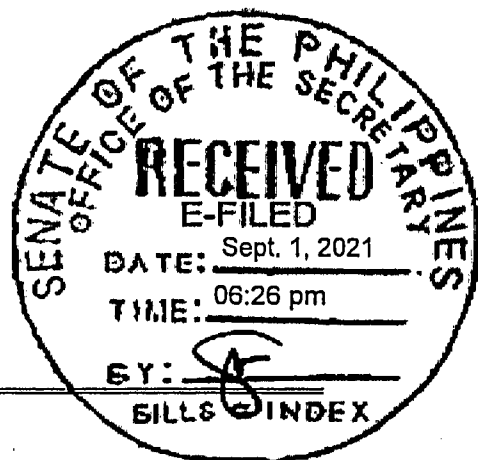


EIGHTEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
Third Regular Session)



SENATE

COMMITTEE REPORT NO. 300

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

Re : House Bill No. 9325.

Recommending its approval with amendments, taking into consideration Senate Bill No. 2278.

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. 9325**, introduced by Representatives Chungalao, Barzaga and Yap (E.), entitled:

"AN ACT

DECLARING A PARCEL OF LAND LOCATED IN THE MUNICIPALITIES OF KABAYAN, BOKOD AND BUGUIAS, IN THE PROVINCE OF BENGUET, IN THE MUNICIPALITY OF TINOC, PROVINCE OF IFUGAO, AND IN THE MUNICIPALITY OF KAYAPA IN THE PROVINCE OF NUEVA VIZCAYA, A PROTECTED AREA, WITH THE CATEGORY OF PROTECTED LANDSCAPE UNDER THE NATIONAL INTEGRATED PROTECTED AREAS SYSTEM (NIPAS), TO BE REFERRED TO AS THE MT. PULAG PROTECTED LANDSCAPE, PROVIDING FOR ITS MANAGEMENT, AND APPROPRIATING FUNDS THEREFOR"

and **Senate Bill No. 2278**, introduced by Senator Villar, entitled:

"AN ACT

DECLARING A PARCEL OF LAND LOCATED IN THE MUNICIPALITIES OF KABAYAN, BOKOD AND BUGUIAS, IN THE PROVINCE OF BENGUET, IN THE MUNICIPALITY OF TINOC, PROVINCE OF IFUGAO, AND IN THE MUNICIPALITY OF KAYAPA IN THE PROVINCE OF NUEVA VIZCAYA, A PROTECTED AREA, WITH THE CATEGORY OF PROTECTED LANDSCAPE UNDER THE NATIONAL INTEGRATED PROTECTED AREAS SYSTEM (NIPAS), TO BE REFERRED TO AS THE MT. PULAG PROTECTED LANDSCAPE, PROVIDING FOR ITS MANAGEMENT, AND APPROPRIATING FUNDS THEREFOR"

have considered the same and have the honor to report back to the Senate with the recommendation that House Bill No. 9327, taking into consideration Senate Bill No. 2279, be approved with the following amendments:

1. On page 1, on the title of the bill, second line, after the word "BUGUIAS", delete the punctuation mark comma ",";
2. On the same page, on the title of the bill, third line, after the word "BENGUET", delete the punctuation mark comma "," and in lieu thereof, insert the punctuation mark semi-colon ";";
3. On the same page, on the title of the bill, third line, after the word "TINOC", delete the punctuation mark comma "," and in lieu thereof, insert the phrase "**IN THE**";
4. On the same page, on the title of the bill, fifth line, after the word "IFUGAO", delete the punctuation mark comma "," and in lieu thereof, insert the punctuation mark semi-colon ";";
5. On page 2, line 3, after the word "Buguias", delete the punctuation mark colon ":" and in lieu thereof, insert the punctuation mark semi-colon ";";

6. On the same page and line, after the word "Benguet", delete the punctuation mark comma "," and in lieu thereof, insert the punctuation mark semi-colon ";";
7. On the same page and line, after the word "Tinoc", delete the punctuation mark comma ",";
8. On the same page, line 4, after the word "Ifugao", delete the punctuation mark comma "," and in lieu thereof, insert the punctuation mark semi-colon ";";
9. On the same page and line, after the word "Kayapa", delete the punctuation mark comma ",";
10. On page 3, lines 7 to 11, on the definition of the term "Protected landscape", delete the phrase "where the interaction of people and nature over a period of time has produced an area of distinct character with significant ecological, biological, cultural and scenic value and where the safeguarding of the integrity of this interaction is vital to protecting and sustaining the area and its associated nature conservation and other values" and in lieu thereof, insert the phrase **"OF NATIONAL SIGNIFICANCE WHICH ARE CHARACTERIZED BY THE HARMONIOUS INTERACTION OF MAN AND LAND AND WATER WHILE PROVIDING OPPORTUNITIES FOR PUBLIC ENJOYMENT THROUGH RECREATION, TOURISM, AND OTHER ECONOMIC ACTIVITIES"**;
11. On the same page, line 19, after the word "Buguias", delete the punctuation mark colon ":" and in lieu thereof, insert the punctuation mark semi-colon ";";
12. On the same page and line, after the word "Benguet", delete the punctuation mark comma "," and in lieu thereof, insert the punctuation mark semi-colon ";";
13. On the same page and line, after the word "Tinoc", delete the punctuation mark comma ",";
14. On the same page, line 20, after the word "Ifugao", delete the comma "," and in lieu thereof, insert the punctuation mark semi-colon ";";
15. On the same page and line, after the word "Kayapa", delete the punctuation mark comma ",";

16. On page 6, line 11, between the words "Regional" and "Director", insert the word **"EXECUTIVE"**;
17. On the same page and line, delete the letter "s" from the word "Directors";
18. On the same page, lines 11 to 12, delete the phrase "and Region II";
19. On the same page, line 12, delete the letter "s" in the word "Chairpersons";
20. On the same page, line 13, before enumeration "b", insert a new enumeration that shall read as follows: **"B. DENR REGIONAL EXECUTIVE DIRECTOR FOR REGION II, AS MEMBER"** and re-letter the succeeding enumerations accordingly;
21. On the same page, line 22, after the word "Buguias", delete the punctuation mark comma ",";
22. On the same page, line 23, after the word "Benguet", delete the punctuation mark comma "," and in lieu thereof, insert the punctuation mark semi-colon ";";
23. On the same page and line, after the word "Tinoc", delete the punctuation mark comma ",";
24. On the same page and line, after the word "Ifugao", delete the punctuation mark comma and in lieu thereof, insert the punctuation mark semi-colon ";";
25. On the same page, line 24, after the word "Kayapa", delete the punctuation mark comma ",";
26. On the same page, line 31, between the acronym in parentheses "(PNP)" and the article "the", delete the conjunction "and";
27. On the same page, line 32, after the acronym in parentheses "(DND)", insert the punctuation mark comma "," and the phrase **"THE DEPARTMENT OF TOURISM (DOT)"**;
28. On page 7, line 3, insert the letter **"S"** after the acronym "NGO" to make it in plural form;
29. On the same page, line 4, insert the letter **"S"** after the acronym "PO" to make it in plural form;

30. On the same page, line 5, after the conjunction "and", delete the phrase "must have a record of accomplishments in the field of" and in lieu thereof, insert the phrase "**WITH TRACK RECORD IN OR RELATED TO**";
31. On the same page, line 8, insert the letter "**S**" in the acronyms "ICC" and "IP" to make them in plural form;
32. On the same page, line 12, after the word "with", delete the phrase "a record of accomplishments" and in lieu thereof, insert the phrase "**PROVEN TRACK RECORD**";
33. On the same page, line 23, on the subtitle of Section 8, before the word "Functions", insert the phrase "**POWERS AND**";
34. Omnibus amendment to delete the phrase "protected area" and in lieu thereof, to insert the acronym "**MPPL**" found on the following pages and lines:
 - a. Page 7, lines 25, 27, 28;
 - b. Page 8, lines 5, 21;
 - c. Page 9, lines 10, 17, 25, 30;
 - d. Page 10, lines 2, 11, 15; and
 - e. Page 11, line 3 to 4;
35. On page 10, line 22, on the subtitle of Section 10, between the words "Landscape" and "Fund", insert the phrase "**INTEGRATED PROTECTED AREA**";
36. On the same page, line 23, between the words "Landscape" and "Fund", insert the phrase "**INTEGRATED PROTECTED AREA**";
37. On the same page and line, after the word "Fund", insert the acronym in parentheses "**(MPPL-IPAF)**";
38. On the same page, line 26, delete the word "fund" and in lieu thereof, insert the acronym "**MPPL-IPAF**";
39. On page 11, line 8, before the word "endowment", insert the conjunction "**AND**";
40. On the same page, line 13, after the word "budgeting", insert the punctuation mark comma ",";

41. On the same page, line 24, after the figure "7586", insert the punctuation mark comma ",";
42. On the same page, line 29, after the word "Buguias", delete the punctuation mark comma ",";
43. On the same page and line, after the word "Benguet", delete the punctuation mark comma "," and in lieu thereof, insert the punctuation mark semi-colon ";";
44. On the same page and line, after the word "Tinoc", delete the punctuation mark comma ",";
45. On the same page, line 30, after the word "Ifugao", delete the punctuation mark comma and in lieu thereof, insert the punctuation mark semi-colon ";";
46. On the same page and line, after the word "Kayapa", delete the punctuation mark comma ",";
47. On page 12, lines 3 to 4, between the words "provisions" and "not", delete the phrase "with the provisions"; and
48. On the same page, line 15, after the word "circulation", insert the punctuation mark period ".".

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

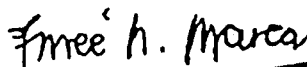
SEN. RICHARD J. GORDON

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:

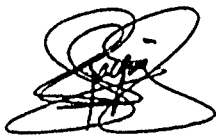


SEN. MARIA LOURDES NANCY S. BINAY

Committee on Environment, Natural Resources
and Climate Change
Committee on Finance

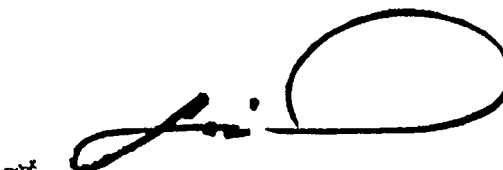
SEN. RONALD "BATO" DELA ROSA

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

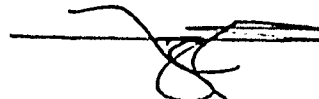


**SEN. AQUILINO "KOKO" PIMENTEL
III**

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:

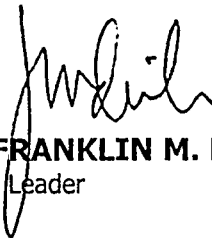


SEN. RALPH G. RECTO

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. 9325

BY REPRESENTATIVES CHUNGALAO, BARZAGA AND YAP (E.), PER COMMITTEE REPORT NO. 948

“AN ACT
DECLARING A PARCEL OF LAND LOCATED IN THE MUNICIPALITIES OF KABAYAN, BOKOD AND BUGUIAS, IN THE PROVINCE OF BENGUET, IN THE MUNICIPALITY OF TINOC, PROVINCE OF IFUGAO, AND IN THE MUNICIPALITY OF KAYAPA IN THE PROVINCE OF NUEVA VIZCAYA, A PROTECTED AREA, WITH THE CATEGORY OF PROTECTED LANDSCAPE UNDER THE NATIONAL INTEGRATED PROTECTED AREAS SYSTEM (NIPAS), TO BE REFERRED TO AS THE MT. PULAG PROTECTED LANDSCAPE, PROVIDING FOR ITS MANAGEMENT, AND APPROPRIATING FUNDS THEREFOR”

Be it enacted by the Senate and 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. Pulag Protected
4 Landscape Act”.

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

12 In recognition of the richness of the biological resources, both flora and

1 fauna, that are native and distinct to Mt. Pulag, as well as their aesthetic and
2 ecological importance, a parcel of land located in the Municipalities of Kabayan,
3 Bokod and Buguias, in the Province of Benguet, Municipality of Tinoc, in the
4 Province of Ifugao, and Municipality of Kayapa, in the Province of Nueva Vizcaya,
5 is hereby declared a protected area with the category of protected landscape, and
6 shall hereinafter be referred to as the Mt. Pulag Protected Landscape (MPPL). As
7 such, the State shall ensure the conservation, protection, management and
8 rehabilitation of the area. It is likewise recognized that effective administration of
9 this area is possible only through cooperation among national government, local
10 government units (LGUs), concerned nongovernmental organizations (NGOs),
11 private entities and local communities. The use and enjoyment of this area must
12 be consistent with the principles of biological diversity and sustainable
13 development.

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

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

- 19 a. *Buffer zones* refer to identified areas outside the boundaries of and
20 immediately adjacent to designated protected areas that need special
21 development control in order to avoid or minimize harm to the protected
22 area;
- 23 b. *Conservation* refers to any act or acts of preservation and sustainable
24 utilization of wildlife or maintenance, restoration and enhancement of
25 habitats;
- 26 c. *Indigenous cultural communities (ICCs)/Indigenous peoples (IPs)* refer to
27 groups of people sharing common bonds of language, customs, traditions,
28 and other distinctive cultural traits, and who have, since time immemorial
29 occupied, possessed and utilized a territory;
- 30 d. *National park* refers to land of the public domain classified as such in the
31 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 aside by
4 reason of its unique physical and biological significance, managed to
5 enhance biological diversity and protected against destructive human
6 exploitation;

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

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

17 **SEC. 4. Classification as a National Park.** – The MPPL is comprised of
18 a parcel of land of the public domain situated in the Municipalities of Kabayan,
19 Bokod and Buguias, in the Province of Benguet, Municipality of Tinoc, in the
20 Province of Ifugao, and Municipality of Kayapa, in the Province of Nueva Vizcaya.
21 All lands of the public domain within the coverage and scope of the MPPL shall
22 fall under the classification of national park as provided for in Article XII, Section
23 3 of the Constitution.

24 **SEC. 5. Scope and Coverage.** – The boundaries of the MPPL are more
25 particularly described as the area beginning at a point marked “1” on plan, which
26 is S 75° 34’ 16” E, 1,342.652 meters from BBM No. 07 with geographic coordinates
27 of 16° 36’ 28.09490491” Latitude and 120° 50’ 26.02534396” Longitude located at
28 Barangay Duacan, Municipality of Kabayan, Province of Benguet,

29	thence	N 26°02’04” E	4,333.50	meters to corner 2;
30	thence	N 13°11’24” E	3,330.69	meters to corner 3;
31	thence	N 26°21’52” W	887.241	meters to corner 4;
32	thence	N 30°06’56” W	3930.35	meters to corner 5;

1	thence	S 81°22'11" E	113.284	meters to corner 6;
2	thence	S 22°49'03" E	157.302	meters to corner 7;
3	thence	N 70°05'51" E	185.055	meters to corner 8;
4	thence	S 68°56'36" E	200.383	meters to corner 9;
5	thence	N 77°29'44" E	263.248	meters to corner 10;
6	thence	N 82°59'16" E	1900.24	meters to corner 11;
7	thence	S 69°55'33" E	1,911.13	meters to corner 12;
8	thence	S 46°37'44" E	2,839.42	meters to corner 13;
9	thence	S 20°49'59" E	2,238.22	meters to corner 14;
10	thence	S 19°51'23" E	76.547	meters to corner 15;
11	thence	S 66°15'07" E	54.626	meters to corner 16;
12	thence	S 26°45'32" E	133.265	meters to corner 17;
13	thence	S 13°23'36" W	43.172	meters to corner 18;
14	thence	S 36°15'21" E	446.412	meters to corner 19;
15	thence	S 78°59'50" E	36.675	meters to corner 20;
16	thence	S 12°44'46" E	86.118	meters to corner 21;
17	thence	S 40°32'05" E	90.783	meters to corner 22;
18	thence	S 57°05'48" E	40.497	meters to corner 23;
19	thence	S 10°50'28" E	47.851	meters to corner 24;
20	thence	S 73°41'34" E	238.602	meters to corner 25;
21	thence	S 10°05'54" E	74.145	meters to corner 26;
22	thence	N 85°05'35" E	198.731	meters to corner 27;
23	thence	S 71°33'58" E	75.895	meters to corner 28;
24	thence	N 24°35'30" E	64.882	meters to corner 29;
25	thence	S 83°57'23" E	170.953	meters to corner 30;
26	thence	N 43°19'02" E	144.309	meters to corner 31;
27	thence	N 75°04'11" E	124.195	meters to corner 32;
28	thence	S 21°35'48" E	154.864	meters to corner 33;
29	thence	S 46°41'12" E	48.103	meters to corner 34;
30	thence	S 68°39'20" E	93.408	meters to corner 35;
31	thence	S 07°28'20" E	61.519	meters to corner 36;
32	thence	S 36°06'41" W	256.214	meters to corner 37;

1	thence	S 09°27'47" W	109.484	meters to corner 38;
2	thence	N 85°56'27" W	155.392	meters to corner 39;
3	thence	S 38°07'02" W	230.048	meters to corner 40;
4	thence	S 35°52'04" E	182.622	meters to corner 41;
5	thence	S 61°20'59" W	110.535	meters to corner 42;
6	thence	S 03°22'00" E	170.285	meters to corner 43;
7	thence	S 17°31'03" E	2,209.35	meters to corner 44;
8	thence	S 19°04'31" W	4,394.05	meters to corner 45;
9	thence	N 69°07'20" E	103.818	meters to corner 46;
10	thence	N 41°51'42" E	567.938	meters to corner 47;
11	thence	S 75°35'56" E	270.378	meters to corner 48;
12	thence	N 58°13'08" E	262.478	meters to corner 49;
13	thence	S 62°51'17" E	440.528	meters to corner 50;
14	thence	S 75°07'10" E	147.964	meters to corner 51;
15	thence	N 84°19'48" E	141.695	meters to corner 52;
16	thence	S 26°57'38" E	130.137	meters to corner 53;
17	thence	S 32°42'43" W	3697.21	meters to corner 54;
18	thence	S 03°41'00" W	2,241.51	meters to corner 55;
19	thence	S 42°19'10" W	528.775	meters to corner 56;
20	thence	S 20°14'15" E	251.514	meters to corner 57;
21	thence	N 80°42'25" W	4018.8	meters to corner 58;
22	thence	N 36°22'57" W	1,589.96	meters to corner 59;
23	thence	N 36°03'09" W	909.065	meters to corner 60;
24	thence	N 36°52'15" W	1,334.81	meters to corner 61;
25	thence	N 15°03'51" E	2381.72	meters to corner 62;
26	thence	N 18°28'8" W	1,104.85	meters to corner 63;
27	thence	N 83°38'31" W	1,390.57	meters to corner 1,

28 and comprises eleven thousand five hundred eighty and 35/100 (11,580.35)
29 hectares, more or less.

30 SEC. 6. *Establishment of Buffer Zones.* – The DENR Secretary, upon the
31 recommendation of the Protected Area Management Board (PAMB) created under
32 Section 7 of this Act, may designate areas surrounding the MPPL as buffer zones

1 for 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
4 with due consideration to the protected area management plan.

5 ARTICLE II

6 MANAGEMENT MECHANISMS

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

- 11 a. DENR Regional Directors for Cordillera Autonomous Region (CAR) and
12 Region II, as Chairpersons;
- 13 b. Governors of the Provinces of Benguet, Ifugao and Nueva Vizcaya or
14 their duly authorized representatives;
- 15 c. Senators of the Republic of the Philippines who are duly registered
16 residents of the Provinces of Benguet, Ifugao or Nueva Vizcaya, or their
17 duly designated representatives, unless the Senators decline the
18 membership in the PAMB;
- 19 d. District Representatives of the Congressional Districts where the MPPL
20 is located, or their duly designated representatives, unless the District
21 Representatives decline the membership in the PAMB;
- 22 e. Mayors of the Municipalities of Kabayan, Bokod and Buguias, in the
23 Province of Benguet, Municipality of Tinoc, in the Province of Ifugao,
24 and Municipality of Kayapa, in the Province of Nueva Vizcaya, or their
25 duly authorized representatives;
- 26 f. Chairpersons of the all the *barangays* with territorial jurisdiction over
27 the MPPL;
- 28 g. Regional Directors of the following government agencies, namely: the
29 Department of Agriculture (DA), the National Economic and
30 Development Authority (NEDA), the Department of Science and
31 Technology (DOST), the Philippine National Police (PNP), and the
32 Department of National Defense (DND);

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

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

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

- 25 a. Oversee the management of the protected area;
- 26 b. Approve policies, plans and programs, proposals, agreements, and other
27 related documents for the management of the protected areas;
- 28 c. Approve the management plan of the protected area and ensure its
29 harmonization with and integration into the Ancestral Domain Sustainable
30 Development and Protection Plan, land use plan and other development
31 plans, public or private, and their implementation;
- 32 d. Adopt a manual of operations to include rules of procedures in the conduct

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

1 conflict between the resolutions issued by the PAMB and the existing
2 administrative orders of national application, the latter shall prevail.

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

11 The PASu shall be primarily accountable to the PAMB and the DENR for
12 the management and operations of the MPPL. Pursuant thereto, the PASu shall
13 have the following duties and responsibilities:

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

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

17 The PAMO may be augmented by the deputized local environment and
18 natural resources officers upon the recommendation of the PAMB and approval of
19 the DENR.

20 ARTICLE III

21 PROCEEDS AND FEES

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

31 The PAMB shall retain seventy-five percent (75%) of all revenues raised
32 through the above means, which shall be deposited in the Protected Area-Retained

1 Income Account (PA-RIA) in any authorized government depository bank within
2 the locality: *Provided*, That disbursements out of such deposits shall be used solely
3 for the protection, maintenance, administration, and management of the protected
4 area and implementation of duly approved projects of the PAMB. The remaining
5 twenty-five percent (25%) of revenues shall be deposited as a special account in
6 the general fund in the National Treasury for purposes of financing the programs
7 and projects of the NIPAS.

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

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

18 ARTICLE IV

19 TRANSITORY AND MISCELLANEOUS PROVISIONS

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

23 SEC. 12. *Suppletory Application of the NIPAS Law.* – The provisions
24 of Republic Act No. 7586 as amended by Republic Act No. 11038, shall have
25 suppletory application to this Act.

26 SEC. 13. *Implementing Rules and Regulations.* – Within ninety (90)
27 days from the effectivity of this Act, the Secretary of the DENR shall, in
28 consultation with the local governments of the Municipalities of Kabayan, Bokod
29 and Buguias, in the Province of Benguet, the Municipality of Tinoc, in the Province
30 of Ifugao, and Municipality of Kayapa, in the Province of Nueva Vizcaya, the
31 provincial governments of Benguet, Ifugao and Nueva Vizcaya, and concerned
32 national government agencies, issue the corresponding rules and regulations for

1 the effective implementation of this Act.

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

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

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

Approved,