CREATING A PEOPLE'S SMALL-SCALE MINING PROGRAM, AND FOR OTHER
PURPOSES"

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

1 SECTION 1. – Section 2 of Republic Act No. 7076, otherwise known as
2 the "People's Small-scale Mining Act of 1991" is hereby amended to read as
3 follows:

4 "SECTION 2. Declaration of Policy. – It is hereby declared the
5 policy of the State to promote, develop, protect, STRENGTHEN and
6 rationalize [viable] small-scale mining [activities] in order to HARNESS
7 ITS VAST POTENTIALS TO HELP HASTE NATIONAL ECONOMIC
8 RECOVERY AND GROWTH; TO generate more employment AND
9 MORE ECONOMIC opportunities and provide an equitable sharing of the
10 nation's wealth and natural resources, giving due regard to existing rights
11 as herein provided.

12 SEC. 2. Section 3 of R.A. 7076 is likewise hereby amended as follows:

13 "SEC. 3. Definitions. – For purposes of this Act, the following
14 terms shall be defined as follows: x x x

1 (b) "Small-scale mining" refers to SMALL-SCALE TYPE OF mining
2 activities [which rely heavily on manual labor using simple implement and
3 methods and do not use explosives or heavy mining equipment]
4 CATEGORIZED AS ARTISANAL AND REGULAR SMALL-SCALE
5 MINING.

6 (C) "ARTISANAL MINING" REFERS TO MINING ACTIVITIES WHICH
7 HEAVILY RELY ON MANUAL LABOR USING SIMPLE IMPLEMENTS
8 AND METHODS AND DO NOT USE EXPLOSIVES OR HEAVY MINING
9 EQUIPMENT.

10 (D) "REGULAR SMALL-SCALE MINING" REFERS TO MINING
11 ACTIVITIES OF SMALL-SCALE MINERS, WHICH MAY USE OR
12 EMPLOY MODERN MINING TECHNOLOGIES, HEAVY EQUIPMENT
13 AND EXPLOSIVES; WHOSE OPERATION IS SUPERVISED OR
14 MANAGED BY A DULY LICENSED MINING ENGINEER AND ITS USE
15 OF EXPLOSIVE IS SUPERVISED OR MANAGED BY A PHILIPPINE
16 NATIONAL POLICE-BLASTER OR BLASTING CONTRACTOR. THESE
17 SMALL-SCALE MINERS MAY ORGANIZE THEMSELVES INTO A
18 PARTNERSHIP, CORPORATION OR COOPERATIVE, TO QUALIFY
19 FOR SMALL-SCALE MINING CONTRACT.

20 ([c]E) "Smale-scale miners" refer to Filipino citizens who, individually or in
21 the company of other Filipino citizens, [voluntarily form a cooperative duly
22 licensed by the Department of Environment and Natural Resources]
23 REGISTER AS A PARTNERSHIP, COOPERATIVE, OR
24 CORPORATION, DULY LICENSED BY CONCERNED GOVERNMENT
25 AGENCY to engage, under the terms and conditions of a contract, in the
26 extraction or removal of minerals or ore-bearing materials form the
27 ground;

28 ([d]F) " Small-scale mining contract" refers to co-production, joint venture
29 or mineral production sharing agreement between the State and small-

1 scale mining contractor for the small-scale utilization of a plot of mineral
2 land;

3 ([e]G) "Small-scale mining contractor" refers to an individual or a
4 PARTNERSHIP, CORPORATION, cooperative of small-scale miners,
5 registered with the Securities and Exchange Commission or other
6 appropriate government agency, which has entered into an agreement
7 with the State for the small-scale utilization of a plot of mineral land within
8 a people's small-scale mining area;

9 ([f]H) "Active mining area" refers to areas [under] WHEREIN ALL THE
10 FOLLOWING ACTIVITIES HAVE BEEN ACTUALLY UNDERTAKEN;
11 actual MINERAL exploration WORKS, development, exploitation [or]
12 AND commercial production as determined by the [Secretary] BOARD
13 after the necessary field investigation or verification including contiguous
14 and geologically related areas belonging to the same claim-owner and/or
15 under contract with an operator, but in no case to exceed the maximum
16 area allowed by law;

17 ([g]I) "Existing mining right" refers to perfected and subsisting claim,
18 lease, license or permit covering a mineralized area prior to its
19 declaration as a people's small-scale mining area;

20 ([h]J) "Claim-owner" refers to a holder of an existing mining right;

21 ([i]K) "Processor" refers to a person issued a license to engage in the
22 treatment of minerals or ore-bearing materials such as by gravity
23 concentration, leaching, beneficiation, cyanidation, cutting, sizing,
24 polishing and other similar activities;

25 ([j]L) "License" refers to the privilege granted to a person to legitimately
26 pursue his occupation as a small-scale miner or processor under this Act:

27 ([k]M) "Mining plan" refers to a two-year program of activities and
28 methodologies employed in the extraction and production of minerals or

1 ore-bearing materials, including the financial plan and other resources in
2 support thereof;

3 ([I]N) "Director" refers to the regional [executive] director of the
4 [Department of Environment and Natural Resources] MINES AND GEO-
5 SCIENCES BUREAU; AND

6 ([m]O) "Secretary" refers to the Secretary of the Department of
7 Environment and Natural Resources."

8 SEC. 3. Section 5 of R.A. 7076 is likewise hereby amended as follows:

9 "SEC. 5. Declaration of People's Small-scale Mining Areas. – The
10 Board is hereby authorized to declare and set aside people's small-scale
11 mining areas in sites onshore suitable for small-scale mining, subject to
12 review by the Secretary, immediately giving priority to areas already
13 occupied and actively mined by small-scale miners before August 1,
14 1987: Provided, That such areas are not considered as active mining
15 areas AS DETERMINED BY THE BOARD: Provided, further, That the
16 minerals found therein are technically and commercially suitable for
17 small-scale mining activities: Provided, finally, That the areas are not
18 covered by existing forest rights or reservations and have not been
19 declared as tourist or marine reserved, parks and wildlife reservations,
20 unless their status as such is withdrawn by competent authority."

21 SEC. 4. Section 8 of R.A. 7076 is likewise hereby amended as follows:

22 "SEC. 8. Registration of Small-scale Miners. – All persons
23 undertaking small-scale mining activities shall register as miners with the
24 Board and may organize themselves into PARTNERSHIPS,
25 CORPORATIONS OR cooperatives in order to qualify for the awarding of
26 a people's small-scale mining contract.

27 SEC. 5. Section 9 of the same law is hereby amended to read as follows:

28 "SEC. 9. Award of People's Small-scale Mining Contracts. – A
29 people's small-scale mining contract may be awarded by the Board to

1 small-scale miners who have voluntarily organized and have duly
2 registered with the appropriate government agency as an individual
3 miner, PARTNERSHIPS, CORPORATIONS or cooperative; Provided,
4 That only one (1) people's small-scale mining contract may be awarded
5 at any one time to a small-scale mining operations within one (1) year
6 from the date of award: Provided, further, That priority shall be given or
7 city where the small-scale mining area is located.

8 "Applications for a contract shall be subject to a reasonable fee to
9 be paid to the Department of Environment and Natural Resources
10 regional office having jurisdiction over the area."

11 SEC. 6. Section 10 of the same law is hereby amended to read as
12 follows:

13 "SEC. 10. Extent of Contract Area. – The Board shall determine
14 the reasonable size and shape of the contract area following the
15 meridional block system established under Presidential Decree No. 463,
16 as amended, otherwise known as the Mineral Resources Development
17 Decree of 1974, but in no case shall the area exceed [twenty hectares
18 (20 has.) per contractor and the depth or length of the tunnel or adit not
19 exceeding that recommended by the director taking into account the
20 following circumstances:] THE MAXIMUM AREA AS SPECIFIED
21 HEREUNDER.

22 "THE MAXIMUM AREA THAT A QUALIFIED CONTRACT MAY
23 APPLY UNDER ARTISANAL MINING, SHALL BE AS FOLLOWS:

24 (A) ONSHORE, IN ANY ONE (1) PROVINCE/CITY:

25 (1) FOR INDIVIDUALS, ONE-FORTH (1/4) MERIDIONAL
26 BLOCK OR APPROXIMATELY TWENTY (20) HECTARES.

27 (2) FOR PARTNERSHIPS, COOPERATIVES OR
28 CORPORATIONS, ONE(1) MERIDIONAL BLOCK OR

1 APPROXIMATELY EIGHTY-ONE (81) HECTARES IN
2 AREA.

3 "THE MAXIMUM AREA THAT A QUALIFIED INDIVIDUAL,
4 PARTNERSHIP, COOPERATIVES OR CORPORATION MAY APPLY
5 UNDER REGULAR SMALL-SCALE MINING, SHALL BE AS FOLLOWS:

6 B) ONSHORE IN ANY ONE (1) PROVINCE/CITY:

7 (1) FOR INDIVIDUALS, TWO (2) MERIDIONAL BLOCKS OR
8 APPROXIMATELY ONE HUNDRED SIXTY-TWO (162)
9 HECTARES IN AREA.

10 (2) FOR PARTNERSHIPS, COOPERATIVES OR
11 CORPORATIONS, THIRTY (30) MERIDIONAL BLOCKS IN
12 AREA.

13 "IN DETERMINING THE SIZE AND SHAPE OF THE CONTRACT
14 AREA, THE BOARD SHALL ALSO TAKE INTO ACCOUNT THE
15 FOLLOWING CIRCUMSTANCES:

16 (a) [Size of membership and capitalization of the cooperative]
17 FINANCIAL CAPABILITY OF THE SMALL-SCALE MINING CONTRACT
18 APPLICANT;

19 SEC. 7. Section 11 of the same law is hereby amended to read as
20 follows:

21 "SEC. 11. Easement Rights. – Upon the declaration of a people's
22 small-scale mining area, the [director] BOARD, in consultation with the
23 operator, claimowner, landowner or lessor of an affected area, shall
24 determine the right of the small scale miners to existing facilities such as
25 mining and logging roads, private roads, port and communication
26 facilities, processing plants which are necessary for the effective
27 implementation of the People's Small-scale Mining Program, subject to
28 payment of reasonable fees to the operator, claimowner, landowner or
29 lessor."

1 SEC. 8. Section 12 of the same law is hereby amended to read as
2 follows:

3 "SEC. 12. Rights Under a People's Small-scale Mining Contract. –
4 A people's small-scale mining contract entitled the small-scale mining
5 contractor to the right to mine, extract and dispose of mineral ores for
6 commercial purposes. [In no case shall a small-scale mining contract be
7 subcontracted, assigned or otherwise transferred] A SMALL MINING
8 CONTRACT MAY BE SUBCONTRACTED BY ANOTHER SMALL-
9 SCALE MINER, SUBJECT TO THE APPROVAL OF THE BOARD, BUT
10 IN NO CASE SHALL BE ASSIGNED OR OTHERWISE TRANSFERRED
11 TO ANOTHER PARTY."

12 SEC. 9. Section 13 of the same law is hereby amended to read as
13 follows:

14 "SEC. 13. Terms and Conditions of the Contract. – A contract shall
15 have a term of [two (2)] FIVE (5) years, renewable subject to verification
16 by the Board for like periods as long as the contractor complies with the
17 provisions set forth in this Act, and confers upon the contractor the right
18 to mine within the contract area: Provided, That the holder of a small-
19 scale mining contract shall have the following duties and obligations: x x
20 x"

21 "SEC. 14. Right of Claimowners. – In case a site declared and set
22 aside as a people's-scale mining area is covered by an existing mining
23 right, the claimowner and the small-scale miner therein are encouraged
24 to enter into a voluntary and acceptable contractual agreement with
25 respect to the small-scale utilization of the mineral values from the area
26 under claim. In case of disagreement, the claimowner shall be entitled to
27 the following rights and privileges: x x x

28 (c) Royalty equivalent to one and one half percent (1 ½%) of the
29 gross value of the metallic mineral output or one percent (1%) of

1 the gross value of the nonmetallic mineral output to be paid to the
2 claimowner[:] TO PROMOTE BETTER UNDERSTANDING, THE
3 SMALL MINERS AND THE CLAIMOWNER ARE ENCOURAGED
4 TO DEVISE A SIMPLIFIED WAY OF COMPUTING AND
5 COLLECTING ROYALTY FEES; Provided, That such *rights and*
6 *privileges* shall be available only if he is not delinquent and other
7 performance of his annual work obligations and other
8 requirements for the last two (2) years prior to the effectivity of this
9 Act.”

10 SEC. 11. Section 16 of the same law is hereby amended to read as
11 follows:

12 “SEC. 16 Ownership [of] AND TRANSPORT OF ORE
13 BEARING MATERIALS/ROCKS/Mill Tailings. – The small-scale mining
14 contractor shall be the owner of all ORE BEARING
15 ROCKS/MATERIALS/mill tailings [produced] EXTRACTED from [the] HIS
16 contract area. [He may sell the tailings or have them processed in any
17 custom mill in the area: Provided, That, if the small-scale mining
18 contractor decide to sell its mill tailings, the claimowner shall have a
19 preemptive right to purchase said mill tailings at the prevailing market
20 price.] THE BOARD HAS THE SOLE JURISDICTION OVER THE
21 TRANSPORT OF ORE BEARING ROCKS/MATERIALS/MILL TAILINGS
22 FROM A CONTRACT AREA TO CUSTOM MILLS. THE BOARD SHALL
23 ALSO PROMULGATE A SEPARATE POLICY ON TRANSPORTING
24 ORE BEARING ROCKS/MATERIALS TO CUSTOM MILLS BY SMALL-
25 SCALE MINERS PRODUCED OR EXTRACTED FROM GOLD
26 RUSH/SMALL-SCALE MINING AREAS THAT ARE ALREADY
27 EXISTING BEFORE AUGUST 1, 1987, BUT CAN NOT YET BE
28 DECLARED AS PEOPLE’S SMALL-SCALE MINING AREA IN
29 ACCORDANCE WITH THIS ACT FOR ONE REASON OR ANOTHER.”

1 SEC. 12. Section 18 of the same law is hereby amended to read as
2 follows:

3 "SEC. 18. Custom Mills. – x x x

4 "AS MUCH AS PRACTICABLE, [C]custom mills shall be
5 constituted as withholding agents for the royalties, production share or
6 other taxes due the Government."

7 SEC. 13. Section 19 of the same law is hereby amended to read as
8 follows:

9 "SEC. 19. Government Share and Allotment. – The revenue to be
10 derived by the Government from the operation of the mining program
11 herein established shall be subject to the sharing provided in the Local
12 Government Code. IN AREAS WHERE IT IS NOT PRACTICAL TO
13 HAVE THE CUSTOM MILLS CONSTITUTED AS WITHOLDING
14 AGENTS FOR GOVERNMENT SHARE AND ALLOTMENT, THE
15 BOARD SHALL WORK IT OUT WITH THE LOCAL OFFICE OF THE
16 BUREAU OF INTERNAL REVENUE, THE LOCAL GOVERNMENT
17 UNITS, AND LOCAL MINERS ASSOCIATION CONCERNED TO
18 FORMULATE A WORKABLE SYSTEM OF COLLECTING
19 GOVERNMENT SHARES OR ALLOTMENT FROM THE PRODUCE OF
20 THE SMALL-SCALE MINERS. THE BOARD MAY DEVISE A
21 SIMPLIFIED SYSTEM OF COMPUTING AND COLLECTING
22 GOVERNMENT SHARE AND ALLOTMENT TO PROMOTE EFFICIENT
23 COLLECTION."

24 SECTION. 14. Section 20 of the same law is hereby amended to read as
25 follows:

26 "SEC. 20 [People's Small-scale Mining Protection]
27 LOCAL MINING DEVELOPMENT Fund. – There is hereby created a
28 [People's Small-scale Mining Protection] LOCAL MINING
29 DEVELOPMENT Fund which shall be {fifteen percent (15%)] TWENTY

1 PERCENT (20%) of the national government's share due the
2 Government which shall be used primarily for information dissemination
3 and training of small-scale miners on safety, health and environmental
4 protection, and the establishment of mine rescue and recovery teams
5 including the procurement of rescue equipment necessary in cases of
6 emergencies such as landslides, tunnel collapse, or the like.

7 "The fund, WHICH SHALL BE MANAGED BY THE BOARD shall
8 also be made available to address the needs of the small-scale miners
9 brought about by accidents and/or fortuitous events, INCLUDING
10 RELOCATION OF SMALL MINERS' SHELTERS TO SAFE AREAS. THE
11 OPERATING FUNDS OF THE BOARD, INCLUDING THE PAYMENT OF
12 PER DIEMS OF BOARD MEMBER, SHALL ALSO BE CHARGED
13 AGAINST THE LOCAL MINING DEVELOPMENT FUND."

14 SEC. 15. Section 22 of the same law is hereby amended to read as
15 follows:

16 "SEC. 22. Reversion of People's Small-scale Mining Areas.
17 – The [Secretary] BOARD, upon recommendation of the director, shall
18 withdraw the status of the people's small-scale mining area when it can
19 no longer feasibly operated on a small scale mining basis or when the
20 safety, health and environmental conditions warrant that the same shall
21 revert to the State for proper disposition. IN CASE A PEOPLE'S SMALL-
22 SCALE MINING AREA SHALL BE REVERTED FOR REASON THAT IT
23 CAN NO LONGER BE TECHNICALLY AND VIABLY OPERATED ON AN
24 ARTISANAL MINING BASIS, THE SMALL-SCALE MINING
25 CONTRACTOR CONCERNED MAY APPLY FOR THE CONVERSION
26 OF ITS CONTRACT INTO REGULAR SMALL-SCALE MINING BASIS.
27 WHEN A PEOPLE'S SMALL-SCALE MINING AREA SHALL BE
28 REVERTED FOR REASON THAT IT CAN NO LONGER BE FEASIBLY
29 OPERATED ON A SMALL SCALE MINING BASIS, THE SMALL-SCALE

1 MINING CONTRACTOR OR CONTRACTORS FORMING
2 THEMSELVES INTO A SINGLE CORPORATION OR COOPERATIVE,
3 SHALL HAVE THE PRIORITY TO APPLY FOR MPSA UNDER LARGE
4 SCALE MINING SCHEME OVER THE SAME SMALL-SCALE MINING
5 AREA.”

6 SEC. 16. Section 23 of the same law is hereby amended to read as
7 follows:

8 “SEC. 23. Actual Occupation by Small-scale Miners. –
9 Small-scale miners who have been in actual operation of mineral lands
10 on or before August 1, 1987 as determined by the Board shall not be
11 dispossessed, ejected or removed from said areas AND SHALL
12 CONTINUE WITH THEIR LIVELIHOOD ACTIVITIES IN THE SAME:
13 Provided, That they comply with the provisions of this Act AFTER THE
14 SAID AREA HAVE BEEN DECLARED AS PEOPLE’S MINING AREA.
15 PENDING DECLARATION AS PEOPLE’S MINING AREAS IN
16 ACCORDANCE WITH THIS ACT, ALL SMALL-SCALE MINING AREAS
17 EXISTING AS OF AUGUST 1, 1987 AS DETERMINED BY THE BOARD,
18 ARE HEREBY PLACED UNDER THE JURISDICTION OF THE BOARD
19 CONCERNED FOR PURPOSES OF SUPERVISION AND CONTROL
20 MOST PARTICULARLY ON MATTERS INVOLVING PUBLIC SAFETY,
21 PEACE AND ORDER, ORE TRANSPORT, POLLUTION AND
22 DISASTER CONTROL.”

23 Section. 17. Section 24 of the same law is hereby amended to read as
24 follows:

25 “SEC. 24. Provincial/City Mining Regulatory Board. – There
26 is hereby created under the direct supervision and control of the
27 Secretary a provincial/city mining regulatory board, herein called the
28 Board, which shall be the implementing agency of the Department, and

1 shall exercise the following powers and functions, subject to review by
2 the Secretary:

3 X X X

4 (e) Settle disputes, conflicts or litigations over conflicting claims
5 within a people's small-scale mining area, an area that is declared a
6 small-mining; [and]

7 (F) RECOMMEND TO THE SECRETARY THE
8 SEGREGATION AND DECLARATION OF CERTAIN TIMBERLAND TO
9 BE MADE A SPECIFIC AREA WHERE SMALL-SCALE MINERS SHALL
10 SOURCE THEIR MINE TIMBERING NEEDS IN ACCORDANCE WITH
11 EXISTING FORESTRY LAWS; UPON SEGRAGATION AND
12 DECLARTION OF THE MINING TIMBER SOURCES, THE BOARD
13 SHALL FORMULATE A POLICY PROVIDING THAT SMALL-SCLAE
14 MINERS SHALL PLANT TWICE THE NUMBER OF TREES THEY HAVE
15 CUT FOR MINE TIMBERING PURPOSES.

16 (G) FORMULATE AN ENVIRONMENTAL COMPLIANCE
17 CERTIFICATE REQUIREMENT POLICY THAT IS BEST APPLICABLE
18 TO THE WORKINS OF THE SMALL-SCALE MINERS IN EACH
19 PARTICULAR SMALL-SCALE MINERS IN EACH PARTICULAR SMALL-
20 SCALE MINING AREA. THE DEPARTMENT SHALL PROVIDE
21 TECHNICAL ASSISTANCE TO THE BOARD IN THE PREPARATION
22 OF THIS PARTICULAR POLICY.

23 (H) FORMULATE A POLICY THAT PROVIDES THE SMALL-
24 SCALE MINERS UNHAMPERED AND UNRESTRICTED ACCESS TO
25 AND FROM EXISTING SMALL-SCALE MINING AREAS.

26 (I) DEPUTIZE THE LOCAL COMMAND OF THE PHILIPPINE
27 NATIONAL POLICE OR PHILIPPINE ARMY, AS THE CASE MAY BE,
28 TO FULLY ENFORCE ITS ORDERS OR DECISIONS; AND

1 ([f]J) Perform such other functions as may be necessary to
2 achieve the goals and objectives of this Act.”

3 SEC. 18. Section 25 of the same law is hereby amended to read as
4 follows;

5 “SEC. 25. Composition of the Provincial/City Mining Regulatory
6 Board. – The Board shall be composed of the [Department of
7 Environment and Natural Resources representative] GOVERNOR OR
8 CITY MAYOR, AS THE CASE MAY BE, as BOARD Chairman; and the
9 representative of the [governor or city mayor] DEPARTMENT OF
10 ENVIRONMENT AND NATURAL RESOURCES AS VICE CHAIRMAN [.
11 As the case may be.] ; one (1) small scale mining representative, one (1)
12 big-scale mining representative, and the representative from a non-
13 government organization who shall come from an environmental group,
14 as members.

15 “The representatives from the private sector shall be nominated by
16 their respective organizations and appointed by the Department [regional
17 director. The Department shall provide the staff support to the Board]
18 THE PROVINCIAL ENVIRONMENT AND NATURAL RESOURCES
19 OFFICER OR COMMUNITY ENVIRONMENT AND NATURAL
20 RESOURCES OFFICER, AS THE CASE MAY BE, OF THE LOCAL
21 GOVERNMENT UNITS CONCERNED MAY SERVE AS THE BOARD'S
22 ENFORCEMENT/IMPLEMENTING OFFICER OF ITS POLICIES,
23 DECISIONS AND ORDERS ON A CONCURRENT CAPACITY.

24 SEC. 19. Section 26 of the same law is hereby amended to read as
25 follows:

26 “SEC. 26. Administrative Supervision over the People's Small-
27 scale Mining Program. – The Secretary through [his representative] THE
28 GOVERNOR OR CITY MAYOR, AS THE CASE MAY BE, shall exercise

1 direct supervision and control over the program and activities of the
2 small-scale miners within the people's small-scale mining area.

3 x x x

4 SEC. 20. Repealing Clause. – All laws, decrees, executive orders, letters
5 of instructions, rules and regulations, or provisions thereof which are
6 inconsistent with the provisions of this Act are hereby repealed, amended or
7 modified accordingly.

8 SEC. 21. Separability Clause. – If any section or provision of this Act is
9 declared unconstitutional, the other provisions not affected thereby shall
10 continue to have force and effect.

11 SEC. 22. Effectivity. – This Act shall take effect fifteen (15) days after the
12 completion of its publication in at least two (2) newspapers of general
13 circulation.

14 Approved,