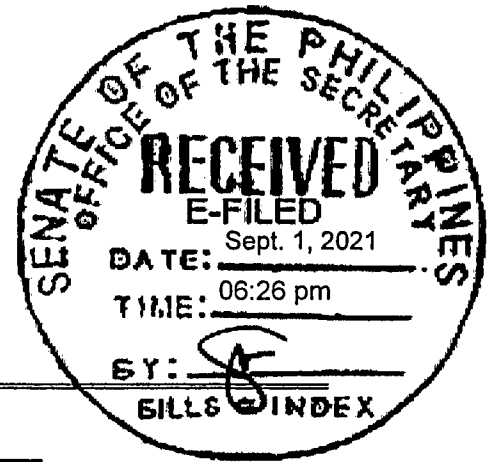


EIGHTEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
Third Regular Session)

SENATE



COMMITTEE REPORT NO. 299

Submitted jointly by the Committees on Environment, Natural Resources and Climate Change and on Finance on Sept. 1, 2021.

Re : House Bill No. 9206.

Recommending its approval with amendments, taking into consideration Senate Bill No. 1713.

Sponsor : Senator Cynthia A. Villar

MR. PRESIDENT:

The Committees on Environment, Natural Resources and Climate Change and on Finance to which were referred **House Bill No. 9206**, introduced by Representatives Gonzales (A.), Barzaga and Yap (E.), entitled:

"AN ACT

DECLARING MT. ARAYAT LOCATED IN THE PROVINCE OF PAMPANGA, AS A PROTECTED AREA WITH THE CATEGORY OF PROTECTED LANDSCAPE UNDER THE NATIONAL INTEGRATED PROTECTED AREAS SYSTEM (NIPAS), AND PROVIDING FOR ITS MANAGEMENT"

and **Senate Bill No. 1713**, introduced by Senator Villar, entitled:

"AN ACT

DECLARING THE MOUNT ARAYAT IN THE PROVINCE OF PAMPANGA AS A PROTECTED AREA UNDER REPUBLIC ACT NO. 7586, AS AMENDED BY REPUBLIC ACT NO. 11038, OTHERWISE

**KNOWN AS THE EXPANDED NATIONAL INTEGRATED PROTECTED
AREAS SYSTEM ACT OF 2018, PROVIDING FOR ITS MANAGEMENT,
AND FOR OTHER PURPOSES"**

have considered the same and have the honor to report back to the Senate with the recommendation that House Bill No. 9206, taking into consideration Senate Bill No. 1713, be approved with the following amendments:

1. On page 1, on the title of the bill, second line, after the word "DECLARING", delete the phrase "MT. ARAYAT" and in lieu thereof, insert the phrase "**A PARCEL OF LAND**";
2. On the same page, on the title of the bill, third line, after the word "PAMPANGA", delete the word "AS";
3. On the same page, on the title of the bill, fifth line, delete the conjunction "AND" and in lieu thereof, insert the phrase "**TO BE REFERRED TO AS THE MT. ARAYAT PROTECTED LANDSCAPE,**";
4. On the same page, on the title of the bill, line 6, after the word "MANAGEMENT", insert the punctuation mark comma "," and the phrase "**AND APPROPRIATING FUNDS THEREFOR**";
5. On the same page, line 5, before the first paragraph of Section 2, insert a new paragraph which shall read as follows:

"COGNIZANT OF THE PROFOUND IMPACT OF HUMAN ACTIVITIES ON ALL COMPONENTS OF THE NATURAL ENVIRONMENT, IT IS HEREBY DECLARED THE POLICY OF THE STATE TO SECURE FOR THE FILIPINO PEOPLE OF PRESENT AND FUTURE GENERATIONS, THE PERPETUAL EXISTENCE OF ALL NATIVE PLANTS AND ANIMALS THROUGH THE DECLARATION OF PROTECTED AREAS UNDER THE NATIONAL INTEGRATED PROTECTED AREAS SYSTEM (NIPAS) WITHIN THE CLASSIFICATION OF NATIONAL PARK AS PROVIDED FOR IN THE CONSTITUTION."

6. On page 2, line 23, delete the subtitle of Section 4, and in lieu thereof, insert the new subtitle "**CLASSIFICATION AS A NATIONAL PARK**";
7. On page 6, line 8, before the word "may", insert the phrase "**CREATED UNDER SECTION 7 OF THIS ACT**";
8. On the same page, lines 16 to 17, delete the phrase "three (3) months" and in lieu thereof, insert the phrase "**NINETY (90) DAYS**";
9. On the same page, line 18, between the word "created" and article "the", delete the conjunction "for" and in lieu thereof, insert the phrase "**TO OVERSEE THE MANAGEMENT OF**";
10. On the same page, line 21, between the conjunction "or" and the word "duly", delete article "a" and in lieu thereof, insert the phrase "**HIS/HER**";
11. On the same page, line 23, between the words "are" and "duly", delete the article "a";
12. On the same page, line 24, between conjunction "or" and the word "duly", insert the word "**THEIR**";
13. On the same page, line 26, add the letter "**S**" to the word "District" to make it in plural form;
14. On page 7, line 4, between the acronym in parentheses "(PNP)" and the article "the", delete the conjunction "and";
15. On the same page, line 5, after the acronym in parentheses "(DND)", insert the punctuation mark comma "," and the phrase "**THE DEPARTMENT OF TOURISM (DOT)**";
16. On the same page, line 7, insert the letter "**S**" after the acronym "NGO" to make it in plural form;
17. On the same page and line, insert the letter "**S**" after the acronym "PO" to make it in plural form;
18. On the same page, line 9, insert the letter "**S**" after the acronym "NGO" to make it in plural form;

19. On the same page and line, insert the letter "**S**" after the acronym "PO" to make it in plural form;
20. On the same page, line 27, on the subtitle of Section 8, before the word "Functions", insert the phrase "**POWERS AND**";
21. Omnibus amendment to delete the phrase "protected areas" and in lieu thereof, to insert the acronym "**MAPL**" found on the following pages and lines:
 - a. Page 7, lines 29, 31, and 32;
 - b. Page 8, lines 9, and 23;
 - c. Page 9, lines 13, 20, and 28;
 - d. Page 10, lines 2, 6, 15, and 19; and
 - e. Page 11, lines 7-8;
22. On page 8, line 17, after the word "authorities", insert the phrase "**WITH RESPECT TO THE MANAGEMENT OF THE MAPL**";
23. On the same page, line 20, after the word "agreement", insert the phrase "**RELATIVE TO ANY PROJECT OR ACTIVITY WITHIN THE MAPL**";
24. On the same page, line 24, delete the phrase "management board" and in lieu thereof, insert the acronym "**PAMB**";
25. On the same page, line 25, after the word "agencies", delete the phrase "in the PAMB";
26. On page 9, line 9, delete the acronym "AMPL" and in lieu thereof, insert the acronym "**MAPL**";
27. On page 10, line 26, on the subtitle of Section 10, between the words "Landscape" and "Fund", insert the phrase "**INTEGRATED PROTECTED AREA**";
28. On the same page, line 27, between the words "Landscape" and "Fund", insert the phrase "**INTEGRATED PROTECTED AREA**";
29. On the same page and line, after the word "Fund", insert the acronym in parentheses "**(MAPL-IPAF)**";

30. On the same page, line 30, delete the word "fund" and in lieu thereof, insert the acronym "**MAPL-IPAF**";
31. On page 11, line 11, delete the word "System" and in lieu thereof, insert the acronym "**NIPAS**";
32. On the same page, line 12, before the word "endowment", insert the conjunction "**AND**";
33. On the same page, line 14, delete the punctuation mark hyphen "—";
34. On the same page, line 16, delete the word "system" and in lieu thereof, insert the acronym "**NIPAS**";
35. On the same page, line 17, between the word "budgeting" and conjunction "and", insert the punctuation mark comma ",";
36. On the same page, lines 27 to 28, delete the phrase "In all matters not provide under this Act" and in lieu thereof, insert the phrase "**THE PROVISIONS OF**";
37. On the same page, line 31, delete the phrase "apply in" and in lieu thereof, insert the word "**HAVE**";
38. On the same page and line, delete the phrase "character, or by analogy whenever practicable and convenient" and in lieu thereof, insert the phrase "**APPLICATION TO THIS ACT**";
39. On page 12, lines 7 to 8, between the words "provisions" and "not", delete the phrase "with the provisions"; and
40. On the same page, line 15, after the word "circulation", insert the punctuation mark period ".".

— end —

Respectfully submitted:

Chairpersons:



SEN. SONNY ANGARA

Committee on Finance



SEN. CYNTHIA A. VILLAR

Committee on Environment, Natural Resources
and Climate Change

Vice-Chairperson, Committee on Finance

Vice-Chairpersons:



**SEN. FRANCIS "TOL" N.
TOLENTINO**

Committee on Environment, Natural Resources
and Climate Change

Member, Committee on Finance

SEN. PIA S. CAYETANO

Committee on Environment, Natural Resources
and Climate Change

Committee on Finance

SEN. JOEL VILLANUEVA

Committee on Finance

*Member, Committee on Environment, Natural
Resources and Climate Change*

SEN. WIN GATCHALIAN

Committee on Finance

*Member, Committee on Environment, Natural
Resources and Climate Change*

SEN. RICHARD J. GORDON

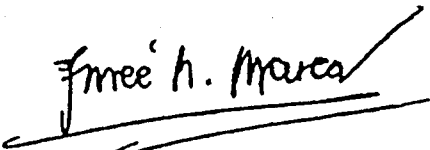
Committee on Finance

*Member, Committee on Environment, Natural
Resources and Climate Change*

SEN. CHRISTOPHER BONG GO

Committee on Finance

*Member, Committee on Environment, Natural
Resources and Climate Change*



SEN. IMEE R. MARCOS
Committee on Finance
Member, Committee on Environment, Natural Resources and Climate Change

SEN. RISA HONTIVEROS
Committee on Finance
Member, Committee on Environment, Natural Resources and Climate Change

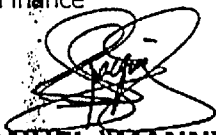
SEN. GRACE POE
Committee on Finance

Members:

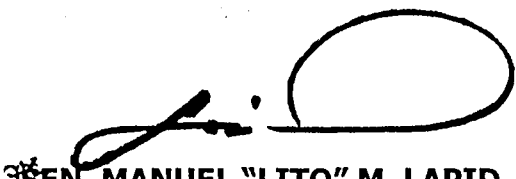


SEN. MARIA LOURDES NANCY S. BINAY
Committee on Environment, Natural Resources and Climate Change
Committee on Finance

SEN. RONALD "BATO" DELA ROSA
Committee on Environment, Natural Resources and Climate Change
Committee on Finance



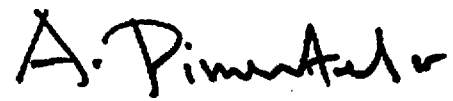
SEN. EMMANUEL "MANNY" D. PACQUIAO
Committee on Environment, Natural Resources and Climate Change
Committee on Finance



SEN. MANUEL "LITO" M. LAPID
Committee on Environment, Natural Resources and Climate Change
Committee on Finance

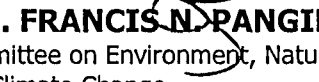


SEN. RAMON BONG REVILLA JR.
Committee on Environment, Natural Resources and Climate Change
Committee on Finance



SEN. AQUILINO "KOKO" PIMENTEL III
Committee on Finance

SEN. PANFILO M. LACSON
Committee on Finance

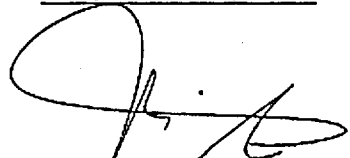


SEN. FRANCIS N. PANGILINAN
Committee on Environment, Natural Resources
and Climate Change
Committee on Finance



SEN. LEILA M. DE LIMA
Committee on Environment, Natural Resources and Climate Change
Committee on Finance

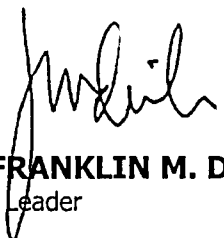
Ex-Officio Members:



SEN. RALPH G. RECTO
President Pro-Tempore
*Member, Committee on Environment, Natural Resources
and Climate Change*



SEN. JUAN MIGUEL F. ZUBIRI
Majority Leader



SEN. FRANKLIN M. DRILON
Minority Leader

HON. VICENTE C. SOTTO III
Senate President



HOUSE OF REPRESENTATIVES

H. No. 9206

BY REPRESENTATIVES GONZALES (A.), BARZAGA AND YAP (E.), PER COMMITTEE REPORT NO. 916

**“AN ACT
DECLARING MT. ARAYAT LOCATED IN THE PROVINCE OF
PAMPANGA, AS A PROTECTED AREA WITH THE CATEGORY OF
PROTECTED LANDSCAPE UNDER THE NATIONAL
INTEGRATED PROTECTED AREAS SYSTEM (NIPAS), AND
PROVIDING FOR ITS MANAGEMENT”**

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

ARTICLE I

GENERAL PROVISIONS

1
2
3 SECTION 1. *Title.* – This Act shall be known as the “Mt. Arayat Protected
4 Landscape Act”.

5 SEC. 2. *Declaration of Policy.* – In recognition of the richness of the
6 biological resources, both flora and fauna, that are native and distinct to Mt.
7 Arayat in the province of Pampanga, as well as their aesthetic and ecological
8 importance, it is hereby declared the policy of the State to ensure the conservation,
9 protection, management and rehabilitation of this area. The State shall ensure the
10 full implementation of this Act, the mobilization of resources for the institutional
11 mechanism herein established, and the full scientific and technical support needed
12 for the conservation of biodiversity and the integrity of the ecosystem, culture and
13 religious practices.

14 SEC. 3. *Definition of Terms.* – As used in this Act:

15 a. *Buffer zones* refer to identified areas outside the boundaries of and

- 1 immediately adjacent to designated protected areas that need special
2 development control in order to avoid or minimize harm to the protected
3 area;
- 4 b. *Conservation* refers to any act or acts of preservation and sustainable
5 utilization of wildlife or maintenance, restoration and enhancement of
6 habitats;
- 7 c. *Indigenous cultural communities/Indigenous peoples* refer to a group of
8 people sharing common bonds of language, customs, traditions, and other
9 distinctive cultural traits, and who have, since time immemorial occupied,
10 possessed and utilized a territory;
- 11 d. *Protected area* refers to identified portions of land and water set aside by
12 reason of their unique physical and biological significance, managed to
13 enhance biological diversity and protected against destructive human
14 exploitation;
- 15 e. *Protected landscape or seascape* refers to an area of national significance
16 which is characterized by the harmonious interaction of humans, and land
17 and water while providing opportunities for public enjoyment through
18 recreation, tourism, and other economic activities; and
- 19 f. *Tenured migrants* refer to protected area occupants who have been actually,
20 continuously and presently occupying a portion of the protected area for five
21 (5) years before the proclamation or law establishing the same as a
22 protected area, and are solely dependent therein for subsistence.

23 **SEC. 4. *Declaration as Protected Area.*** – The Mt. Arayat Protected
24 Landscape (MAPL), bordering the Municipalities of Arayat and Magalang in the
25 Province of Pampanga, is hereby declared a protected area with the category of
26 protected landscape pursuant to Republic Act No. 7586, or the “National
27 Integrated Protected Areas System Act of 1992”, as amended by Republic Act No.
28 11038, or the “Expanded National Integrated Protected Areas System Act of 2018”.
29 All lands of the public domain within the coverage and scope of this Act shall fall
30 under the classification of national park as provided for in the Constitution.

31 **SEC. 5. *Scope and Coverage.*** – The boundaries of the MAPL are more
32 particularly described as follows:

1 a. Lot I pertains to the area beginning at a point marked "1" on the Map,
2 which is S 56°56'42" E, 125.875 meters from PRS'92 Control Monument "PMG-
3 73", with geographic coordinates of 15°10'19.58023" Latitude and
4 120°45'36.60799" Longitude located at the Barangay San Juan Baño, Municipality
5 of Arayat, Province of Pampanga,

| | | | |
|----|--------------------|----------|----------------------|
| 6 | thence N69°08'09"W | 612.131 | meters to corner 2; |
| 7 | thence N69°27'22"W | 536.23 | meters to corner 3; |
| 8 | thence N64°35'57"W | 133.934 | meters to corner 4; |
| 9 | thence S66°06'46"W | 523.011 | meters to corner 5; |
| 10 | thence S75°24'27"W | 696.106 | meters to corner 6; |
| 11 | thence N75°26'16"W | 1017.796 | meters to corner 7; |
| 12 | thence N77°28'22"W | 166.215 | meters to corner 8; |
| 13 | thence N88°35'34"W | 894.287 | meters to corner 9; |
| 14 | thence N40°17'46"W | 765.383 | meters to corner 10; |
| 15 | thence N40°45'18"W | 1077.689 | meters to corner 11; |
| 16 | thence N39°43'42"W | 576.005 | meters to corner 12; |
| 17 | thence N39°43'42"W | 216.223 | meters to corner 13; |
| 18 | thence N37°39'57"W | 593.06 | meters to corner 14; |
| 19 | thence N44°08'47"E | 258.075 | meters to corner 15; |
| 20 | thence N42°18'55"E | 1182.858 | meters to corner 16; |
| 21 | thence N43°04'58"E | 1059.675 | meters to corner 17; |
| 22 | thence N41°24'26"E | 1067.178 | meters to corner 18; |
| 23 | thence N41°24'26"E | 631.256 | meters to corner 19; |
| 24 | thence N09°07'56"E | 1049.962 | meters to corner 20; |
| 25 | thence N76°54'20"E | 141.753 | meters to corner 21; |
| 26 | thence N41°57'39"E | 440.24 | meters to corner 22; |
| 27 | thence N74°10'58"E | 611.396 | meters to corner 23; |
| 28 | thence N53°58'15"E | 152.948 | meters to corner 24; |
| 29 | thence S65°16'43"E | 228.131 | meters to corner 25; |
| 30 | thence S65°16'43"E | 1154.261 | meters to corner 26; |
| 31 | thence S67°38'21"E | 861.707 | meters to corner 27; |
| 32 | thence S47°43'40"E | 767.634 | meters to corner 28; |

| | | | |
|----|--------------------|---------|----------------------|
| 1 | thence S42°47'37"E | 470.518 | meters to corner 29; |
| 2 | thence S23°39'30"E | 592.717 | meters to corner 30; |
| 3 | thence S23°39'30"E | 714.729 | meters to corner 31; |
| 4 | thence S18°41'17"E | 518.149 | meters to corner 32; |
| 5 | thence S26°05'38"E | 324.828 | meters to corner 33; |
| 6 | thence S87°03'49"W | 909.88 | meters to corner 34; |
| 7 | thence S04°26'00"W | 732.224 | meters to corner 35; |
| 8 | thence S02°17'46"W | 109.852 | meters to corner 36; |
| 9 | thence S72°14'18"E | 246.853 | meters to corner 37; |
| 10 | thence S23°42'08"W | 340.667 | meters to corner 38; |
| 11 | thence S23°42'08"W | 364.433 | meters to corner 39; |
| 12 | thence S24°37'57"W | 587.191 | meters to corner 40; |
| 13 | thence S82°49'15"W | 440.745 | meters to corner 41; |
| 14 | thence S06°51'15"E | 449.242 | meters to corner 42; |
| 15 | thence S33°23'02"E | 350.192 | meters to corner 43; |
| 16 | thence S00°06'26"E | 616.447 | meters to corner 44; |
| 17 | thence S39°40'50"W | 210.602 | meters to corner 45; |
| 18 | thence S60°14'35"E | 157.967 | meters to corner 46; |
| 19 | thence S01°34'25"W | 90.492 | meters to corner 1, |

20 and comprises three thousand seven hundred eleven and 34/100 (3,711.34)
21 hectares, more or less.

22 b. Lot II pertains to the area beginning at a point marked "1" on the
23 Map, which is N16°15'07"W, 104.288 meters from PRS'92 Control Monument
24 "PMG-73", with geographic coordinates of 15°10'19.58023" Latitude and
25 120°45'36.60799" Longitude located at the Barangay San Juan Baño, Municipality
26 of Arayat, Province of Pampanga,

| | | | |
|----|--------------------|---------|---------------------|
| 27 | thence N39°40'26"E | 225.621 | meters to corner 2; |
| 28 | thence N39°40'26"E | 49.858 | meters to corner 3; |
| 29 | thence N01°32'34"W | 289.163 | meters to corner 4; |
| 30 | thence N57°33'26"E | 59.821 | meters to corner 5; |
| 31 | thence N57°33'26"E | 15.516 | meters to corner 6; |
| 32 | thence N54°50'26"E | 29.25 | meters to corner 7; |

| | | | | |
|----|--------|-------------|---------|----------------------|
| 1 | thence | S83°01'34"E | 42.335 | meters to corner 8; |
| 2 | thence | N66°46'26"E | 118.442 | meters to corner 9; |
| 3 | thence | S47°11'34"E | 11.644 | meters to corner 10; |
| 4 | thence | S17°03'34"E | 11.814 | meters to corner 11; |
| 5 | thence | S14°16'26"W | 97.745 | meters to corner 12; |
| 6 | thence | S04°01'26"W | 198.971 | meters to corner 13; |
| 7 | thence | S17°23'34"E | 32.912 | meters to corner 14; |
| 8 | thence | S30°38'34"E | 32.562 | meters to corner 15; |
| 9 | thence | S53°53'34"E | 65.413 | meters to corner 16; |
| 10 | thence | S88°42'26"W | 122.974 | meters to corner 17; |
| 11 | thence | S23°51'26"W | 29.11 | meters to corner 18; |
| 12 | thence | S40°14'26"W | 11.824 | meters to corner 19; |
| 13 | thence | S13°15'26"W | 32.201 | meters to corner 20; |
| 14 | thence | S07°08'34"E | 12.745 | meters to corner 21; |
| 15 | thence | S17°42'26"W | 37.743 | meters to corner 22; |
| 16 | thence | S05°57'26"W | 58.161 | meters to corner 23; |
| 17 | thence | S75°10'26"W | 8.583 | meters to corner 24; |
| 18 | thence | N71°36'34"W | 3.781 | meters to corner 25; |
| 19 | thence | S20°31'26"W | 7.153 | meters to corner 26; |
| 20 | thence | S55°00'26"W | 12.064 | meters to corner 27; |
| 21 | thence | S11°54'26"W | 8.413 | meters to corner 28; |
| 22 | thence | S02°52'35"E | 10.484 | meters to corner 29; |
| 23 | thence | S31°41'25"W | 9.373 | meters to corner 30; |
| 24 | thence | S19°13'35"E | 7.343 | meters to corner 31; |
| 25 | thence | S14°58'35"E | 5.922 | meters to corner 32; |
| 26 | thence | S51°19'35"E | 31.201 | meters to corner 33; |
| 27 | thence | S32°09'25"W | 9.153 | meters to corner 34; |
| 28 | thence | S42°20'25"W | 85.471 | meters to corner 35; |
| 29 | thence | S33°57'25"W | 11.824 | meters to corner 36; |
| 30 | thence | S08°57'25"W | 15.956 | meters to corner 37; |
| 31 | thence | S77°25'25"W | 21.608 | meters to corner 38; |
| 32 | thence | S77°25'25"W | 40.985 | meters to corner 39; |

1 thence S77°25'25"W 23.168 meters to corner 40;
2 thence N16°53'35"W 6.812 meters to corner 41;
3 thence N01°34'25"E 90.492 meters to corner 42;
4 thence N60°16'32"W 157.957 meters to corner 1;

5 and comprises fifteen and 16/100 (15.16) hectares, more or less.

6 **SEC. 6. *Establishment of Buffer Zones.*** – The Secretary of the
7 Department of Environment and Natural Resources (DENR), upon the
8 recommendation of the Protected Area Management Board (PAMB), may
9 designate areas surrounding the MAPL as buffer zones for the purpose of
10 providing an extra layer of protection where restrictions may be applied: *Provided,*
11 That, in cases where the designated buffer zone would cover private lands, the
12 owners thereof shall be required to design their development with due
13 consideration to the protected area management plan.

14 **ARTICLE II**

15 **MANAGEMENT MECHANISMS**

16 **SEC. 7. *Protected Area Management Board (PAMB).*** – Within three (3)
17 months from the effectivity of this Act, a Protected Area Management Board
18 (PAMB) shall be created for the MAPL. The PAMB shall be composed of the
19 following:

- 20 a. DENR Regional Executive Director for Region III, as Chairperson;
- 21 b. Governor of the Province of Pampanga or a duly authorized
22 representative;
- 23 c. Senators of the Republic of the Philippines who are a duly registered
24 residents of Pampanga, or duly designated representatives, unless the
25 Senators decline membership in the PAMB;
- 26 d. District Representatives of the Congressional District where the MAPL
27 is located, or their duly designated representatives, unless the District
28 Representatives decline the membership in the PAMB;
- 29 e. Mayors of the Municipalities of Arayat and Magalang, Province of
30 Pampanga or their duly authorized representatives;
- 31 f. Chairpersons of all the *barangays* with territorial jurisdiction over the
32 MAPL;

- 1 g. Regional Directors of the following government agencies, namely: the
2 Department of Agriculture (DA), the National Economic and
3 Development Authority (NEDA), the Department of Science and
4 Technology (DOST), the Philippine National Police (PNP), and the
5 Department of National Defense (DND);
- 6 h. Three (3) representatives from either non-governmental organizations
7 (NGO) or people's organizations (PO), based in the Province of
8 Pampanga, duly accredited both by the DENR and the provincial
9 government. The NGO or PO represented should have been in existence
10 for at least five (5) years and with track record in or related to protected
11 area management;
- 12 i. At least one (1) but not more than three (3) representatives from all the
13 indigenous cultural community (ICC)/ indigenous people (IP) present in
14 the area and recognized by the National Commission on Indigenous
15 Peoples (NCIP);
- 16 j. One (1) representative from an academic institution, preferably from a
17 university or college in the Province of Pampanga, with proven track
18 record in or related to protected area management; and
- 19 k. One (1) representative from the private sector, preferably a resident of
20 the Province of Pampanga, who is distinguished in a profession or field
21 of interest relevant to the protected area management.

22 The terms of office of members of the PAMB, as well as the grounds for
23 their removal shall be in accordance with the provisions of Republic Act No. 7586,
24 or the "National Integrated Protected Areas System Act of 1992", as amended by
25 Republic Act No. 11038, or the "Expanded National Integrated Protected System
26 Act of 2018".

27 **SEC. 8. *Functions of the PAMB.*** – The PAMB shall have the following
28 powers and functions:

- 29 a. Oversee the management of the protected area;
- 30 b. Approve policies, plans and programs, proposals, agreements, and other
31 related documents for the management of the protected areas;
- 32 c. Approve the management plan of the protected area and ensure its

- 1 harmonization and integration with the Ancestral Domain Sustainable
2 Development and Protection Plan, land use plan and other development
3 plan, public or private, and its implementation;
- 4 d. Adopt a manual of operations to include rules of procedures in the conduct
5 of business, and the creation of committees and their respective terms of
6 reference;
- 7 e. Recommend the deputation of appropriate agencies and individuals for the
8 enforcement of the laws, rules and regulations governing the management
9 of the protected area;
- 10 f. Allocate financial resources for the implementation of the management plan
11 and manage the Protected Area Retention Income Account and other funds
12 in accordance with the accounting and budgeting rules and regulations;
- 13 g. Set fees and charges in accordance with existing guidelines;
- 14 h. Issue rules and regulations for the resolution of conflicts through
15 appropriate and effective means;
- 16 i. Recommend appropriate policy changes to the DENR and other government
17 authorities;
- 18 j. Monitor and assess the performance of the Protected Area Superintendent
19 (PASu) and other protected area personnel and compliance of partners with
20 the terms and conditions of any undertaking, contract or agreement;
- 21 k. Recommend from among a shortlist of qualified candidates, the designation
22 or appointment of the PASu; and
- 23 l. Assess the effectiveness of the management of the protected area: *Provided,*
24 *That the members of the management board representing the LGUs and*
25 *national agencies in the PAMB shall inform their respective constituents,*
26 *offices or sectors, of PAMB-approved or other relevant policies, rules,*
27 *regulations, programs, and projects and shall ensure that the provisions of*
28 *this Act and the rules and regulations issued to implement it are complied*
29 *with and used as reference and framework in their respective plans,*
30 *policies, programs, and projects. Failure to comply with the foregoing shall*
31 *be the basis for disciplinary action against such member according to*
32 *administrative rules and regulations and such penalties as the PAMB may*

1 provide: *Provided, further*, That the DENR, through the Regional Director,
2 shall ensure that the PAMB acts within the scope of its powers and
3 functions. In case of conflict between the resolutions issued by the PAMB
4 and the existing administrative orders of national application, the latter
5 shall prevail.

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

14 The PASu shall be primarily accountable to the PAMB and the DENR for
15 the management and operations of the MAPL. Pursuant thereto, the PASu shall
16 have the following duties and responsibilities:

- 17 a. Prepare the management plan, in consultation with the stakeholders,
18 including the annual work and financial plan, and ensure its
19 implementation;
- 20 b. Ensure the integration of the protected area management plans, programs,
21 projects, and policies with relevant national and LGUs' plans and programs;
- 22 c. Provide secretariat services to the PAMB and its committees and ensure the
23 availability of relevant and timely information for decision-making;
- 24 d. Formulate and recommend to the PAMB proposed policies, rules,
25 regulations, and programs;
- 26 e. Establish, operate, and maintain a database management system which
27 shall be an important basis for decision-making;
- 28 f. Enforce the laws, rules and regulations relevant to the protected area,
29 commence and institute administrative and legal actions in collaboration
30 with other government agencies or organizations, and assist in the
31 prosecution of offenses committed in violation of the provisions this Act;

- 1 g. Monitor, evaluate, and report the implementation of management activities
2 of the protected area;
- 3 h. Request for and receive any technical assistance, support or advice from any
4 agency or instrumentality of the government as well as academic
5 institutions, NGOs, and the private sector, as may be necessary for the
6 effective management, protection and administration of the protected area;
- 7 i. Issue permits and clearances for activities that implement the management
8 plan and other permitted activities in accordance with terms, conditions,
9 and criteria established by the PAMB: *Provided*, That all permits for
10 extraction activities, including collection for research purposes, shall also
11 continue to be issued by relevant authorities, subject to prior clearance from
12 the PAMB, through the PASu, in accordance with the specific acts to be
13 covered;
- 14 j. Collect and receive pertinent fees, charges, donations, and other income for
15 the protected area: *Provided*, That such fees, charges, donations, and other
16 income collected and received shall be reported regularly to the PAMB and
17 the DENR in accordance with existing guidelines;
- 18 k. Prepare and recommend to the PAMB, approval of the annual work and
19 financial plans of the protected area based on the management plan; and
- 20 l. Perform such other functions as the PAMB and the DENR may assign.

21 The PAMO may be augmented by the deputized local environment and
22 natural resources officers upon the recommendation of the PAMB and approval of
23 the DENR.

24 ARTICLE III

25 PROCEEDS AND FEES

26 SEC. 10. *The Mt. Arayat Protected Landscape Fund.* - There is hereby
27 established a trust fund to be known as the Mt. Arayat Protected Landscape Fund
28 for purposes of financing projects of the MAPL and the NIPAS. All income
29 generated from the operation and management of wild flora and fauna in the
30 MAPL shall accrue to the fund. The income shall be derived from fees from
31 permitted sale and export of flora and fauna and other resources from the MAPL,
32 proceeds from lease of multiple-use areas, contributions from industries and

1 facilities directly benefiting from the MAPL, and such other fees and income...
2 derived from the operation of the MAPL.

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

12 The fund may be augmented by grants, donations, endowment from various
13 sources, domestic or foreign: *Provided*, That the fund shall be deposited in full as
14 a special account in the National Treasury and disbursements – therefrom shall
15 be made solely for the protection, maintenance, administration and management
16 of the system and duly approved projects endorsed by the PAMB in accordance
17 with existing accounting, budgeting and auditing rules and regulations: *Provided*,
18 *further*, That the fund shall not be used to cover personal services expenditures.

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

22 ARTICLE IV

23 TRANSITORY AND MISCELLANEOUS PROVISIONS

24 SEC. 11. *Appropriations.* – The Secretary of the DENR shall immediately
25 include in the Department's program the implementation of this Act, the funding
26 of which shall be included in the annual General Appropriations Act.

27 SEC. 12. *Suppletory Application of the NIPAS Law.* – In all matters
28 not provided under this Act, Republic Act No. 7586, or the "National Integrated
29 Protected Areas System Act of 1992", as amended by Republic Act No. 11038, or
30 the "Expanded National Integrated Protected Areas System Act of 2018" shall
31 apply in suppletory character, or by analogy whenever practicable and convenient.

32 SEC. 13. *Implementing Rules and Regulations.* – Within ninety (90)

1 days from the effectivity of this Act, the Secretary of the DENR shall, in
2 consultation with local governments of the Municipalities of Arayat and
3 Magalang, the provincial government of Pampanga, and concerned national
4 government agencies, issue the corresponding rules and regulations for the
5 effective implementation of this Act.

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

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

12 **SEC. 16. *Effectivity.*** – This Act shall take effect fifteen (15) days after its
13 publication in the *Official Gazette* or in a newspaper of general circulation

14 Approved,