

SENATE

'21 JUN -3 A11 :41

S. No. 2279

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Introduced by **SENATOR CYNTHIA A. VILLAR**

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**AN ACT**

**DECLARING A PARCEL OF LAND LOCATED IN THE MUNICIPALITIES OF GREGORIO DEL PILAR, QUIRINO, SIGAY, CERVANTES, AND SUYO, IN THE PROVINCE OF LOCOS SUR, A PROTECTED AREA WITH THE CATEGORY OF PROTECTED LANDSCAPE UNDER THE NATIONAL INTEGRATED PROTECTED AREAS SYSTEM (NIPAS), TO BE REFERRED TO AS THE TIRAD PASS PROTECTED LANDSCAPE, PROVIDING FOR ITS MANAGEMENT, AND APPROPRIATING FUNDS THEREFOR**

EXPLANATORY NOTE

Under the 1987 Philippine Constitution, it is a declared state policy that the State <sup>1</sup> shall protect and advance the right of the people to a balanced and healthful ecology in accord with the rhythm and harmony of nature." In line with safeguarding a healthful ecology, the Constitution likewise provides that Congress shall determine the national parks, which shall be conserved and may not be increased nor diminished, except by law.<sup>2</sup>

Pursuant to the said constitutional provisions, the National Integrated Protected Areas System (NIPAS) was established by virtue of Republic Act (RA) No. 7586, as amended by RA No. 11038, otherwise known as the "Expanded NIPAS Act of 2018". Cognizant of the exacting impact of diverse human activities on all components of the natural environment, the NIPAS Act declared it the policy of the State "to secure for the Filipino people of present and future generations the

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<sup>1</sup> Article II, Section 16, 1987 Philippine Constitution

<sup>2</sup> Article XII, Sec. 3, 1987 Philippine Constitution

perpetual existence of all native plants and animals through the establishment of a comprehensive system of integrated protected areas within the classification of national park as provided for in the Constitution.” The system shall encompass ecologically rich, unique and biologically important areas that are habitats of threatened species of plants and animals, biogeographic zones and related ecosystems, whether terrestrial, wetland or marine, all of which shall be designated as 'protected areas'.<sup>3</sup>

Presently, there are already 107 protected areas in the Philippines that have been so declared through legislation. And yet, based on the records and various suitability assessments by the Biodiversity Management Bureau (BMB) of the Department of Environment and Natural Resources (DENR), there are still numerous sites in the country that have to be given 'protected area' status, by legislative action, in order to ensure its conservation.

The Tirad Pass National Park located in the Second District of Ilocos Sur, was established in July 20, 1938 under Presidential Proclamation No.294. It represents significant biodiversity and has cultural and historical value. With an approximate area of 6,386 hectares, it is the only remaining mossy forest in the region, showcasing a rich terrestrial ecosystem. This bill will establish Tirad Pass National Park under the category of Protected Landscape as defined by the abovementioned law, and will focus on the protection and conservation of its aesthetic, cultural, biological and economic features of the area that should also support the local community. After all, it is state policy to restore resources and ensure the sustainability of the protected area for the present and future generations.

This is the Senate counterpart measure of HB 9327 principally authored by Hon. Kristine Singson-Meehan, the Representative of the Second District of Ilocos Sur.

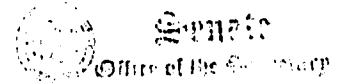
In view of the foregoing, I recommend the approval of this measure.

  
**CYNTHIA A. VILLAR**

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<sup>3</sup> Section 2, RA No. 7586, as amended by RA 11038

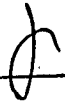
EIGHTEENTH CONGRESS OF THE )  
REPUBLIC OF THE PHILIPPINES )  
Second Regular Session )



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**SENATE**

S. No. 2279

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Introduced by **SENATOR CYNTHIA A. VILLAR**

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**AN ACT**  
**DECLARING A PARCEL OF LAND LOCATED IN THE MUNICIPALITIES OF GREGORIO DEL PILAR, QUIRINO, SIGAY, CERVANTES, AND SUYO, IN THE PROVINCE OF LOCOS SUR, A PROTECTED AREA WITH THE CATEGORY OF PROTECTED LANDSCAPE UNDER THE NATIONAL INTEGRATED PROTECTED AREAS SYSTEM (NIPAS), TO BE REFERRED TO AS THE TIRAD PASS PROTECTED LANDSCAPE, PROVIDING FOR ITS MANAGEMENT, AND APPROPRIATING FUNDS THEREFOR**

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

1 Section 1. *Short Title.* – This Act shall be known as the “Tirad Pass Protected  
2 Landscape Act”.

3 Sec. 2. *Declaration of Policy.* – Cognizant of the profound impact of human  
4 activities on all components of the natural environment, it is hereby declared the  
5 policy of the State to secure for the Filipino people of present and future  
6 generations, the perpetual existence of all native plants and animals through the  
7 declaration of protected areas under the National Integrated Protected Areas System  
8 (NIPAS) within the classification of national park as provided for in the Constitution.

9 In recognition of the richness of the biological resources, both flora and  
10 fauna, that are native and distinct to the Tirad Pass National Park, as well as their

1 aesthetic and ecological importance, a parcel of land located in the Municipalities of  
2 Gregorio Del Pilar, Quirino, Sigay, Cervantes, and Suyoy, in the Province of Ilocos  
3 Sur, is hereby declared a protected area with the category of protected landscape,  
4 and shall hereinafter be referred to as the Tirad Pass Protected Landscape (TPPL).  
5 As such, the State shall ensure the conservation, protection, management and  
6 rehabilitation of the area. It is likewise recognized that effective administration of  
7 this area is possible only through cooperation among national government, local  
8 government units (LGUs), concerned nongovernmental organizations (NGOs),  
9 private entities and local communities. The use and enjoyment of this area must be  
10 consistent with the principles of biological diversity and sustainable development.

11 Towards this end, the State shall ensure the full implementation of this Act,  
12 the mobilization of resources for the institutional mechanisms herein established,  
13 and the full scientific and technical support needed for the conservation of  
14 biodiversity and the integrity of the ecosystems, culture and indigenous practices.

15 **Sec. 3. *Definition of Terms.* – As used in this Act:**

- 16 a) *Buffer zones* refer to identified areas outside the boundaries of and  
17 immediately adjacent to designated protected areas that need special  
18 development control in order to avoid or minimize harm to the  
19 protected area;
- 20 b) *Conservation* refers to any act or acts of preservation and sustainable  
21 utilization of wildlife or maintenance, restoration and enhancement of  
22 habitats;
- 23 c) *Indigenous Cultural Communities (ICCs)/Indigenous Peoples (IPs)*  
24 refer to groups of people sharing common bonds of language,  
25 customs, traditions, and other distinctive cultural traits, and who have,  
26 since time immemorial occupied, possessed and utilized a territory;
- 27 d) *National park* refers to land of the public domain classified as such in  
28 the Constitution which includes all areas under the NIPAS, primarily

1 designated for the conservation of native plants and animals, their  
2 associated habitats and cultural diversity;

3 e) *Protected area* refers to an identified portion of land and water set  
4 aside by reason of its unique physical and biological significance,  
5 managed to enhance biological diversity and protected against  
6 destructive human exploitation;

7 f) *Protected landscape* refers to an area where the interaction of people  
8 and nature over a period of time has produced an area of distinct  
9 character with significant ecological, biological, cultural and scenic  
10 value and where the safeguarding of the integrity of this interaction is  
11 vital to protecting and sustaining the area and its associated nature  
12 conservation and other values; and

13 g) *Tenured migrants* refer to protected area occupants who have been  
14 actually, continuously and presently occupying a portion of the  
15 protected area for five (5) years before the proclamation or law  
16 establishing the same as a protected area, and are solely dependent  
17 therein for subsistence.

18 **Sec. 4. Classification as a National Park.** – The TPPL is comprised of a parcel  
19 of land of the public domain located in the Municipalities of Gregorio Del Pilar,  
20 Quirino, Sigay, Cervantes, and Suyo, Province of Ilocos Sur. All lands of the public  
21 domain within the coverage and scope of the TPPL shall fall under the classification  
22 of national park as provided for in Article XII, Section 3 of the Constitution.

23 **Sec. 5. Scope and Coverage.** – The boundaries of the Tirad Pass Protected  
24 Landscape are more particularly describes as the area beginning at a point marked  
25 "1" on the Map, which is S 85°43'7" E, 1367.107 meters from PRS92Control  
26 Monument "ILS 27" with geographic coordinates 17°08'59.33395" N,  
27 120°36'31.07504" E located at Brgy. Poblacion, Municipality of Gregorio del Pilar,  
28 Ilocos Sur,

29 thence N 44-2-32 E 227.818 meters to corner 2;

1	thence	S 59-30-44 E 116.844	meters to corner 3;
2	thence	N 20-46-58 E 125.195	meters to corner 4;
3	thence	N 21-45-27 E 356.678	meters to corner 5;
4	thence	N 52-38-39 E 138.796	meters to corner 6;
5	thence	S 56-7-3 E 1782.278	meters to corner 7;
6	thence	S 52-18-15 E 1210.577	meters to corner 8;
7	thence	S 39-11-3 E 257.259	meters to corner 9;
8	thence	S 44-41-12 E 456.318	meters to corner 10;
9	thence	S 25-54-1 E 335.261	meters to corner 11;
10	thence	S 33-14-14 E 224.950	meters to corner 12;
11	thence	S 6-41-4 W 641.198	meters to corner 13;
12	thence	S 72-0-53 E 362.724	meters to corner 14;
13	thence	S 29-45-56 E 344.445	meters to corner 15;
14	thence	S 66-9-40 E 94.021	meters to corner 16;
15	thence	N 67-6-34 E 97.693	meters to corner 17;
16	thence	S 19-51-19 E 497.579	meters to corner 18;
17	thence	S 41-54-5 E 248.558	meters to corner 19;
18	thence	S 3-51-30 E 430.977	meters to corner 20;
19	thence	N 80-59-29 E 166.048	meters to corner 21;
20	thence	S 22-48-36 W 308.237	meters to corner 22;
21	thence	S 42-40-7 E 140.317	meters to corner 23;
22	thence	S 37-39-54 W 287.745	meters to corner 24;
23	thence	S 88-13-8 W 197.761	meters to corner 25;
24	thence	S 2-33-41 E 194.443	meters to corner 26;
25	thence	N 89-27-30 E 213.683	meters to corner 27;
26	thence	S 25-31-0 W 412.901	meters to corner 28;
27	thence	S 65-33-11 E 125.549	meters to corner 29;
28	thence	S 13-2-14 W 237.568	meters to corner 30;

1	thence	S 82-31-2 W 257.792	meters to corner 31;
2	thence	S 22-16-4 W 385.848	meters to corner 32;
3	thence	N 49-23-45 W 302.030	meters to corner 33;
4	thence	S 40-9-37 W 373.912	meters to corner 34;
5	thence	S 16-45-54 W 146.104	meters to corner 35;
6	thence	N 60-19-54 W 226.473	meters to corner 36;
7	thence	S 23-29-34 W 289.611	meters to corner 37;
8	thence	S 41-37-14 W 253.711	meters to corner 38;
9	thence	S 8-44-48 E 324.396	meters to corner 39;
10	thence	S 43-50-21 W 214.204	meters to corner 40;
11	thence	N 64-47-13 W 437.836	meters to corner 41;
12	thence	S 87-39-46 W 98.082	meters to corner 42;
13	thence	S 57-5-41 W 141.739	meters to corner 43;
14	thence	S 58-7-29 W 140.132	meters to corner 44;
15	thence	S 79-39-48 W 161.623	meters to corner 45;
16	thence	N 45-44-47 W 434.200	meters to corner 46;
17	thence	N 64-30-21 W 239.301	meters to corner 47;
18	thence	S 19-52-9 W 214.786	meters to corner 48;
19	thence	S 6-20-25 W 226.385	meters to corner 49;
20	thence	S 33-33-24 W 595.195	meters to corner 50;
21	thence	S 9-12-15 E 130.737	meters to corner 51;
22	thence	S 9-12-15 E 88.080	meters to corner 52;
23	thence	S 69-30-27 E 317.065	meters to corner 53;
24	thence	N 79-20-2 E 226.921	meters to corner 54;
25	thence	S 8-38-26 E 206.342	meters to corner 55;
26	thence	S 31-31-37 E 139.607	meters to corner 56;
27	thence	S 0-0-0 E 405.000	meters to corner 57;
28	thence	S 90-0-0 E 111.000	meters to corner 58;

1	thence	S 11-23-51 E 965.919	meters to corner 59;
2	thence	S 4-14-32 W 1822.195	meters to corner 60;
3	thence	S 41-9-46 W 710.772	meters to corner 61;
4	thence	S 7-0-41 E 531.548	meters to corner 62;
5	thence	S 3-32-19 W 8.616	meters to corner 63;
6	thence	S 33-2-23 W 611.722	meters to corner 64;
7	thence	S 30-50-20 E 743.392	meters to corner 65;
8	thence	S 17-23-45 E 641.781	meters to corner 66;
9	thence	S 36-36-32 W 568.094	meters to corner 67;
10	thence	S 23-26-6 W 621.528	meters to corner 68;
11	thence	S 29-3-33 E 707.831	meters to corner 69;
12	thence	S 39-48-20 E 429.564	meters to corner 70;
13	thence	S 46-50-22 E 638.847	meters to corner 71;
14	thence	S 30-54-8 E 319.331	meters to corner 72;
15	thence	S 59-47-9 E 681.594	meters to corner 73;
16	thence	S 13-41-48 E 654.615	meters to corner 74;
17	thence	S 2-36-51 E 1082.909	meters to corner 75;
18	thence	S 65-34-4 W 683.643	meters to corner 76;
19	thence	S 23-13-11 W 509.740	meters to corner 77;
20	thence	N 76-18-25 W 403.840	meters to corner 78;
21	thence	S 45-20-29 W 230.699	meters to corner 79;
22	thence	N 54-35-37 W 93.133	meters to corner 80;
23	thence	N 65-10-33 W 196.743	meters to corner 81;
24	thence	N 28-29-2 W 150.628	meters to corner 82;
25	thence	N 40-0-53 W 67.820	meters to corner 83;
26	thence	S 27-19-10 W 155.820	meters to corner 84;
27	thence	S 1-23-4 W 173.446	meters to corner 85;
28	thence	S 42-12-8 E 163.916	meters to corner 86;



1	thence	S 0-5-35 E 190.863	meters to corner 87;
2	thence	S 10-14-59 E 134.626	meters to corner 88;
3	thence	N 60-43-40 W 227.650	meters to corner 89;
4	thence	N 40-3-39 W 152.107	meters to corner 90;
5	thence	S 52-0-43 W 67.246	meters to corner 91;
6	thence	N 53-50-35 W 100.671	meters to corner 92;
7	thence	S 46-40-7 W 95.516	meters to corner 93;
8	thence	S 16-53-49 E 104.093	meters to corner 94;
9	thence	S 52-8-24 W 118.715	meters to corner 95;
10	thence	N 4-39-11 E 242.859	meters to corner 96;
11	thence	N 19-15-35 E 175.268	meters to corner 97;
12	thence	N 61-21-28 W 144.058	meters to corner 98;
13	thence	N 44-41-21 W 121.142	meters to corner 99;
14	thence	N 35-6-6 W 88.861	meters to corner 100;
15	thence	N 21-10-52 W 112.354	meters to corner 101;
16	thence	N 32-6-2 W 83.828	meters to corner 102;
17	thence	N 24-0-29 E 96.783	meters to corner 103;
18	thence	N 85-54-14 W 176.315	meters to corner 104;
19	thence	N 58-39-42 W 142.133	meters to corner 105;
20	thence	N 17-42-33 W 143.368	meters to corner 106;
21	thence	S 75-50-18 W 200.043	meters to corner 107;
22	thence	S 40-13-29 W 213.705	meters to corner 108;
23	thence	N 80-39-20 W 146.263	meters to corner 109;
24	thence	S 12-33-17 E 171.398	meters to corner 110;
25	thence	S 63-45-7 W 89.223	meters to corner 111;
26	thence	N 73-30-58 W 220.298	meters to corner 112;
27	thence	S 48-15-39 W 149.828	meters to corner 113;
28	thence	N 12-33-20 W 144.711	meters to corner 114;

1	thence	N 59-39-48 W 439.027	meters to corner 115;
2	thence	S 63-51-50 W 171.012	meters to corner 116;
3	thence	N 79-47-3 W 606.216	meters to corner 117;
4	thence	N 18-32-17 E 266.403	meters to corner 118;
5	thence	N 53-40-33 W 196.582	meters to corner 119;
6	thence	N 44-10-45 W 243.443	meters to corner 120;
7	thence	N 71-50-52 W 122.725	meters to corner 121;
8	thence	N 89-58-46 W 180.060	meters to corner 122;
9	thence	N 21-31-3 W 324.763	meters to corner 123;
10	thence	N 49-13-4 W 240.360	meters to corner 124;
11	thence	N 18-6-30 W 221.996	meters to corner 125;
12	thence	N 10-23-51 W 221.639	meters to corner 126;
13	thence	N 2-56-36 W 564.745	meters to corner 127;
14	thence	N 37-14-5 W 219.804	meters to corner 128;
15	thence	N 28-12-15 W 281.412	meters to corner 129;
16	thence	N 26-11-26 W 342.126	meters to corner 130;
17	thence	N 47-1-32 W 220.048	meters to corner 131;
18	thence	N 31-13-55 W 219.864	meters to corner 132;
19	thence	N 29-47-3 W 541.536	meters to corner 133;
20	thence	N 9-23-54 E 382.712	meters to corner 134;
21	thence	N 46-38-38 E 618.216	meters to corner 135;
22	thence	N 28-39-28 E 804.854	meters to corner 136;
23	thence	N 28-4-48 E 853.572	meters to corner 137;
24	thence	N 51-8-33 E 1719.691	meters to corner 138;
25	thence	S 83-42-13 E 377.488	meters to corner 139;
26	thence	N 60-12-49 E 342.212	meters to corner 140;
27	thence	N 20-8-58 E 676.398	meters to corner 141;
28	thence	N 15-12-32 W 588.137	meters to corner 142;

1	thence	N 5-38-7 W 629.634	meters to corner 143;
2	thence	N 2-21-58 W 363.310	meters to corner 144;
3	thence	N 15-19-17 W 302.761	meters to corner 145;
4	thence	N 7-18-4 W 9.262	meters to corner 146;
5	thence	N 7-18-4 W 313.354	meters to corner 147;
6	thence	N 13-23-7 W 362.857	meters to corner 148;
7	thence	N 13-33-9 E 431.001	meters to corner 149;
8	thence	N 28-27-1 W 762.473	meters to corner 150;
9	thence	N 52-32-39 E 133.981	meters to corner 151;
10	thence	N 37-32-21 E 160.295	meters to corner 152;
11	thence	N 84-35-15 E 120.048	meters to corner 153;
12	thence	N 0-24-51 W 240.098	meters to corner 154;
13	thence	N 74-24-49 W 280.119	meters to corner 155;
14	thence	N 21-35-11 E 130.060	meters to corner 156;
15	thence	N 18-24-42 W 130.056	meters to corner 157;
16	thence	N 3-24-48 W 240.106	meters to corner 158;
17	thence	N 3-24-48 W 320.135	meters to corner 159;
18	thence	N 14-1-18 W 437.673	meters to corner 160;
19	thence	N 21-9-6 W 180.136	meters to corner 161;
20	thence	N 12-16-33 W 663.163	meters to corner 162;
21	thence	N 14-31-19 E 240.785	meters to corner 163;
22	thence	N 9-53-37 W 531.817	meters to corner 164;
23	thence	N 20-46-6 W 473.786	meters to corner 165;
24	thence	N 57-4-38 E 263.715	meters to corner 166;
25	thence	N 4-44-48 W 922.833	meters to corner 167;
26	thence	N 37-6-1 E 326.504	meters to corner 168;
27	thence	N 32-52-17 E 143.364	meters to corner 169;
28	thence	N 9-38-44 E 172.210	meters to corner 170;

1	thence	N 39-51-58 E 177.680	meters to corner 171;
2	thence	N 13-34-31 W 178.922	meters to corner 172;
3	thence	N 55-9-5 W 304.805	meters to corner 173;
4	thence	N 25-30-40 E 356.712	meters to corner 174;
5	thence	N 39-20-6 E 265.045	meters to corner 175;
6	thence	N 76-28-50 E 188.215	meters to corner 176;
7	thence	N 6-48-7 E 278.989	meters to corner 177;
8	thence	N 2-28-24 E 300.255	meters to corner 178;
9	thence	N 17-56-15 E 234.398	meters to corner 179;
10	thence	S 61-59-30 E 74.047	meters to corner 180;
11	thence	N 9-52-54 E 156.732	meters to corner 181;
12	thence	N 42-33-5 W 115.593	meters to corner 182;
13	thence	N 67-59-5 E 70.070	meters to corner 183;
14	thence	S 62-37-2 E 90.479	meters to corner 184;
15	thence	S 33-30-35 E 109.046	meters to corner 185;
16	thence	S 69-46-14 E 218.818	meters to corner 186;
17	thence	N 51-45-6 E 95.208	meters to corner 187;
18	thence	N 13-6-4 W 203.545	meters to corner 188;
19	thence	N 16-33-0 W 109.182	meters to corner 189;
20	thence	N 55-7-53 W 106.944	meters to corner 190;
21	thence	N 83-54-46 W 74.333	meters to corner 191;
22	thence	N 34-10-45 W 201.260	meters to corner 1,

23 and comprises seven thousand five hundred seven and 60/100 (7,507.60) hectares,  
24 more or less.

25       Sec. 6. *Establishment of Buffer Zone.* – The DENR Secretary, upon the  
26 recommendation of the Protected Area Management Board (PAMB) created under  
27 Section 7 of this Act, may designate areas surrounding the TPPL as buffer zones for

1 the purpose of providing an extra layer of protection where restrictions may be  
2 applied: *Provided, That*, in cases where the designated buffer zone would cover  
3 private lands, the owners thereof shall be required to design their development with  
4 due consideration to the protected area management plan.

5 **ARTICLE II**  
6 **MANAGEMENT MECHANISMS**

7 *Sec. 7. Protected Area Management Board (PAMB).* – Within ninety (90) days  
8 from the effectivity of this Act, a Protected Area Management Board (PAMB) shall be  
9 created to oversee the management of the TPPL. The PAMB shall be composed of  
10 the following:

- 11 a) DENR Regional Director for Region I, as Chairperson;
- 12 b) Governor of the Province of Ilocos Sur or a duly authorized  
13 representative;
- 14 c) Senators of the Republic of the Philippines who are duly registered  
15 residents of Ilocos Sur, or their duly designated representatives, unless  
16 the Senators decline the membership in the PAMB;
- 17 d) District Representatives of the Congressional Districts where the TPPL  
18 is located, or their duly designated representatives, unless the District  
19 Representatives decline the membership in the PAMB;
- 20 e) Mayors of the Municipalities of Gregorio Del Pilar, Quirino, Sigay,  
21 Cervantes, and Suyo, in the Province of Ilocos Sur or their duly  
22 authorized representatives;
- 23 f) Chairpersons of the all the barangays with territorial jurisdiction over  
24 the TPPL;
- 25 g) Regional Directors of the following government agencies, namely: the  
26 Department of Agriculture (DA), the National Economic and  
27 Development Authority (NEDA), the Department of Science and  
28 Technology (DOST), the Philippine National Police (PNP), and the  
29 Department of National Defense (DND);

- 1 h) Three (3) representatives from NGOs or people's organizations (POs)  
2 based in the Province of Ilocos Sur, duly accredited both by the DENR  
3 and the provincial government. The NGOs or POs represented should  
4 have been in existence for at least five (5) years and must have a  
5 record of accomplishments in the field of protected area management;
- 6 i) At least one (1) but not more than three (3) representatives from all  
7 the ICCs/IPs present in the area and recognized by the National  
8 Commission on Indigenous Peoples (NCIP);
- 9 j) One (1) representative from an academic institution, preferably from a  
10 university or college in the Province of Ilocos Sur, with a record of  
11 accomplishments in or related to protected area management; and
- 12 k) One (1) representative from the private sector, preferably a resident of  
13 the Province of Ilocos Sur, who is distinguished in a profession or field  
14 of interest relevant to the protected area management.

15 The terms of office of members of the PAMB, as well as the grounds for their  
16 removal shall be in accordance with the provisions of Republic Act No. 7586,  
17 otherwise known as the "National Integrated Protected Areas System Act of 1992",  
18 as amended by Republic Act No. 11038, otherwise known as the "Expanded National  
19 Integrated Protected Areas System Act of 2018".

20 *Sec. 8. Functions of the PAMB.* – The PAMB shall have the following powers  
21 and functions:

- 22 a) Oversee the management of the protected area;
- 23 b) Approve policies, plans and programs, proposals, agreements, and  
24 other related documents for the management of the protected areas;
- 25 c) Approve the management plan of the protected area and ensure its  
26 harmonization with and integration into the Ancestral Domain  
27 Sustainable Development and Protection Plan, land use plan and other  
28 development plans, public or private, and their implementation;

- 1           d)    Adopt a manual of operations to include rules of procedures in the  
2                    conduct of business, and the creation of committees and their  
3                    respective terms of reference;
- 4           e)    Recommend the deputation of appropriate agencies and individuals for  
5                    the enforcement of the laws, rules and regulations governing the  
6                    management of the protected area;
- 7           f)    Allocate financial resources for the implementation of the management  
8                    plan and manage the Protected Area Retention Income Account and  
9                    other funds in accordance with government accounting, budgeting and  
10                   auditing rules and regulations;
- 11          g)    Set fees and charges in accordance with existing guidelines;
- 12          h)    Issue rules and regulations for the resolution of conflicts through  
13                   appropriate and effective means;
- 14          i)    Recommend appropriate policy changes to the DENR and other  
15                   government authorities with respect to the management of the TPPL;
- 16          j)    Monitor and assess the performance of the Protected Area  
17                   Superintendent (PASu) and other protected area personnel and  
18                   compliance of partners with the terms and conditions of any  
19                   undertaking, contract or agreement relative to any project or activity  
20                   within the TPPL;
- 21          k)    Recommend from among a shortlist of qualified candidates, the  
22                   designation or appointment of the PASu; and
- 23          l)    Assess the effectiveness of the management of the protected area:  
24                   *Provided,* That the members of the PAMB representing the LGUs and  
25                   national agencies shall inform their respective constituents, offices or  
26                   sectors, of PAMB-approved or other relevant policies, rules,  
27                   regulations, programs, and projects and shall ensure that the  
28                   provisions of this Act and the rules and regulations issued to  
29                   implement are complied with and used as reference and framework in

1 their respective plans, policies, programs, and projects. Failure to  
2 comply with the foregoing shall be the basis for disciplinary action  
3 against such member according to administrative rules and regulations  
4 and such penalties as the PAMB may provide: *Provided, further,* That  
5 the DENR, through the Regional Director, shall ensure that the PAMB  
6 acts within the scope of its powers and functions. In case of conflict  
7 between the resolutions issued by the PAMB and the existing  
8 administrative orders of national application, the latter shall prevail.

9 **Sec. 9. *The Protected Area Management Office (PAMO).*** – There is hereby  
10 established a Protected Area Management Office (PAMO) to be headed by a  
11 Protected Area Superintendent (PASu) who shall supervise the day to day  
12 management, protection, and administration of the TPPL. The PASu shall hold a  
13 permanent plantilla position and shall be appointed by the DENR Secretary. A  
14 sufficient number of support staff with permanent plantilla positions shall likewise be  
15 appointed by the DENR Secretary to assist the PASu in the management of the  
16 protected area.

17 The PASu shall be primarily accountable to the PAMB and the DENR for the  
18 management and operations of the TPPL. Pursuant thereto, the PASu shall have the  
19 following duties and responsibilities:

- 20 a) Prepare the management plan, in consultation with the stakeholders,  
21 including the annual work and financial plan and ensure its  
22 implementation;
- 23 b) Ensure the integration of the protected area management plans,  
24 programs, projects, and policies with relevant national and LGUs' plans  
25 and programs;
- 26 c) Provide secretariat services to the PAMB and its committees and  
27 ensure the availability of relevant and timely information for decision-  
28 making;



- 1 d) Formulate and recommend to the PAMB proposed policies, rules,  
2 regulations, and programs;
- 3 e) Establish, operate, and maintain a database management system  
4 which shall be an important basis for decision-making;
- 5 f) Enforce the laws, rules and regulations relevant to the protected area,  
6 commence and institute administrative and legal actions in  
7 collaboration with other government agencies or organizations, and  
8 assist in the prosecution of offenses committed in violation of the  
9 provisions of this Act;
- 10 g) Monitor, evaluate, and report the implementation of management  
11 activities of the protected area;
- 12 h) Request for and receive any technical assistance, support or advice  
13 from any agency or instrumentality of the government as well as  
14 academic institutions, NGOs, and the private sector, as may be  
15 necessary for the effective management, protection and administration  
16 of the protected area;
- 17 i) Issue permits and clearances for activities that implement the  
18 management plan and other permitted activities in accordance with  
19 terms, conditions, and criteria established by the PAMB: *Provided, That*  
20 all permits for extraction of natural resources, including collection of  
21 wildlife, and its by-products or derivatives for research purposes, shall  
22 continue to be issued by relevant authorities, subject to prior clearance  
23 from the PAMB, through the PASu, in accordance with the specific acts  
24 to be covered;
- 25 j) Collect and receive pertinent fees, charges, donations, and other  
26 income for the protected area: *Provided, That* such fees, charges,  
27 donations, and other income collected and received shall be reported  
28 regularly to the PAMB and the DENR in accordance with existing  
29 guidelines;

- 1 k) Prepare and recommend to the PAMB, approval of the annual work  
2 and financial plans of the protected area based on the management  
3 plan; and
- 4 l) Perform such other functions as the PAMB and the DENR may assign.

5 The PAMO may be augmented by the deputized local environment and  
6 natural resources officers upon the recommendation of the PAMB and approval of  
7 the DENR.

8 **ARTICLE III**  
9 **PROCEEDS AND FEES**

10 Sec. 10. *The Tirad Pass Protected Landscape Fund.* – There is hereby  
11 established a trust fund to be known as the Tirad Pass Protected Landscape Fund  
12 for purposes of financing projects of the TPPL and the NIPAS. All income generated  
13 from the operation and management of wild flora and fauna in the TPPL shall accrue  
14 to the fund. The income shall be derived from fees from permitted sale and export  
15 of flora and fauna and other resources from the TPPL, proceeds from lease of  
16 multiple-use areas, contributions from industries and facilities directly benefiting  
17 from the TPPL, and such other fees and income derived from the operation of the  
18 TPPL.

19 The PAMB shall retain seventy-five percent (75%) of all revenues raised  
20 through the above means, which shall be deposited in the Protected Area-Retained  
21 Income Account (PA-RIA) in any authorized government depository bank within the  
22 locality: *Provided*, That disbursements out of such deposits shall be used solely for  
23 the protection, maintenance, administration, and management of the protected area  
24 and implementation of duly approved projects of the PAMB. The remaining twenty-  
25 five percent (25%) of revenues shall be deposited as a special account in the  
26 general fund in the National Treasury for purposes of financing the programs and  
27 projects of the NIPAS.

28 The fund may be augmented by grants, donations, endowment from various  
29 sources, domestic or foreign: *Provided*, That the fund shall be deposited in full as a  
30 special account in the National Treasury and disbursements therefrom shall be made

1 solely for the protection, maintenance, administration, and management of the  
2 NIPAS and duly approved projects endorsed by the PAMB in accordance with  
3 existing accounting, budgeting, and auditing rules and regulations: *Provided,*  
4 *further,* That the fund shall not be used to cover personal services expenditures.

5 The LGUs shall continue to impose and collect all other fees not enumerated  
6 herein which they have traditionally collected, such as business permits, property  
7 tax and rentals of LGUs' facilities.

8 **ARTICLE IV**  
9 **TRANSITORY AND MISCELLANEOUS PROVISIONS**

10 Sec. 11. *Appropriations.* – The Secretary of the DENR shall immediately  
11 include in the Department's Program the implementation of this Act, the funding of  
12 which shall be included in the annual General Appropriations Act.

13 Sec. 12. *Suppletory Application of the NIPAS Law.* – The provisions of  
14 Republic Act No. 7586, as amended by Republic Act No. 11038, shall have  
15 suppletory application to this Act.

16 Sec. 13. *Implementing Rules and Regulations.* – Within ninety (90) days from  
17 the effectivity of this Act, the Secretary of the DENR shall, in consultation with the  
18 local governments of the Municipalities of Gregorio Del Pilar, Quirino, Sigay,  
19 Cervantes, and Suyo, the provincial government of Ilocos Sur, and concerned  
20 national government agencies, issue the corresponding rules and regulations for the  
21 effective implementation of this Act.

22 Sec. 14. *Separability Clause.* – If any section or provision of this Act is held  
23 unconstitutional or invalid, the remaining sections or provisions with the provisions  
24 not affected thereby shall continue to be in full force and effect.

25 Sec. 15. *Repealing Clause.* – All laws, decrees, letters of instruction, executive  
26 orders, rules and regulations and other issuances or parts thereof inconsistent with  
27 this Act are hereby repealed or modified accordingly.

1           Sec. 16. *Effectivity Clause.* – This Act shall take effect fifteen (15) days after  
2 its publication in the *Official Gazette* or in a national newspaper of general  
3 circulation.

Approved,