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S E N A T E

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COMMITTEE REPORT NO. 445

Submitted by the Committee on Tourism and the Committee on Finance on
~~FEB 01 2016~~

Re: House Bill No. 5576

Recommending its approval with amendments.

Sponsor: Senator Manuel "Lito" M. Lapid

MR. PRESIDENT:

The Committee on Tourism and the Committee on Finance, to which was referred House Bill No. 5576, introduced by Representative Romualdo, entitled:

**"AN ACT
DECLARING TOURISM DEVELOPMENT AREAS IN THE
PROVINCE OF CAMIGUIN, ORGANIZING THE CAMIGUIN
TOURISM COUNCIL AND MANDATING SUPPORT FOR
TOURISM DEVELOPMENT IN THE PROVINCE OF CAMIGUIN"**

have considered the same and have the honor to report it back to the Senate with the recommendation that the bill be approved with the following amendments:

1. On page 1, Section 2, lines 4 and 5, delete the phrase "support tourism as a vehicle for job creation and economic growth and development", and in lieu thereof replace with the following phrase "PROMOTE A TOURISM INDUSTRY THAT IS ECOLOGICALLY SUSTAINABLE, RESPONSIBLE, PARTICIPATIVE, CULTURALLY SENSITIVE, ECONOMICALLY VIABLE, AND EQUITABLE FOR LOCAL COMMUNITIES."
2. On the same page 1, Section 3, line 10, change the subtitle "Camiguin Tourism Development Areas.-" and in lieu thereof replace with the following subtitle to read as SEC.3. "SCOPE AND COVERAGE. -"
3. On the same page 1, line 11, delete the word "shall" between the words "Camiguin" and "include", and replace with the word "HEREBY"; then insert the phrase BUT NOT LIMITED TO between the words "include" and "the"
4. On the same page, line 12, insert the phrase "THE FOLLOWING ECOTOURISM SITES IN ITS MUNICIPALITIES ENDOWED WITH NATURAL BEAUTY AND HISTORIC SIGNIFICANCE:" after the word "following"
5. As an omnibus amendment to Section 3, change all the terms "TDAs" into "ECOTOURISM SITES" on page 2, line 6; page 4, line 1; page 5, lines 6 and 22;

6. On page 6, line 27, delete the word "the" and replace with the word "SUCH"

7. On page 7, after line 28, add a new paragraph to read as follows:

(E) THE FUNCTIONS OF THE COUNCIL SHALL BE HARMONIZED WITH THE FUNCTIONS AND RESPONSIBILITIES OF THE PROTECTED AREA MANAGEMENT BOARD (PAMB), THE PROTECTED AREA SUPERINTENDENTS AND THE REGIONAL ECOTOURISM COMMITTEE TO AVOID ANY OVERLAP OR CONFLICT.

8. On page 8, Section 6, line 1, rephrase the subtitle "Camiguin Tourism Development Plan" to read as "TOURISM DEVELOPMENT PLAN OF CAMIGUIN."

9. On the same page, Section 6, lines 1 to 6, delete the whole paragraph and in lieu thereof, replace with the following paragraph to read as follows:

"THE TOURISM DEVELOPMENT PLAN OF THE PROVINCE OF CAMIGUIN SHALL BE INCORPORATED IN THE DOT'S OVERALL NATIONAL TOURISM DEVELOPMENT PLAN (NTDP) PURSUANT TO RA No. 9593, OTHERWISE KNOWN AS THE NATIONAL TOURISM ACT OF 2009 AND BE JOINTLY IMPLEMENTED WITH THE LOCAL GOVERNMENT AND OF CAMIGUIN TOURISM COUNCIL TAKING INTO CONSIDERATION RA NO. 7586, OTHERWISE KNOWN AS NATIONAL INTEGRATED PROTECTED AREAS SYSTEM ACT OF 1992 AND RA NO. 9072, OTHERWISE KNOWN AS THE NATIONAL CAVES AND CAVE RESOURCES MANAGEMENT AND PROTECTION ACT. THE DOT MAY OFFER TECHNICAL ASSISTANCE IN TERMS OF DEVELOPMENT PLANNING, TRAINING AND PROMOTIONS.

THE CONCERNED LGU, IN COORDINATION WITH THE DOT, TIEZA AND DENR SHALL DELINEATE WELL DEFINED GEOGRAPHIC AREAS WITHIN THE ECOTORISM SITES AND COORDINATE THE INTEGRATED DEVELOPMENT OF THESE SITES FOR THE OPTIMUM USE OF NATURAL ASSETS AND ATTRACTIONS, AS WELL AS EXISTING FACILITIES; PROVIDED, THAT SAID DEVELOPMENT PLAN SHALL ENSURE THE PRESERVATION OF THE ECOLOGICAL BALANCE AND NATURAL BEAUTY OF THE AREA.

THE PROVINCE OF CAMIGUIN COVERS SOME PROTECTED AREAS, AS SUCH, LOW IMPACT TOURISM DEVELOPMENTS SUCH AS THE CONSTRUCTION OF BASIC FACILITIES AND AMENITIES LIKE COMFORT ROOMS, KIOSKS, PICNIC AREAS MAY BE ALLOWED. MASS TOURISM, HIGH IMPACT ACTIVITIES AND CONSTRUCTION OF LARGE INFRASTRUCTURE SUCH AS ACCOMMODATION AND GAMES AND AMUSEMENT ESTABLISHMENTS SHOULD BE IMPLEMENTED OUTSIDE THE PROTECTED AREAS.

10. On page 8, delete Section 7 covering lines 7 to 11; then add the whole remaining paragraph covering lines 12 to 16 as the last paragraph under Section 6

11. On the same page 8, line 17, renumber Sec. 8 as "Sec.7." then delete the words "The Secretary of Tourism" and in lieu thereof replace with the words "THE CAMIGUIN TOURISM COUNCIL"

12. On the same page 8, line 18, insert "DOT," between the words "the" and "DENR" ; then on lines 18 to 19, delete the words "the Council"

13. On the same page 8, line 21, insert the phrase "*PROVIDED, THAT THE LAW SHALL TAKE EFFECT AFTER (SIXTY) 60 DAYS WITH OR WITHOUT THE IRR.*" After the word "effectivity."
14. On the same page 8, line 22, renumber Sec.9. as "SEC. 8." Then delete the whole paragraph covering lines 22-26 and in lieu thereof replace with the following paragraph to read as follows:

"THE DOT, DENR, DPWH, DOTC and LGU SHALL INCLUDE IN ITS ANNUAL INVESTMENT PROGRAM (AIP) THE IMPLEMENTATION OF THIS ACT, THE FUNDING OF WHICH SHALL BE INCLUDED IN THE ANNUAL GENERAL APPROPRIATIONS ACT."
15. On the same page 8, line 27, delete Section 10 covering lines 27 to 28
16. On page 9, delete the phrase from lines 1 to 3.
17. On the same page 9, line 4, renumber Section 11. as "SEC. 9." Then insert the word "PRESIDENTIAL" between the words "laws," and "executive"
18. On the same page 9, line 5, insert the phrase "CONTRARY TO" between the word "issuances" and article "or"
19. On the same page 9, lines 5 and 6, delete the words "parts thereof that are"; then delete the words "are hereby repealed or modified" and in lieu thereof replace with the words "SHALL BE DEEMED AMENDED"
20. On the same page 9, line 8, renumber Section 12. as "SEC. 10."
21. On the same page 9, line 11, renumber Section 13. as "SEC. 11"
22. The Title shall read as follows:

**"AN ACT
DECLARING TOURISM DEVELOPMENT AREAS IN THE
PROVINCE OF CAMIGUIN, ORGANIZING THE CAMIGUIN
TOURISM COUNCIL AND MANDATING SUPPORT FOR
TOURISM DEVELOPMENT IN THE PROVINCE OF CAMIGUIN"**

Respectfully submitted:

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CONGRESS OF THE PHILIPPINES
SIXTEENTH CONGRESS
Second Regular Session

}

HOUSE OF REPRESENTATIVES

II. No. 5576

BY REPRESENTATIVE ROMUALDO, PER COMMITTEE REPORT NO. 615

AN ACT DECLARING TOURISM DEVELOPMENT AREAS IN THE PROVINCE OF CAMIGUIN, ORGANIZING THE CAMIGUIN TOURISM COUNCIL AND MANDATING SUPPORT FOR TOURISM DEVELOPMENT IN THE PROVINCE OF CAMIGUIN

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

1 SECTION 1. *Title.* — This Act shall be known as the “Camiguin
2 Tourism Development Act”.

3 SEC. 2. *Declaration of Policy.* — It is hereby declared the policy of the
4 State to support tourism as a vehicle for job creation and economic growth and
5 development. To this end, the State shall endeavor to provide the proper
6 mechanisms and infrastructure for sustainable tourism development. It shall
7 promote and develop certain areas and sites identified as tourist destinations or
8 attractions or having potential for tourism in order to drive and propel
9 inclusive growth throughout the country.

10 SEC. 3. *Camiguin Tourism Development Areas.* — The tourism
11 development areas (TDAs) in the Province of Camiguin shall include the
12 following:

1 (a) Mount Timpoong – Hibok-Hibok Natural Monument – located
2 within the municipalities of Mambajao, Catarman, Sagay, and Mahinog, with
3 coordinates, North Latitude = 9 – 09 – 34.43, East Longitude = 124 – 23 –
4 11.44, beginning at a point marked cor “1”, bearing N.78 – 45W., with a
5 distance of 1,419.29 meters and ending at a point marked “28-1”, bearing
6 S.82 – 12W., with a distance of 671.20 meters and covering an area of 22,041
7 square meters.

8 (b) TDAs in the Municipality of Mambajao

9 (1) White Island – with coordinates, North Latitude = 9 – 15 – 35.55,
10 East Longitude = 124 – 39 – 15.53, beginning at a point marked cor “1”,
11 bearing N.81 – 33W., with a distance of 6,557.17 meters and ending at a point
12 marked “9-1”, bearing S.22 – 31E., with a distance of 12.66 meters and
13 covering an area of 5,557 square meters.

14 (2) Katibawasan Falls – with coordinates, North Latitude = 9 – 12 –
15 52.33, East Longitude = 124 – 42 – 58.92, beginning at a point marked cor
16 “1”, bearing S.04 – 05E., with a distance of 4,068.6 meters and ending at a
17 point marked “9-1”, with a distance of 7.45 meters and covering an area of
18 1,319 square meters.

19 (3) Tangub Hot Spring – with coordinates, North Latitude = 9 – 13 –
20 20.69, East Longitude = 124 – 38 – 17.34, beginning at a point marked cor
21 “1”, bearing S.69 – 06W., with a distance of 8,890.99 meters and ending at a
22 point marked “6-1”, bearing S.55 – 09W., with a distance of 42.06 meters and
23 covering an area of 3,440 square meters.

24 (4) Sa-ay Cold Spring – with coordinates, North Latitude = 9 – 13 –
25 20.69, East Longitude = 124 – 38 – 17.34, beginning at a point marked cor
26 “1”, bearing S.21 – 04W., with a distance of 3,392.79 meters and ending at a
27 point marked “15-1”, bearing N.88 – 21E., with a distance of 59.61 meters and
28 covering an area of 4,439 square meters.

1 (5) Ardent Hibok-Hibok Hot Spring -- with coordinates, North Latitude
2 = 9 - 13 - 42.68, East Longitude = 124 - 41 - 11.39, beginning at a point
3 marked cor "1", bearing S.50 - 06W., with a distance of 3,900.15 meters and
4 ending at a point marked "13-1", bearing N.13 - 44E., with a distance of 25.18
5 meters and covering an area of 44,600 square meters.

6 (c) TDAs in the Municipality of Mahinog

7 (1) Magsaysay Island, more popularly known as Mantigue Island -
8 with coordinates, North Latitude = 9 - 10 - 22.82, East Longitude = 124 - 49
9 - 15.77, beginning at a point marked cor "1", bearing N.65 - 00E., with a
10 distance of 4,228.20 meters and ending at a point marked "11-12", bearing
11 N.72 - 23E., with a distance of 29.75 meters and covering an area of 54,411
12 square meters.

13 (2) Taguines Lagoon - with coordinates, North Latitude = 9 - 08 -
14 11.34, East Longitude = 124 - 47 - 34.29, beginning at a point marked cor
15 "1", bearing S.16 - 45E., with a distance of 2,176.36 meters and ending at a
16 point marked "22-23", bearing N.04 - 16E., with a distance of 24.56 meters
17 and covering an area of 197,247 square meters.

18 (3) Macao Cold Spring - with coordinates, North Latitude = 9 - 11 -
19 50.98, East Longitude = 124 - 46 - 25.54, beginning at a point marked cor
20 "1", bearing N.17 - 58W., with a distance of 4,874.63 meters and ending at a
21 point marked "10-1", bearing S.72 - 43W., with a distance of 26.40 meters
22 and covering an area of 1,290 square meters.

23 (4) Queobe Eco Park - with coordinates, North Latitude = 9 - 07 -
24 56.39, East Longitude = 124 - 47 - 42.56, beginning at a point marked cor
25 "1", bearing N.55 - 40E., with a distance of 76.01 meters and ending at a
26 point marked "28-1", bearing N.24 - 50E., with a distance of 22.64 meters and
27 covering an area of 34,639 square meters.

1 (d) TDAs In the Municipality of Catarman

2 (1) Sto. Niño Cold Spring – with coordinates, North Latitude = 9 –
3 09 – 06.01, East Longitude = 124 – 40 – 20.72, beginning at a point marked
4 cor “1”, bearing S.72 – 50E., with a distance of 127.09 meters and ending at a
5 point marked “15-1”, bearing N.03 – 02E., with a distance of 62.70 meters and
6 covering an area of 4,655 square meters.

7 (2) Bura Soda Water Spring – with coordinates, North Latitude = 9 –
8 10 – 19.40, East Longitude = 124 – 39 – 19.62, beginning at a point marked
9 cor “1”, bearing N.19 – 28E., with a distance of 425.44 meters and ending at a
10 point marked “13-1”, bearing N.22 – 04W., with a distance of 8.54 meters and
11 covering an area of 3,616 square meters.

12 (3) Sunken Cemetery – with coordinates, North Latitude = 9 – 12 –
13 29.1, East Longitude = 124 – 37 – 53.07, beginning at a point marked cor “1”,
14 bearing N.78 – 01W., with a distance of 867.80 meters and ending at a point
15 marked “9-1”, bearing S.67 – 38E., with a distance of 79.84 meters and
16 covering an area of 58,546 square meters.

17 (4) Catarman Church Ruins, also known as the Old Church Ruins or
18 the Guiob Church Ruins – with coordinates, North Latitude = 9 – 12 – 11.07,
19 East Longitude = 124 – 37 – 57.99, beginning at a point marked cor “1”,
20 bearing S.63 – 14W., with a distance of 937.30 meters and ending at a point
21 marked “10-1”, bearing N.42 – 14W., with a distance of 48.33 meters and
22 covering an area of 329,828 square meters.

23 (5) Walkway to Mount Vulcan Daan, also known as the Walkway to
24 the Old Volcano and Stations of the Cross – with coordinates, North Latitude
25 = 9 – 12 – 46.25, East Longitude = 124 – 38 – 14.49, beginning at a point
26 marked cor “1”, bearing N.26 – 50W., with a distance of 737.89 meters and
27 ending at a point marked “15-1”, bearing N.78 – 59W., with a distance of
28 113.82 meters and covering an area of 329,828 square meters.

1 (6) Tuasan Falls – with coordinates, North Latitude = 9 – 10 – 42.55,
2 East Longitude = 124 – 40 – 45.99, beginning at a point marked cor “1”,
3 bearing N.25 – 57E., with a distance of 1,980.25 meters and ending at a point
4 marked “9-1”, bearing N.40 – 18E., with a distance of 19.13 meters and
5 covering an area of 3,322 square meters.

6 (c) TDAs in the Municipality of Sagay

7 (1) Binangawan Falls – with coordinates, North Latitude = 9 – 09 –
8 44.89, East Longitude = 124 – 44 – 01.74, beginning at a point marked cor
9 “1”, bearing N.10 – 15E., with a distance of 6,291.20 meters and ending at a
10 point marked “4-1”, bearing S.31 – 13E., with a distance of 194.96 meters and
11 covering an area of 196.867 square meters.

12 (2) Langojanan Ki Inggoy – with coordinates, North Latitude = 9 –
13 06 – 36.14, East Longitude = 124 – 44 – 23.75, beginning at a point marked
14 cor “1”, bearing N.77 – 42E., with a distance of 1,834.39 meters and ending at
15 a point marked “6-1”, bearing S.88 – 33W., with a distance of 7.15 meters and
16 covering an area of 2,959 square meters.

17 (3) Pamunglo Spring – with coordinates, North Latitude = 9 – 07 –
18 13.66, East Longitude = 124 – 44 – 23.75, beginning at a point marked cor
19 “1”, bearing N.20 – 41E., with a distance of 12.69 meters and ending at a
20 point marked “12-1”, bearing N.66 – 38W., with a distance of 45.39 meters
21 and covering an area of 2,288 square meters.

22 (f) TDAs in the Municipality of Guinsiliban

23 (1) Moro Watch Tower – with coordinates, North Latitude = 09 – 05 –
24 57.54, East Longitude = 124 – 47 – 05.60, beginning at a point marked cor
25 “1”, bearing S.78 – 43E., with a distance of 99.41 meters and ending at a
26 point marked “4-1”, bearing S.16 – 27E., with a distance of 3.39 meters and
27 covering an area of 100 square meters.

1 (2) Mount Illhan – with coordinates, North Latitude = 9 – 05 – 33.91,
2 East Longitude = 124 – 46 – 00.51, beginning at a point marked cor “1”,
3 bearing S.68 – 38W., with a distance of 2,041.72 meters and ending at a point
4 marked “7-1”, bearing N.49 – 53W., with a distance of 77.85 meters and
5 covering an area of 41,126 square meters.

6 **SEC. 4. Identification and Declaration of Other Sites as Tourism**
7 **Development Areas.** – Other areas in the Province of Camiguin that have
8 potential for tourism such as springs, waterfalls, streams, lakes and other
9 bodies of water, beaches, marine areas, mountains, forests, historical or
10 cultural sites and other natural or man-made sites and attractions that may be
11 of interest to tourists, shall be included among the TDAs under this Act after
12 consultation with the Department of Tourism (DOT) and the Department of
13 Environment and Natural Resources (DENR), the conduct of a survey and
14 verification by the National Mapping and Resource Information Authority
15 (NAMRIA) in coordination with the Provincial Government of Camiguin, and
16 their declaration as a TDA by the Camiguin Tourism Council.

17 **SEC. 5. Camiguin Tourism Council.** – (a) There is hereby organized
18 the Camiguin Tourism Council, hereinafter referred to as the Council, which
19 shall be the primary policy-making, planning and coordinating body in
20 the development of tourism in Camiguin and administration of TDAs therein.
21 The Council, which shall convene upon the effectivity of this Act, shall be
22 composed of:

23 (1) The Provincial Governor of Camiguin, as Chairperson;

24 (2) The municipal mayors of all the municipalities of Camiguin, who
25 shall elect from among themselves the Council's Vice Chairperson;

26 (3) A member of the Sangguniang Panlalawigan of Camiguin, duly
27 designated by the body; and

1 (4) Two (2) representatives from the private sector, nominated by the
2 private sector tourism industry organizations in Camiguin and appointed by
3 the Chairperson of the Council, who shall serve for a period of two (2) years.

4 The Council may create such committees and provide for the functions
5 and the memberships thereof to assist it in the proper and effective
6 performance of its functions.

7 (b) In order to provide assistance and support to the Council in the
8 performance of its functions, the following shall serve as advisors:

9 (1) The Chief Operating Officer of the Tourism Infrastructure and
10 Enterprise Zone Authority (TIEZA);

11 (2) The Regional Director of the DOT for Region X;

12 (3) The Regional Director of the DENR for Region X;

13 (4) The Regional Director of the Department of Public Works and
14 Highways (DPWH) for Region X; and

15 (5) The Regional Director of the National Economic and Development
16 Authority (NEDA) for Region X.

17 The Council may call on other government agencies and offices to
18 provide advice and assistance on matters relating to the performance of its
19 functions and the development of tourism in Camiguin.

20 (c) The Council shall ensure that constituencies, sectors and groups,
21 whose interests may be affected by the tourism development in Camiguin, are
22 given sufficient opportunities to be heard. The Council shall pursue
23 consultations with relevant sectors and constituencies, conduct research, and
24 engage the services and assistance of experts and other resource persons, as
25 may be needed in the performance of its functions.

26 (d) The Provincial Government of Camiguin shall provide a Secretariat
27 for the Council, including the necessary expenses for the performance of its
28 official functions and activities.

1 **SEC. 6. *Camiguin Tourism Development Plan.*** – The Council shall
2 craft and develop the Camiguin Tourism Development Plan, which shall be
3 incorporated into and form part of the National Tourism Development Plan
4 under Republic Act No. 9593, otherwise known as “The Tourism Act of
5 2009”, and shall be implemented by the appropriate local government units
6 and/or national government agencies.

7 **SEC. 7. *National Government Support to Tourism Development in***
8 ***Camiguin.*** – The DOT, in cooperation with the TIEZA, the Tourism
9 Promotions Board (TPB), and other concerned government agencies and
10 instrumentalities, shall promote the TDAs in Camiguin; support and
11 coordinate their integrated development.

12 The DPWH and the Department of Transportation and Communications
13 (DOTC), including the latter’s attached agencies, in coordination with the
14 DOT and the Council, shall prioritize the construction and improvement of the
15 necessary infrastructure to support tourism development in Camiguin and
16 incorporate in their annual infrastructure programs.

17 **SEC. 8. *Implementing Rules and Regulations.*** – The Secretary of
18 Tourism, after due consultation with the DENR, DPWH, DOTC, NEDA, the
19 Council, and other stakeholders, shall promulgate the rules and regulations for
20 the proper implementation of this Act within sixty (60) days after its
21 effectivity.

22 **SEC. 9. *Appropriations.*** – The Secretaries of the DOT, DENR,
23 DPWH, DOTC and other concerned Departments shall include in their
24 programs the infrastructure and other projects to support the Camiguin
25 Tourism Development Plan, the funding of which shall be included in the
26 annual General Appropriations Act.

27 **SEC. 10. *Congressional Review.*** – Three (3) years after the effectivity
28 of this Act and every three (3) years thereafter, or as often as the need arises,

1 Congress, through the appropriate committee of either the House of
2 Representatives or the Senate, shall conduct a review and evaluation of the
3 implementation and impact of this Act.

4 **SEC. 11. *Repealing Clause.*** -- All laws, decrees, executive orders, and
5 issuances, proclamations, rules and regulations, and other issuances or parts
6 thereof that are inconsistent with the provisions of this Act are hereby repealed
7 or modified accordingly.

8 **SEC. 12. *Separability Clause.*** -- If any provision of this Act is
9 declared unconstitutional, the other provisions not affected thereby shall
10 remain in full force and effect.

11 **SEC. 13. *Effectivity.*** -- This Act shall take effect fifteen (15) days
12 after its publication in the *Official Gazette* or in a newspaper of general
13 circulation.

Approved,